

**TOWNSHIP OF PARSIPPANY-TROY HILLS
REGULAR TOWNSHIP COUNCIL MEETING OF MAY 15, 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, dePierro, Ferrara and Council President Stanton

ABSENT: Council Member Cesaro

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

**UPCOMING
MEETINGS:**

6/12/12 @ 7:30 p.m. Agenda Meeting
Public Invited – Public Participation

6/19/12 @ 7:30 p.m. Regular Meeting
Public Invited – Public Participation

PRESENTATION(S):

BID(S)

To be Taken:

5/31/12 @ 11:00 a.m. Sealed Proposals for Phase 3 Interior Restoration of the Bowsby-De Gelleke House - REBID

Request(s) for Quotation(s)/Proposal(s)/Qualification(s)

5/23/12 @ 11:00 a.m. Qualification Statements for Health Insurance Broker of Record Services

ORDINANCES - SECOND READING & PUBLIC HEARING(S)

ORDINANCE NO. (2012:15)

An 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 108-130 Route 46, Block 693, Lot 24

Motion to Adopt: Mr. dePierro

Seconded By: Mr. Ferrara

Council President Stanton opened the meeting to the public to speak on this ordinance only, noting a five-minute time limit per speaker.

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

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

ORDINANCE NO. (2012:16)

Council President Stanton asked the Township Attorney, Mr. Inglesino, to give an overview of Ordinance 2012:16 which is before Council for introduction.

Mr. Inglesino stated that this ordinance will make modifications to the Township’s Open Space Trust Fund and the way in which these issues came about began in January when the Mayor asked him to give an opinion on whether or not Open Space Trust Fund monies could be used for debt service payments on bonds. In his legal opinion letter of February 14, 2012, which was made available to the public and was on the Township’s website, contained a detailed analysis of this complicated question. The purpose of this ordinance is to clean up some arguable imperfections in past practice in the Township in respect to open space as well as to codify past practice in regards to the uses of open space funds so that it is clear what funds can be used for and what they can’t

Mr. Inglesino said that in 1988 the voters in Parsippany passed a referendum to establish an Open Space Trust Fund solely for the purchase of property within the Township of Parsippany-Troy Hills for active and passive recreation. There has been misinformation that these funds are open space funds only and could not be used for recreation. He stated that the ballot question established the fund in an amount less than 2 cents/\$100. of assessed value. He then said that in 1997 the State Legislature amended the law and brought in the purposes for which open space monies could be used which are stated in statute and are now stated in Ordinance 2012:16 which is now before Council. Mr. Inglesino explained that past Township administrations have used Open Space Trust Fund monies for debt service payments and that this Ordinance will codify those past acts to insure that the Council ratifies those acts so that no one thinks that the Township has improperly used those trust fund monies and expose the Township to that potential liability.

Mr. Inglesino stated that there are four purposes for this Ordinance.

#1. To clean up confusion which incurred in a non-binding referendum passed by the Township in 2006 to now clearly state what the trust fund monies can be used for; and again the purpose is to broaden and make clear that the trust fund monies can be used for all statutory permitted purposes under state law.

#2. To codify existing Township past practices which have been utilized by the past two administrations that have used trust fund monies for debt service.

#3. To expand the purposes even further to comply with state law which was amended in January of this year to permit these monies to be used for Blue Acres funding which allows these monies to be used to purchase flood properties.

#4. Renames the fund from the Open Space Trust Fund to the “Municipal Open, Recreation, Floodplain Protection, and Farmland and Historic Preservation Trust Fund”.

Mr. Inglesino stated that this ordinance now clearly states what the funds can be used for, mirrors the state statute and maintains the percentages of allocations contained in the 2006 Referendum even though those allocations are more of a policy decision by the Council and if at a later date the Council desires to change that allocation, they can. He explained that in the future there may be a need to use the funds more for acquisition because there may be an ambitious list of properties that the Township may want to acquire or there may be maintenance or improvement needs for same. This Ordinance allows flexibility to utilize the funds as needed within the confines of the Referendum.

Mr. Inglesino recommended the passage of this Ordinance. He also said that while the issues which this ordinance addresses were brought to light during discussions regarding the proposed “Field of Dreams” project, these issues are not limited to the Field of Dreams; these are issues which must be dealt with regarding the Township’s open space, recreation trust fund generally.

An Ordinance Amending Chapter 51, Open Space Committee, to Further Revise the Purposes for Which the Open Space Trust Fund Can be Used and Authorizing the Township to Dissolve the “Open Space Trust Fund” and create the “Municipal Open, Recreation, Floodplain Protection, and Farmland and Historic Preservation Trust Fund”

Motion to Adopt: Mr. Ferrara

Seconded By: Mr. dePierro

Council President Stanton opened the meeting to the public to speak on this ordinance only, noting a three-minute time limit per speaker.

Julia Peterson, 25 Old Parsippany Rd.: read a statement in which she expressed her concerns regarding the language in Ordinance 2012:16 which she feels gives the Council free rein to use the funds as they determine and that this flies in the face of the voter intent in previous referendums. Mr. Inglesino responded clarifying for Ms. Peterson the status and purpose of the Open Space Committee and the problems in attempting to negotiate for possible open space purchases with the declining real estate market.

Mary Purzycki, 273 Marcella Rd.: questioned that ‘purchase’ of open space was always in the language of prior ordinances, but now ‘maintenance’ is added which she feels supersedes the wish of the public in the use of the fund monies.

Bob Venezia, 102 Brooklawn Dr.: questioned if the 2006 Referendum was binding or non-binding; asked about the status of the ‘grandfather protection’ of the original 1988 Referendum and asked if there is any limit on the number of times the same law can be grandfathered. He also expressed concern as to whether the Council has the authority to overturn prior referendums. Mr. Venezia asked that the ordinance be tabled and resubmitted to the voters as a referendum. Mr. Inglesino explained that under state law the mechanism to expand the purposes of the fund is an ordinance. He also explained that the Council has the law making authority and can adopt ordinances, overturn or change ordinances as long as it is within their legal power to do so. And the State of New Jersey, the Legislature and the Governor have vested the governing body with that authority as it relates to trust fund monies.

Jonathan Nelson, 202 Patriots Rd.: asked if going forward with this ordinance, can the Township purchase open space with Green Acre Loans, and can the Open Space Trust Fund be used to pay off that debt. Mr. Inglesino responded, yes, because it would be debt service. Mr. Nelson also asked if maintenance funds could be used on leased properties or only on purchased properties and what will the process be to use maintenance funds. Mr. Inglesino explained the intent of the statute and said that going forward the maintenance funds could not be used on leased properties.

Pat Venezia, 102 Brooklyn Dr.: asked why the ordinance states the ‘governing body’ when the existing ordinance refers to ‘township council’; she asked if there is a difference. She then expressed her concerns regarding bonding in the future for not only open space purchase, but for Blue Acres, farmland and historic preservation which she feels the voters never approved. Mr. Inglesino explained that state statute refers to the ‘governing body’ and that the Mayor and Council make up the governing body, so this reference was used in the ordinance. He also stated that bonding is debt service as debt service payments are made on bonds and this ordinance also allows the governing body future flexibility to utilize the fund in the manner in which the State says it should and could.

Mayor Barberio stated that he reviewed prior budget documents and found that Open Space Funds had been used for debt service; and this was why he recommended that this ordinance codify past practices to protect the Township from possible lawsuits.

Michael Espejo, 80 Brooklyn Dr.: asked if the Council had input into the ordinance or was it drafted by the law firm and handed to the Council to vote on. Mr. Inglesino stated that the dialog between members of the Mayor and Council, himself and his office fall under attorney-client privilege and it is not appropriate for anyone to answer that question. Every Council member has the ability to call him and discuss whatever it is that they need to discuss.

Rick McNulty, 5 St. Johns Pl.: asked for clarification regarding the amount of the Open Space Tax that could be assessed. He also asked if by changing an ordinance now, does that make past practices legal. Mr. Inglesino stated that one of the purposes of the ordinance is to codify past practice and nobody said that these past practices were illegal. A review was made of prior minutes and past council members and administration were interviewed and we believe that a good credible argument can be made that nothing was done improperly or was illegal from 2006 forward. Councilman dePierro stated that bonding to purchase open space was always the intent of the Council from 1988 on in order to avoid spikes in the taxes.

Bob Crawford, 35 Hidden Glen Dr.: asked if the Council tonight does not vote to adopt the ordinance which Mr. Inglesino stated will protect them by codifying past practices, will they be putting themselves in jeopardy – and, if so, how can they make an independent vote. Council dePierro responded that he does not feel that the Council is protecting themselves, he believes that what they are doing is clearly defining that they always intended to bond for open space.

Council President Stanton closed the public portion of the meeting.

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

ORDINANCE NO. (2012:17)

An Ordinance Amending Chapter 150, Fertilizers, to Comply with the New Jersey Water Pollution Control Act, as Amended on January 5, 2011

Motion to Adopt: Mr. Stanton

Seconded By: Mr. dePierro

Council President Stanton opened the meeting to the public to speak on this ordinance only, noting a five-minute time limit per speaker.

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

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

ORDINANCE NO. (2012:18)

An Ordinance of the Township Council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, to Amend and Supplement Various Sections of the Code of the Township of Parsippany-Troy Hills Dealing With Fees Governed by the Health Department **(2012:18)**

Motion to Adopt: Mr. Carifi

Seconded By: Mr. Ferrara

Council President Stanton opened the meeting to the public to speak on this ordinance only, noting a five-minute time limit per speaker.

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

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

PUBLIC HEARING

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

Julia Peterson, 25 Old Parsippany Rd.: stated that she had never attended a public meeting wherein the Council spoke less than anyone else.

Scott Dean, 960 Tabor Rd.: stated that he is trying to get more information from Council regarding watching his son play Little League thru the Par-Troy West Complex. He referred to the lease that Par-Troy West has with the Township he does not find anything specific that empowers them to not allow him to watch his son play baseball on town owned public property. He asked if the Council or the Mayor would be directing the Police Department to have him removed if he goes to the field to watch his son play baseball on the public property or is there a possibility that this Council will make a directive to Par-Troy West as tenants of this town owned property to allow him to watch his son play Little League. Mr. Inglesino stated that he has reviewed the situation and because Par-Troy West is not a municipal entity, it is an independent league, and they govern their league, not the Township. He said that Mr. Dean's dispute is not with the Mayor and Council but with Par-Troy West. The terms of the lease between the Township and Par-Troy West only pertain to the property and Mr. Dean's issue does not relate to the property but to the way the league is treating him and the Township cannot legally interject itself into the dispute.

Ranya Tawfek, 270 Baldwin Rd.: stated that she is in the process of eviction from an apartment that she has resided in for 12 years because, according to a Township ordinance, her 4 year old daughter was now creating an 'over-crowding' situation in their apartment. An inspection of her apartment two years ago did not report any over-crowding. A room for her daughter has been made out of the dining room area. Mrs. Tawfek stated that she has been informed by Rena Plaxe from the Township Housing Department, that she has 60 days to leave the premises or she will be out on the street. Mayor Barberio assured Mrs. Tawfek that she will not be out on the street and he would speak to her after tonight's meeting.

Jonathan Nelson, 202 Patriots Rd.: stated that he feels the situation that Mrs. Tawfek is in is outrageous, and the people in town should be helped. Mr. Nelson asked if the Township will be hiring a new Clerk and stated that the Meeting Minutes used to be sent to the Libraries, and since Mrs. Silver retired, they have not been sent. Mr. Nelson asked what the funds in the sewer surplus will be used for. Mayor Barberio replied that they have a consultant investigating how much they can reduce the rate.

CONSENT AGENDA

Motion to Adopt: Mr. Ferrara

Seconded By: Mr. Carifi

All items listed with an asterisk (*) are considered to be routine and noncontroversial by the Township Council and will be approved by one motion. There will be no separate discussion of these items unless a council member so requests, in which case the item will be removed from the Consent Agenda and considered in its normal sequence on the Agenda.

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

MINUTES FOR APPROVAL:

* Regular Meeting of 11/22/11

BID AWARD(S)

- * Awarding Bid for Supply of Bioxide for the Wastewater Treatment Plant to Siemens Industry, Inc., 2650 Tallevast Road, Sarasota, FL, for a Price Per Gallon of \$2.31
 - * Awarding Bid for Lease of Space on Water Towers to New Cingular Wireless PCS, LLC, T-Mobile Northeast, LLC and New York SMSA Limited Partnership (Verizon Wireless)
 - * Awarding Bid for Fireworks Display Services to International Fireworks MFG. Co., PO Box 6, 242 Sycamore Road, Douglassville, PA, for a Total Price of \$20,000.00
 - * Awarding Bid for Reconstruction of Roosevelt Avenue-Phase II, to Stanziale Construction LLC, PO Box 2597, Bloomfield, NJ, for a Total Bid Price of \$294,229.00
-

RESOLUTION(S)

Mayor Barberio presented the Proposed 2012 Township Budget.

Tonight, I would like to present you with a summary of the proposed 2012 Township Budget. Again, the Township was subject to a 2% levy cap with very few waivers. Budget appropriations have largely stabilized. However, there is a significant decline in anticipated revenues.

Key aspects of my proposed 2012 budget include:

- A slight decrease in the current fund appropriations
- A continued decline in revenues of \$1 million 6%
- The result is a tax levy increase of \$700,000 or 1.8% and a tax rate increase of 2.9% or \$49 for the average assessed home of \$309,000

I am pleased to note that this budget calls for:

- A 2% salary increase for all white collar employees representing almost ½ of the township workforce whose salaries have been frozen since 2009
- Merit increases for a few employees who have gone above and beyond, have had significant accomplishments or achievements and/or have taken on additional responsibilities due to a reduced workforce
- 4 new police officers to replace 12 officers who retired 2010 and 2011 and a part-time parking enforcement special police officer and a part-time DARE instructor

As I mentioned earlier, the appropriations side of the budget is largely stabilized. Some large increases have been balanced by decreases.

The largest reduction was \$1.28 million in debt service.

Other significant reductions include:

- A \$250,000 reduction in Property/Casualty Insurance by moving to the Garden State Joint Insurance Fund
- A \$200,000 savings in DPW due to the mild winter
- We also expect a \$145,000 reduction in Electricity and Heating costs due to lower energy costs in general and the Township's continued participation in the NJ Sustainable Energy Joint Meeting aggregate purchasing group
- We have also realized savings in several departments as a result of staff turnover

Significant increases in appropriations include:

- \$800,000 in Employee Medical Benefits
- \$500,000 in Gasoline
- \$177,000 in Retiree Payouts
- \$150,000 for Hurricane Irene Emergency
- \$140,000 for October Snow Storm Emergency

Just a few things I would like to note:

- While the increase in medical benefits is large in absolute dollars, it is the lowest percentage increase in a number of years. Also, as reported to the Council last week, the prescription benefit renewal came in at a 0% increase. Health improvements are also

evidenced by lower workers comp costs and medical claims in the 1st quarter of this year. I believe that these are the result of engaging an on-site, one-on-one Wellness Coach

- We again took advantage of state law which permits the deferral of retiree payouts over 5 budgets to lessen the impact from the actual 2012 cost of \$888,000
- Hurricane Irene actually cost the Township over \$750,000 in overtime, supplies and equipment, repairs and disposal fees at the trash transfer station. We are expecting some FEMA reimbursement; however, this cannot be anticipated as revenue in the 2012 budget. As with the retirees payouts, we are taking advantage of state law which allows us to spread the \$750,000 emergency expenditure over 5 budgets
- Throughout 2010 and 2011, we have taken advantage of resignations and retirements wherever possible to reduce the workforce. I believe that our workforce is now as lean as it can be without services suffering. We will, however, continue to scrutinize any new hires. In particular, we are trying wherever possible to turn full-time positions into part-time positions, thereby realizing sizable savings in benefits

REVENUES

On the revenue side, there is a \$1 mill. Overall decrease due to:

- Court fines down by \$260,000,
- The Brookside Senior Citizens' loss of a \$145,000 payment in lieu of taxes and
- Anticipation that Host community fees at the trash transfer station will decline by \$100,000

There are some positive trends that I would like to note:

- The Township was able to generate almost \$3 million in surplus from 2011 operations
- Hotel tax revenues increased by \$200,000 or 12%
- Ambulance billings are up almost \$200,000 due to the addition of a 2nd ambulance
- State aid remains level and the Assembly Budget Committee is considering restore State Aid to at least the 2009 level
- In 2012 or 2013, the Township should start receiving payments from the incinerator contract with Synagro
- Employee health care contributions will increase over the next 3 years
- The new Single Stream Recycling program should have a very positive impact on reducing the cost of garbage disposal costs

In proactively attacking the 2012 & 2013 budgets, my administration will, throughout this year, continue to look for new revenue sources and opportunities to reduce staffing and other costs. We expect to install a solar project at the Community Center that will result in reduced electric costs and generate income from solar energy credits.

We will start our Six Sigma study which is one of the most effective methodologies for improving performance (Pars & Forestry)

We will pursue additional opportunities for shared services. Finally, economic development and redevelopment opportunities will be diligently pursued to increase the Township's ratable base. We are now working with the MCEDC and the Director Rebecca Feldman.

Our refurbishment of our Sewer treatment plan should be completed by the end of the month. There will be a ribbon cutting ceremony in June. The benefits are the reduction in energy cost of approximately 60% to 65%. As stated previously we hired a consultant to formulate if we can reduce the sewer rate.

I look forward to working with the Council during to continue to bring positive changes to the taxpayers of Parsippany and improve the quality of life for our residents and improve the economic vitality of the Township.

Motion to Introduce: Mr. Ferrara

Seconded By: Mr. dePierro

Mr. Ferrara read in the following:
Budget Notice of Introduction:

Section 1 – Municipal Budget of the Township of Parsippany-Troy Hills, County of Morris for the Fiscal Year 2012;

Be it resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2012;

Be it Further Resolved that said Budget be published in the Daily Record Newspaper in the issue of May 25, 2012;

The Governing Body of the Township of Parsippany-Troy Hills does hereby approve the following as the Budget for the year 2013:

Recorded Vote:

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

Notice is hereby given that the Budget and Tax Resolution was approved by the Township Council of the Township of Parsippany-Troy Hills, County of Morris, on May 15, 2012.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on June 19, 2012 at 7 o'clock P.M. at which time and place objections to said Budget and Tax Resolution for the year 2011 may be presented by taxpayers or other interested person.

- * 2012 Budget Introduction
 - * Confirming the Appointment of Robin Valle as Township Public Defender and Awarding Contract for Professional Services
 - * Resolution Calling for the Restoration of Energy Taxes to Municipalities
 - * Rejecting Rebids for Supply and Installation of Pole Building for Parks and Forestry
 - * Awarding Bid for Fireworks Display to International Fireworks MFG. Co., PO Box 6, 242 Sycamore Road, Douglassville, PA, 19518, for a Total Price of \$20,000.00
 - * Awarding Bid for the Supply of Bioxide for Wastewater Treatment Plant to Siemens Industry, Inc., 2650 Tallevast Road, Sarasota, FL, 34243, for a Price Per Gallon of \$2.31
 - * Authorizing Contracts with New Cingular Wireless PCS, LLC, T-Mobile Northeast, LLC and New York SMSA Limited Partnership (Verizon Wireless) for Lease Space On Water Towers
 - * Awarding Bid for the Reconstruction of Roosevelt Avenue-Phase II to Stanziale Construction LLC, PO Box 2597, Bloomfield, NJ, 07003, for a Total Bid Price of \$294,229.00
 - * Endorsing the Submission of an Application for the Recycling Tonnage Grant for the Year 2011
 - * Certifying Individuals, Ambulances and Ambulance Equipment as Being Qualified For Emergency Medical Service Programs
 - * Authorizing the Application for a Morris County Flood Mitigation Program Grant-Morris County Fast Track Program-Hurricane Irene
 - * Supporting the Morris County Planning Board to Extend the Time Period to Expend Affordable Housing Trust Fund Monies
 - * Exempting 100% Permanently and Totally Disabled Veterans or Surviving Spouses Of Veterans from the Payment of Real Estate Taxes for Block 248, Lot 2
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APPLICATION(S)

None

ORDINANCE(S)

Introductions

ORDINANCE NO. (2012:19)

Motion to Introduce: Mr. dePierro

Seconded By: Mr. Ferrara

An 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 311-401 Smith Road, Block 735.02, Lot 2

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

ORDINANCE NO. (2012:20)

Motion to Introduce: Mr. Ferrara

Seconded By: Mr. dePierro

An Ordinance of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey, Providing for Retirement Payouts and Authorizing a Special Emergency Appropriation of \$888,050 Therefor

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

ORDINANCE NO. (2012:21)

Motion to Introduce: Mr. Carifi

Seconded By: Mr. dePierro

An Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank (N.J.S.A. 40A: 4-45.14)

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

ORDINANCE NO. (2012:22)

Motion to Introduce: Mr. dePierro

Seconded By: TABLED by Mr. Stanton Following discussion

An Ordinance Authorizing the Business Administrator of the Township of Parsippany-Troy Hills to Execute and Renew, as Necessary, a Lease with the Caretaker of Watnong Gardens

Roll Call: To Table	Mr. Carifi	-	Yes
	Mr. Cesaro	-	Absent
	Mr. dePierro	-	Yes
	Mr. Ferrara	-	Yes
	Mr. Stanton	-	Yes

ORDINANCE NO. (2012:23)

Motion to Introduce: Mr. Ferrara

Seconded By: Mr. dePierro

An Ordinance Establishing White Collar Salary Ranges for the Township of Parsippany-Troy Hills

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

ORDINANCE NO. (2012:24)

Motion to Introduce: Mr. Carifi

Seconded By: Mr. dePierro

An Ordinance of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey, Providing for Various Capital Improvements for the Township of Parsippany-Troy Hills and Appropriating \$7,927,000 in General Improvement Bonds or Notes of the Township of Parsippany-Troy Hills to Finance the Same

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

ORDINANCE NO. (2012:25)

Motion to Introduce: Mr. dePierro

Seconded By: Mr. Carifi

An Ordinance of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey, Providing for Various Water Utility Improvements for the Township of Parsippany-Troy Hills and Appropriating \$725,000 Therefor, and Providing for the Issuance of \$688,750 in General Improvement Bonds or Notes of the Township of Parsippany-Troy Hills to Finance the Same

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

ORDINANCE NO. (2012:26)

Motion to Introduce: Mr. Ferrara

Seconded By: Mr. Carifi

An Ordinance of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey, Providing for Various Sewer Utility Improvements for the Township of Parsippany-Troy Hills and Appropriating \$6,635,000 Therefor, and Providing for the Issuance of \$6,303,250 in General Improvement Bonds or Notes of the Township of Parsippany-Troy Hills to Finance the Same

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

ORDINANCE NO. (2012:27)

Motion to Introduce: Mr. Carifi

Seconded By: Mr. Ferrara

An Ordinance of the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey, Providing for Golf Course and Recreation Utility Improvements for the Township of Parsippany-Troy Hills and Appropriating \$135,000 Therefor, and Providing for the Issuance of \$128,250 in General Improvement Bonds or Notes of the Township of Parsippany-Troy Hills to Finance the Same

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

ADD ON RESOLUTIONS:

Motion to Add On: Mr. Ferrara

Seconded by: Mr. Carifi

The Rose House Project for Funding from the Affordable Housing Trust Fund

Authorizing Interlocal Services Agreement with the Township of Little Falls for Grants Administration Services

Motion to Appoint Carol Kehoe as Acting Municipal Clerk

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

MOTION TO ADJOURN MEETING: Mr. Ferrara

SECONDED BY: Mr. Carifi

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

MEETING ADJOURNED: at 9:35 P.M.

Respectfully submitted,

Carol Kehoe
Acting Clerk

Brian Stanton, Council President

Minutes approved:

Ordinance Introductions

ORDINANCE NO. 2012:19

AN 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:

311-401 Smith Road, Block 735.02, Lot 2

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

SECTION 1. Section 285-4, Schedule A, No Parking Fire Zones, is hereby amended to include:

311-401 Smith Road, Block 735.02, Lot 2

SECTION 2. In connection with the above listed property (or properties), there shall be **No Parking in the Fire Zones** as outlined by cross-hatching on map(s) on file in the Office of the Township Clerk.

SECTION 3. Pavement markings and signage, as hereinafter described, shall be installed by the owner of each property listed in Section 1 within 30 days from the effective date of this ordinance.

- a) pavement marking: all curbs within the designated fire zone shall be painted yellow except when Belgian block curbing is utilized, then a 4 inch solid line, 1 foot from the base of the curb shall be painted.
- b) signage: “no parking – any time” signs as deemed appropriate by the District Fire Chief shall be of uniform size and height being not less than 7 feet from the ground to the sign. All signs shall be in accordance with the Manual on Uniform Traffic Control.

SECTION 4. For violation of any provision of this ordinance, the penalty, upon conviction, shall be as set forth in chapter 1, Section 1 -17 of the Code of the Township of Parsippany-Troy Hills.

SECTION 5. For failure to install the required signs and lines as detailed in this ordinance, the owner of each property listed in Section 1 shall be subject to penalty and/or arrest as provided for in New Jersey Uniform Fire Code, N.J.A.C. 5:70-2.12.

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

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 2012:20**

ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR RETIREMENT PAYOUTS AND AUTHORIZING A SPECIAL EMERGENCY APPROPRIATION OF \$888,050 THEREFOR

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than a 2/3 majority of all members thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. For the purpose of paying contractually required severance liabilities resulting from the retirement of employees, there is hereby appropriated the sum of \$888,050 as a special emergency appropriation pursuant to N.J.S.A. 40A:4-53(h).

SECTION 2. The authorization to finance the appropriation shall be provided for in the 2012 budget and in succeeding budgets by the inclusion of at least 1/5 of the amount authorized pursuant to N.J.S.A. 40A:4-55.

SECTION 3. This ordinance shall take effect on the later of twenty (20) days after its final passage by the Council and approval by the Mayor as provided by N.J.S.A. 40:69A-181 and twenty (20) days after the first publication thereof after final adoption as provided by N.J.S.A. 40:49-27.

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY**

**CALENDAR YEAR 2012
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND
TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

ORDINANCE NO. 2012:21

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Parsippany-Troy Hills in the County of Morris finds it advisable and necessary to increase its CY 2012 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 3.5 % increase in the budget for said year, amounting to \$ 699,508.69 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Parsippany-Troy Hills in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2012 budget year, the final appropriations of the Township of Parsippany shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5 %, amounting to \$ 1,632,186.95, and that the CY 2011 municipal budget for the Township of Parsippany be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY**

ORDINANCE NO. 2012:22

ORDINANCE AUTHORIZING THE BUSINESS ADMINISTRATOR OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO EXECUTE AND RENEW, AS NECESSARY, A LEASE WITH THE CARETAKER OF WATNONG GARDENS

WHEREAS, the Township of Parsippany-Troy Hills is the owner of Watnong Gardens, known on the Official Tax Map of the Township of Parsippany-Troy Hills as Block 15, Lots 28 and 29; and

WHEREAS, these premises require the attention of a caretaker; and

WHEREAS, the Township desires to execute a lease agreement with the caretaker, who will reside in the premises known as 2387 Watnong Terrace, Morris Plains, NJ 07950; and

WHEREAS, the Township pursuant to N.J.S.A. 40A:12-15 has the authority to enter into this lease.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Parsippany-Troy Hills to authorize the Business Administrator, on behalf of the Township as Landlord, to execute and renew the aforementioned lease as is necessary.

**TOWNSHIP OF PARSIPPANY-TROY HILLS
ORDINANCE #2012:23**

**AN ORDINANCE ESTABLISHING WHITE COLLAR SALARY RANGES FOR
THE TOWNSHIP OF PARSIPPANY-TROY HILLS**

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

SECTION 1 - Annual Salaries

<u>Position</u>	<u>Salary Ranges</u>	
	<u>Minimum</u>	<u>Maximum</u>
Mayor	106,489	115,000
President of the Council	13,980	16,000
Council Member	12,589	14,000
Account Clerk	17,000	50,000
Administrative Secretary	25,000	60,000
Animal Control Officer	26,000	60,000
Assessing Aide	17,000	43,000
Assistant Animal Control Officer	17,000	43,000
Assistant Assessor	25,000	63,000
Assistant Greens Superintendent	27,000	80,000
Assistant Municipal Clerk	25,000	60,000
Assistant Municipal Engineer	30,000	76,500
Assistant Purchasing Aide (P/T)	19,000	50,000
Assistant Sewer Plant & Assistant Sewer Superintendent	31,000	93,000
Assistant Tax Collector	27,000	73,000
Assistant Treasurer	26,000	55,000
Assistant Violations Clerk	17,000	41,000
Assistant Water Superintendent	31,000	90,000
Assistant Zoning Officer	23,000	53,000
Building Inspector	28,000	83,000
Building Service Worker	14,000	35,000
Building Subcode Official	31,000	90,000
Business Administrator	75,000	125,000
Cashier	15,000	35,000
Chief Emergency Medical Technician	19,000	51,000
Chief Financial Officer	50,000	125,000
Chief of Police	150,000	190,000
Clerk	15,000	40,000
Clerk Typist	17,000	43,000
Code Enforcement Officer	19,000	45,000
Code Enforcement Officer - Trainee	15,000	35,000
Community Service Aide	17,000	40,000
Confidential Aide to Mayor	23,500	58,000
Construction Official	45,000	110,000
Counselor, Family Intervention	23,000	59,000

Court Administrator	26,000	72,000
Deputy Court Administrator	19,000	60,000
Director Parks and Recreation	35,000	95,000
Director of Human Services	35,000	96,000
Director of Municipal Utilities	31,000	90,000
Director of Planning, Zoning and Construction Inspections	31,000	90,000
Director of Police Athletic League	30,000	58,000
Director of Public Works	35,000	97,000
Director of Purchasing	31,000	90,000
Electrical Inspector	28,000	70,000
Electrical Sub-Code Official	30,000	90,000
Elevator Inspector	18,000	70,000
Elevator Sub-Code Official	35,000	90,000
Employee Benefits Specialist	25,000	60,000
Engineering Aide	19,000	45,000
Field Representative Housing Inspector	19,000	45,000
Fire Official	27,000	72,000
Fire Prevention Specialist	25,000	55,000
Fire Sub-Code Official	31,000	90,000
General Supervisor, Parks	31,000	88,000
General Supervisor, Roads	31,000	88,000
General Supervisor, Sanitation	31,000	82,000
Golf Superintendent	35,000	98,000
Greens Superintendent	35,000	97,000
Health Officer	31,000	90,000
Housing Coordinator	27,000	65,000
Housing Inspector	19,000	45,000
Judge of the Municipal Court (P/T)	25,000	45,000
Maintenance Superintendent	30,000	88,000
Maintenance Supervisor	28,000	60,000
Mechanic	25,000	57,000
Messenger	13,000	35,000
Municipal Engineer	50,000	130,000
Omnibus Operator	23,000	50,000
Payroll Clerk	17,000	40,000
Personnel Director	31,000	84,000
Plumbing Inspector	28,000	70,000
Plumbing Sub-Code Official	31,000	82,000
Police Records Clerk	17,000	40,000
Prin. Laboratory Technician - Water Analysis	26,000	70,000
Principal Account Clerk	23,000	58,000
Principal Clerk Typist	19,000	45,000
Principal Drafting Technician	27,000	74,000
Principal Engineer	31,000	87,000
Principal Engineering Aide	27,000	65,000
Principal Sanitary Inspector	25,000	55,000
Public Health Nurse	40,000	58,000
Public Health Nurse Supervisor	40,000	67,000
Public Safety Telecommunicator I	19,000	46,000
Public Safety Telecommunicator II	23,000	65,000

Public Safety Telecommunicator Trainee	15,000	40,000
Purchasing Agent	19,000	45,000
Purchasing Assistant	19,000	46,000
Recreation Program Leader	25,000	62,000
Recreation Supervisor	23,000	62,000
Recycling Program Aide	25,000	45,000
Registered Environmental Health Specialist	23,000	52,000
Road Inspector	25,000	65,000
Road Superintendent	31,000	85,000
Sanitary Inspector / Sanitarian	23,000	56,000
Secretarial Assistant	25,000	60,000
Secretary, Board/Commission	25,000	60,000
Senior Account Clerk	19,000	45,000
Senior Clerk Typist	19,000	48,000
Senior Housing Inspector	26,000	60,000
Senior Laboratory Technician	23,000	55,000
Senior Mail Clerk	19,000	50,000
Senior Payroll Clerk	19,000	51,000
Senior Police Records Clerk	19,000	45,000
Senior Public Safety Telecommunicator	25,000	62,000
Sr. Registered Environmental Health Specialist	25,000	56,000
Senior Systems Analyst	31,000	85,000
Sewage Plant and Sewer Superintendent	35,000	98,000
Superintendent of Parks	35,000	95,000
Superintendent of Recreation	35,000	75,000
Supervising Fire Prevention Specialist	30,000	60,000
Supervisor of Garage Services	28,000	72,000
Supr. of Laboratories - Clinical & Water Analysis	28,000	75,000
Supervisor of Operations	28,000	70,000
Systems Analyst	28,000	78,000
Tax Assessor	35,000	105,000
Tax Collector	35,000	95,000
Technical Assistant, Construction Dept.	25,000	65,000
Township Clerk	35,000	98,000
Violations Clerk	17,000	40,000
Water Superintendent	35,000	98,000
Zoning Officer	26,000	60,000

SECTION 2 - Other

Position Classification

Board of Education Election Supervision (per election)	450.00	450.00
Building Maintenance Worker (per hour P/T)	8.00	17.50
Cashier, Golf Utility (per hour)	7.25	15.00
Clerk (per hour P/T)	7.25	17.50
Clerk Typist (per hour P/T)	10.00	20.00
Coordinator, Emergency Management (annual)	7,000	20,000
Coordinator, School Crossing Guards (annual)	2,500	3,500
Court Attendant (per hour)	10.00	20.00

Court Session, Judge (per DWI session)	150.00	250.00
Court Session, Court Administrator (per DWI session)	75.00	130.00
Dare Instructor (per hour)	20.00	30.00
Deputy Emergency Management Coordinator (annual)	500.00	2,000.00
Electrical Inspector	20.00	60.00
Emergency Medical Technician (per hour)	10.00	20.00
Field Representative (P/T)	10.00	20.00
Fire Prevention Specialist (P/T)	10.00	20.00
Golf Professional, Golf Utility (per hour)	10.00	20.00
Golf Ranger, Golf Utility (per hour)	8.00	16.00
Golf Starter, Golf Utility (per hour)	8.00	16.00
Hazmat Coordinator (annual)	1,000.00	2,500.00
Housing Inspector (P/T)	10.00	20.00
Non Public School Nurse (P/T)	17.00	35.00
Park Attendant (per hour)	8.00	16.00
Plumbing Inspector (P/T)	24.00	37.00
Principal Laboratory Technician	15.00	42.00
Project Advisor (P/T)	20.00	60.00
Public Health Nurse (P/T)	21.00	35.00
Public Health Nurse Supervisor (P/T)	21.00	37.00
Public Telecommunicator (per hour P/T)	18.00	24.00
Recreation Attendant (per hour)	8.00	16.00
Recreation Official (per hour)	15.00	35.00
Recreation Program Leader (per hour)	8.00	20.00
School Traffic Guard 1 (per hour)	8.00	18.00
School Traffic Guard 2 (per hour)	8.00	18.00
School Traffic Guard 3 (per hour)	8.00	20.00
Senior Emergency Medical Technician (per hour)	13.00	24.00
Senior Golf Starter, Golf Utility (per hour)	8.00	18.00
Senior Recreation Program Leader (per hour)	12.50	27.00
Special Law Enforcement Officer, Class I (per hour)	15.00	27.00
Special Law Enforcement Officer, Class II (per hour)	15.00	27.00
Special Law Enforcement Officer, Sergeant (Supr) (per hour)	15.00	27.00
Summer/Seasonal Help (per hour)	8.00	17.00

SECTION 3

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 4

In the event any position in Sections 1 or 2 above becomes vacant, any replacement may be hired within the above designated ranges.

SECTION 5

This ordinance shall be retroactive to January 1, 2012 for all employees active on the date of introduction of this ordinance.

SECTION 6

This ordinance shall take effect as provided by law.

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY**

ORDINANCE NO. 2012-24

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$7,927,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$7,307,400 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"), as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$7,927,000 including a Transportation Trust Fund Grant in the amount of \$235,000 expected to be received from the State of New Jersey Department of Transportation and the aggregate sum of \$384,600 as the several down payments from the Capital Improvement Fund for the purposes required by local bond law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$7,307,400 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

(a) Purpose: Acquisition of vehicle necessary therefor and incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$1,236,600
<u>Maximum Amount of Bonds or Notes:</u>	\$1,174,770
<u>Period or Average Period of Usefulness:</u>	5 years
<u>Amount of Down Payment:</u>	\$ 61,830

(b) Purpose: Acquisition of various equipment including a generator for the community center, a backhoe, a trailer, a front loader, ball field and park renovation and maintenance package, GPS Units and portable radios, and including all other work and materials necessary therefor and incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 565,400
<u>Maximum Amount of Bonds or Notes:</u>	\$ 537,130
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Amount of Down Payment:</u>	\$ 28,270

(c) Purpose: Construction and/or reconstruction of sidewalks and curbs at various locations, and including all work and materials necessary therefor or incidental thereto.

<u>Appropriation and Estimated Cost:</u>	\$ 200,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 190,000
<u>Period or Average Period of Usefulness:</u>	10 years

Amount of Down Payment: \$ 10,000

(d) Purpose: Various road improvements including but not limited to MT. Tabor Road; Lk. Parsippany Road, Roosevelt Avenue Phase II and Waterview Blvd., Manito, Pawnee and Carlson Avenues Phase II; Park Road resurfacing Phase II and various other drainage and road resurfacing projects and placement of pavement markers at various locations, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$ 5,480,000
Maximum Amount of Bonds or Notes: \$ 4,982,750
Period or Average Period of Usefulness: 15 years
Grant Money expected to be received: \$ 235,000
Amount of Down Payment: \$ 262,250

(e) Purpose: Rainbow Lakes Dam Projects, and including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$300,000
Maximum Amount of Bonds or Notes: \$285,000
Period or Average Period of Usefulness: 30 years
Amount of Down Payment: \$ 15,000

(f) Purpose: Town Hall Roof Replacement, including all work and materials necessary therefor or incidental thereto.

Appropriation and Estimated Cost: \$145,000
Maximum Amount of Bonds or Notes: \$137,750
Period or Average Period of Usefulness: 10 years
Amount of Down Payment: \$ 7,250

(h) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

(i) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The several improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are improvements or purposes the Township may lawfully undertake as general improvements, and no part of the costs thereof have been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 13.16 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$7,307,400 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$615,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The Township reasonably expects to commence the acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof (other than those identified in Section 8 hereof) shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. As a portion of the total appropriation of \$7,307,400 made in Section 1 hereof, there is herein appropriated for the improvements in Section 3(d) a Transportation Trust Fund Grant in the amount of \$235,000 to be received from the State of New Jersey Department of Transportation.

Section 9. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 11. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 12. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this ordinance.

Section 13. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing bond ordinance is hereby approved.

Date: _____, 2012

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Parsippany-Troy Hills, in the County of Morris, State of New Jersey, on May __, 2012. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Parsippany-Troy Hills Township Municipal Building, 1001 Parsippany Blvd., Parsippany, New Jersey, 07054 on _____, 2012 at ___ o'clock _M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$7,927,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$7,307,400 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

Purpose(s):

1. Acquisition of vehicles, other than passenger cars and station wagons, including but not limited to a recycling packer, two pick-up trucks, a Yardbird, two ambulances, two dump trucks, and two sanitation packers, and including all other work and materials necessary therefor and incidental thereto.
2. Acquisition of various equipment including a generator for the community center, a backhoe, a trailer, a front loader, ball field and park renovation and maintenance package, GPS Units and portable radios, and including all other work and materials necessary therefor and incidental thereto.
3. Construction and/or reconstruction of sidewalks and curbs at various locations, and including all work and materials necessary therefor or incidental thereto.
4. Various road improvements including but not limited to MT. Tabor Road; Lk. Parsippany Road, Roosevelt Avenue Phase II and Waterview Blvd., Manito, Pawnee and Carlson Avenues Phase II; Park Road resurfacing Phase II and various other drainage and road resurfacing projects and placement of pavement markers at various locations, and including all work and materials necessary therefor or incidental thereto.
5. Rainbow Lakes Dam Projects, and including all work and materials necessary therefor or incidental thereto.
6. Town Hall Roof Replacement, including all work and materials necessary therefor or incidental thereto.

Appropriation:	\$7,927,000
Bonds/Notes Authorized:	\$7,307,400
Down Payment	\$ 384,600
Grants (if any) Appropriated:	\$ 235,000
Section 20 Costs:	\$ 615,000
Useful Life:	13.16 Years

Mary Cilurso, Acting Deputy Township Clerk

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the governing body of the Township Parsippany-Troy Hills, in the County of Morris, State of New Jersey, on _____, 2012 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$7,927,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$7,307,400 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

1. Acquisition of vehicles, other than passenger cars and station wagons, including but not limited to a recycling packer, two pick-up trucks, a Yardbird, two ambulances, two dump trucks, and two sanitation packers, and including all other work and materials necessary therefor and incidental thereto.
2. Acquisition of various equipment including a generator for the community center, a backhoe, a trailer, a front loader, ball field and park renovation and maintenance package, GPS Units and portable radios, and including all other work and materials necessary therefor and incidental thereto.
3. Construction and/or reconstruction of sidewalks and curbs at various locations, and including all work and materials necessary therefor or incidental thereto.
4. Various road improvements including but not limited to MT. Tabor Road; Lk. Parsippany Road, Roosevelt Avenue Phase II and Waterview Blvd., Manito, Pawnee and Carlson Avenues Phase II; Park Road resurfacing Phase II and various other drainage and road resurfacing projects and placement of pavement markers at various locations, and including all work and materials necessary therefor or incidental thereto.
5. Rainbow Lakes Dam Projects, and including all work and materials necessary therefor or incidental thereto.
6. Town Hall Roof Replacement, including all work and materials necessary therefor or incidental thereto.

Appropriation:	\$7,927,000
Bonds/Notes Authorized:	\$7,307,400
Down Payment	\$ 384,600
Grants (if any) Appropriated:	\$ 235,000
Section 20 Costs:	\$ 615,000
Useful Life:	13.16 Years

CLERK'S CERTIFICATE

I, Mary Cilurso, Acting Deputy Township Clerk of the Township of Parsippany-Troy Hills, in the County of Morris, State of New Jersey, HEREBY CERTIFY as follows that:

1.The attached copy of Ordinance No. _____ of said Township entitled as set forth below and finally adopted on _____, 2012, has been compared by me with the original thereof officially recorded in the Ordinance Book of the Township and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$7,927,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$7,307,400 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

2.Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the Township Council of said Township duly called and held on May __, 2012 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said Township Council, at a regular meeting thereof duly called and held on _____, 2012 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard.

3. A Notice of Pending Bond Ordinance and Summary, containing the date of introduction, time and place of further consideration of said Ordinance, was published after first reading, on _____, 2012 (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On _____, 2012, a Notice of Pending Bond Ordinance and Summary of said ordinance was posted on the bulletin board in the Municipal Building of the Township together with notice of the availability of copies of said Ordinance at the Office of the Clerk, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage and approval of the Mayor, a Bond Ordinance Statement and Summary was duly published on _____, 2012 in _____, a newspaper published in the County and circulating in the Township, and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, nor any petition requesting that a referendum vote be taken on the action proposed in the Ordinance has been presented to the governing body or to me or filed in my office nor has any such action or proceeding questioning the validity of such Ordinance has been commenced within 20 days after such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the Township Clerk for public inspection from the date of introduction to the date of final adoption (a certified copy of the adopted Ordinance, which was signed by the Mayor within 10 days of adoption, is attached hereto).

7. The Ordinance appropriated a down payment of not less than 5% of the obligations thereby authorized to the purpose, or ratably to the purposes, to be financed pursuant to the Ordinance, and such sum was made available (~~strike out inapplicable language~~) (a) by provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes, (b) from moneys then actually held by the Township and previously contributed for such purposes other than by the Township; and/or (c) by emergency appropriation.

8. The attached copy of a Supplemental Debt Statement has been compared by me with the original Supplemental Debt Statement of said Township, prepared as of _____, 2012, and sworn to on _____, 2012, by Ruby A. Malcolm, CPA, CMFO, who was then the Chief Financial Officer of said Township, and filed in the office of said Township Clerk on _____, 2012, and that the same is a true and complete copy of said original Supplemental Debt Statement.

9. A complete, executed duplicate of the said original Supplemental Debt Statement was duly filed (before final adoption by the Township Council) in the Office of the Director of the Division of Local Government Services of the State of New Jersey on _____, 2012.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this ____ day of _____, 2012.

ATTACHMENTS

- A) Ordinance
- B) Extract of minutes of Township Council meeting at which Ordinance was introduced
- C) Extract of minutes of Township Council meeting at which Ordinance was finally adopted
- D) Affidavit of Publication of Notice of Pending Bond Ordinance and Summary
- E) Affidavit of Publication of Bond Ordinance Statement and Summary
- F) Supplemental Debt Statement

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 2012-25**

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$ 725,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$688,750 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$725,000 including the sum of \$36,250 as the down payment from the water utility capital improvement fund for the purposes required by local bond law. The down payment has been made available by virtue of provision in the water utility capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$688,750 pursuant to the Local Bond

Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvement hereby authorized and the purpose for which the bonds or notes are to be issued are various improvements to the Township's water utility system, including but not limited to, purchase of a dump truck, well redevelopment, replacement of a portion of a water main on Hill Road and radio installation, including all structures, work, equipment and materials necessary therefore or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

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

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond

ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not current expense. It is an improvement or purpose the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof within the limitations of the Local Bond Law, is 29.83 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of

the bonds and notes provided in this bond ordinance by \$688,750 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$50,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The Township reasonably expects to commence the acquisition and/or construction of the improvement or purpose described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the

appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the “Rule”) for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this ordinance.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing bond ordinance is hereby approved.

Date: _____, 2012

James R. Barberio, Mayor

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Parsippany-Troy Hills, in the County of Morris, State of New Jersey, on May __, 2012. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Parsippany-Troy Hills Township Municipal Building, 1001 Parsippany Blvd., Parsippany, New Jersey, 07054 on _____, 2012 at ___ o'clock _M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$ 725,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$688,750 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

Purpose(s): various improvements to the Township's water utility system, including but not limited to, tank upgrades, vehicle purchase and detention time improvements to well #8 and including all structures, work, equipment and materials necessary therefore or incidental thereto.

Appropriation:	\$ 725,000
Bonds/Notes Authorized:	\$ 688,750
Down Payment	\$ 36,250
Section 20 Costs:	\$ 50,000
Useful Life:	29.83 Years

Mary Cilurso, Acting Deputy Township Clerk

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the governing body of the Township Parsippany-Troy Hills, in the County of Morris, State of New Jersey, on _____, 2012 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$ 725,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$688,750 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

Purpose(s): various improvements to the Township's water utility system, including but not limited to, tank upgrades, vehicle purchase and detention time improvements to well #8 and including all structures, work, equipment and materials necessary therefore or incidental thereto.

Appropriation:	\$ 725,000
Bonds/Notes Authorized:	\$ 688,750
Down Payment	\$ 36,250
Section 20 Costs:	\$ 50,000
Useful Life:	29.83 Years

Mary Cilurso, Acting Deputy Township Clerk

CLERK'S CERTIFICATE

I, Mary Cilurso, Acting Deputy Township Clerk of the Township of Parsippany-Troy Hills, in the County of Morris, State of New Jersey, HEREBY CERTIFY as follows that:

1. The attached copy of Ordinance No. _____ of said Township entitled as set forth below and finally adopted on _____, 2012, has been compared by me with the original thereof officially recorded in the Ordinance Book of the Township and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$ 725,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$688,750 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

2. Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the Township Council of said Township duly called and held on May __, 2012 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said Township Council, at a regular meeting thereof duly called and held on _____, 2012 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard.

3. A Notice of Pending Bond Ordinance and Summary, containing the date of introduction, time and place of further consideration of said Ordinance, was published after first reading, on _____, 2012 (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On _____, 2012, a Notice of Pending Bond Ordinance and Summary of said ordinance was posted on the bulletin board in the Municipal Building of the Township together with notice of the availability of copies of said Ordinance at the Office of the Clerk, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage and approval of the Mayor, a Bond Ordinance Statement and Summary was duly published on _____, 2012 in _____, a newspaper published in the County and circulating in the Township, and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, nor any petition requesting that a referendum vote be

taken on the action proposed in the Ordinance has been presented to the governing body or to me or filed in my office nor has any such action or proceeding questioning the validity of such Ordinance has been commenced within 20 days after such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the Township Clerk for public inspection from the date of introduction to the date of final adoption (a certified copy of the adopted Ordinance, which was signed by the Mayor within 10 days of adoption, is attached hereto).

7. The Ordinance appropriated a down payment of not less than 5% of the obligations thereby authorized to the purpose, or ratably to the purposes, to be financed pursuant to the Ordinance, and such sum was made available (~~strike out inapplicable language~~) (a) by provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes, (b) from moneys then actually held by the Township and previously contributed for such purposes other than by the Township; and/or (c) by emergency appropriation.

8. The attached copy of a Supplemental Debt Statement has been compared by me with the original Supplemental Debt Statement of said Township, prepared as of _____, 2012, and sworn to on _____, 2012, by Ruby A. Malcolm, CPA, CMFO, who was then the Chief Financial Officer of said Township, and filed in the office of said Township Clerk on _____, 2012, and that the same is a true and complete copy of said original Supplemental Debt Statement.

9. A complete, executed duplicate of the said original Supplemental Debt Statement was duly filed (before final adoption by the Township Council) in the Office of the Director of the Division of Local Government Services of the State of New Jersey on _____, 2012.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this ____ day of _____, 2012.

ATTACHMENTS

- A) Ordinance
- B) Extract of minutes of Township Council meeting at which Ordinance was introduced
- C) Extract of minutes of Township Council meeting at which Ordinance was finally adopted
- D) Affidavit of Publication of Notice of Pending Bond Ordinance and Summary
- E) Affidavit of Publication of Bond Ordinance Statement and Summary
- F) Supplemental Debt Statement

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 2012-26**

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$6,635,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$6,303,250 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$6,635,000 including the sum of \$331,750 as the down payment from the sewer utility capital improvement fund for the purposes required by local bond law. The down payment has been made available by virtue of provision in the sewer utility capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$6,303,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvements hereby authorized and the purposes for which the bonds or notes are to be issued are a meter reading system, 4 mgd upgrade, pump station #4 bypass/upgrade, refurbishing belt press, new water pumps, new inlet sewerage valves, upgrade switch gear, new road force main and new sewer service to Craftsman Farms, including all structures, work, equipment and materials necessary therefore or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

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

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not current expense. It is an improvement or purpose the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof within the limitations of the Local Bond Law, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$6,303,250 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$500,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The Township reasonably expects to commence the acquisition and/or construction of the improvement or purpose described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the [00034567-]

benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this ordinance.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing bond ordinance is hereby approved.

Date: _____, 2012

James R. Barberio, Mayor

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Parsippany-Troy Hills, in the County of Morris, State of New Jersey, on May __, 2012. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Parsippany-Troy Hills Township Municipal Building, 1001 Parsippany Blvd., Parsippany, New Jersey, 07054 on _____, 2012 at ___ o'clock _M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$6,635,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$6,303,250 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

Purpose(s): A meter reading system, 4 mgd upgrade, pump station #4 bypass/upgrade, refurbishing belt press, new water pumps, new inlet sewerage valves, upgrade switch gear, new road force main and new sewer service to Craftsman Farms, including all structures, work, equipment and materials necessary therefore or incidental thereto.

Appropriation:	\$6,635,000
Bonds/Notes Authorized:	\$6,303,250
Down Payment	\$ 331,750
Section 20 Costs:	\$ 500,000
Useful Life:	15 Years

Mary Cilurso, Acting Deputy Township Clerk

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the governing body of the Township Parsippany-Troy Hills, in the County of Morris, State of New Jersey, on _____, 2012 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$6,635,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$6,303,250 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

Purpose(s): A meter reading system, 4 mgd upgrade, pump station #4 bypass/upgrade, refurbishing belt press, new water pumps, new inlet sewerage valves, upgrade switch gear, new road force main and new sewer service to Craftsman Farms, including all structures, work, equipment and materials necessary therefore or incidental thereto.

Appropriation:	\$6,635,000
Bonds/Notes Authorized:	\$6,303,250
Down Payment	\$ 331,750
Section 20 Costs:	\$ 500,000
Useful Life:	15 Years

Mary Cilurso, Acting Deputy Township Clerk

CLERK'S CERTIFICATE

I, Mary Cilurso, Acting Deputy Township Clerk of the Township of Parsippany-Troy Hills, in the County of Morris, State of New Jersey, HEREBY CERTIFY as follows that:

1. The attached copy of Ordinance No. _____ of said Township entitled as set forth below and finally adopted on _____, 2012, has been compared by me with the original thereof officially recorded in the Ordinance Book of the Township and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$6,635,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$6,303,250 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

2. Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the Township Council of said Township duly called and held on May __, 2012 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said Township Council, at a regular meeting thereof duly called and held on _____, 2012 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard.

3. A Notice of Pending Bond Ordinance and Summary, containing the date of introduction, time and place of further consideration of said Ordinance, was published after first reading, on _____, 2012 (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On _____, 2012, a Notice of Pending Bond Ordinance and Summary of said ordinance was posted on the bulletin board in the Municipal Building of the Township together with notice of the availability of copies of said Ordinance at the Office of the Clerk, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage and approval of the Mayor, a Bond Ordinance Statement and Summary was duly published on _____, 2012 in _____, a newspaper published in the County and circulating in the Township, and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, nor any petition requesting that a referendum vote be

taken on the action proposed in the Ordinance has been presented to the governing body or to me or filed in my office nor has any such action or proceeding questioning the validity of such Ordinance has been commenced within 20 days after such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the Township Clerk for public inspection from the date of introduction to the date of final adoption (a certified copy of the adopted Ordinance, which was signed by the Mayor within 10 days of adoption, is attached hereto).

7. The Ordinance appropriated a down payment of not less than 5% of the obligations thereby authorized to the purpose, or ratably to the purposes, to be financed pursuant to the Ordinance, and such sum was made available (~~strike out inapplicable language~~) (a) by provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes, (b) from moneys then actually held by the Township and previously contributed for such purposes other than by the Township; and/or (c) by emergency appropriation.

8. The attached copy of a Supplemental Debt Statement has been compared by me with the original Supplemental Debt Statement of said Township, prepared as of _____, 2012, and sworn to on _____, 2012, by Ruby A. Malcolm, CPA, CMFO, who was then the Chief Financial Officer of said Township, and filed in the office of said Township Clerk on _____, 2012, and that the same is a true and complete copy of said original Supplemental Debt Statement.

9. A complete, executed duplicate of the said original Supplemental Debt Statement was duly filed (before final adoption by the Township Council) in the Office of the Director of the Division of Local Government Services of the State of New Jersey on _____, 2012.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this ____ day of _____, 2012.

(SEAL)

Mary Cilurso,
Acting Deputy Township Clerk

ATTACHMENTS

- A) Ordinance
- B) Extract of minutes of Township Council meeting at which Ordinance was introduced
- C) Extract of minutes of Township Council meeting at which Ordinance was finally adopted
- D) Affidavit of Publication of Notice of Pending Bond Ordinance and Summary
- E) Affidavit of Publication of Bond Ordinance Statement and Summary
- F) Supplemental Debt Statement

**TOWNSHIP OF PARSIPPANY-TROY HILLS
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. 2012-27**

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR GOLF COURSE AND RECREATION UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$135,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$128,250 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvement or purpose described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$135,000 including the sum of \$6,750 as the down payment from the golf and recreation utility capital improvement fund for the purposes required by local bond law. The down payment has been made available by virtue of provision in the golf course and recreation utility capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$128,250 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvement hereby authorized and the purpose for which the bonds or notes are to be issued are various improvements to and equipment for the Township's Golf Course and Recreation Utility, including but not limited to, renovation and upgrades to the Knoll West Ballrooms A, B and C, including all structures, work, equipment and materials necessary therefore or incidental thereto.

(b) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

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

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

Section 5. The capital budget (or temporary capital budget as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3 of this bond ordinance is not current expense. It is an improvement or purpose the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof within the limitations of the Local Bond Law, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$128,250 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$10,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The Township reasonably expects to commence the acquisition and/or construction of the improvement or purpose described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the [00034570-]

benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this ordinance.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing bond ordinance is hereby approved.

Date: _____, 2012

James R. Barberio, Mayor

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of Parsippany-Troy Hills, in the County of Morris, State of New Jersey, on May __, 2012. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Parsippany-Troy Hills Township Municipal Building, 1001 Parsippany Blvd., Parsippany, New Jersey, 07054 on _____, 2012 at ___ o'clock _M. During the week prior to and up to and including the date of such meeting copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR GOLF COURSE AND RECREATION UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$135,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$128,250 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

Purpose(s): various improvements to and equipment for the Township's Golf Course and Recreation Utility, including but not limited to, renovation and upgrades to the Knoll West Ballrooms A, B and C, including all structures, work, equipment and materials necessary therefore or incidental thereto.

Appropriation:	\$135,000
Bonds/Notes Authorized:	\$128,250
Down Payment	\$ 6,750
Section 20 Costs:	\$ 10,000
Useful Life:	15 Years

Mary Cilurso, Acting Deputy Township Clerk

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the governing body of the Township Parsippany-Troy Hills, in the County of Morris, State of New Jersey, on _____, 2012 and the 20 day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance will be available at no cost and during regular business hours, at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR GOLF COURSE AND RECREATION UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$135,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$128,250 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

Purpose(s): various improvements to and equipment for the Township's Golf Course and Recreation Utility, including but not limited to, renovation and upgrades to the Knoll West Ballrooms A, B and C, including all structures, work, equipment and materials necessary therefore or incidental thereto.

Appropriation:	\$135,000
Bonds/Notes Authorized:	\$128,250
Down Payment	\$ 6,750
Section 20 Costs:	\$ 15,000
Useful Life:	15 Years

Mary Cilurso, Acting Deputy Township Clerk

CLERK'S CERTIFICATE

I, Mary Cilurso, Acting Deputy Township Clerk of the Township of Parsippany-Troy Hills, in the County of Morris, State of New Jersey, HEREBY CERTIFY as follows that:

1. The attached copy of Ordinance No. _____ of said Township entitled as set forth below and finally adopted on _____, 2012, has been compared by me with the original thereof officially recorded in the Ordinance Book of the Township and is a true and correct copy thereof and of the whole of said original Ordinance. The title of said Ordinance is as follows:

AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR GOLF COURSE AND RECREATION UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$135,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$128,250 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME

2. Said Ordinance was introduced in writing and read and passed on first reading at a regular meeting of the Township Council of said Township duly called and held on May __, 2012 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), and was passed on second reading and finally adopted by the recorded affirmative vote of at least two-thirds of all the members of said Township Council, at a regular meeting thereof duly called and held on _____, 2012 (a true and correct copy of an extract of the minutes of the meeting is attached hereto), following the holding of a public hearing thereon at which all interested persons were given an opportunity to be heard.

3. A Notice of Pending Bond Ordinance and Summary, containing the date of introduction, time and place of further consideration of said Ordinance, was published after first reading, on _____, 2012 (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

4. On _____, 2012, a Notice of Pending Bond Ordinance and Summary of said ordinance was posted on the bulletin board in the Municipal Building of the Township together with notice of the availability of copies of said Ordinance at the Office of the Clerk, and such copies of said Ordinance were made available to all members of the general public requesting the same.

5. After final passage and approval of the Mayor, a Bond Ordinance Statement and Summary was duly published on _____, 2012 in _____, a newspaper published in the County and circulating in the Township, and no protest by any person against making the improvement or issuing the indebtedness authorized in said Ordinance, nor any petition requesting that a referendum vote be

taken on the action proposed in the Ordinance has been presented to the governing body or to me or filed in my office nor has any such action or proceeding questioning the validity of such Ordinance has been commenced within 20 days after such publication (a true and correct copy of the affidavit of publication of said Ordinance is attached hereto).

6. Said Ordinance when introduced was complete in the form in which it was finally adopted and remained on file in the Office of the Township Clerk for public inspection from the date of introduction to the date of final adoption (a certified copy of the adopted Ordinance, which was signed by the Mayor within 10 days of adoption, is attached hereto).

7. The Ordinance appropriated a down payment of not less than 5% of the obligations thereby authorized to the purpose, or ratably to the purposes, to be financed pursuant to the Ordinance, and such sum was made available (~~strike out inapplicable language~~) (a) by provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes, (b) from moneys then actually held by the Township and previously contributed for such purposes other than by the Township; and/or (c) by emergency appropriation.

8. The attached copy of a Supplemental Debt Statement has been compared by me with the original Supplemental Debt Statement of said Township, prepared as of _____, 2012, and sworn to on _____, 2012, by Ruby A. Malcolm, CPA, CMFO, who was then the Chief Financial Officer of said Township, and filed in the office of said Township Clerk on _____, 2012, and that the same is a true and complete copy of said original Supplemental Debt Statement.

9. A complete, executed duplicate of the said original Supplemental Debt Statement was duly filed (before final adoption by the Township Council) in the Office of the Director of the Division of Local Government Services of the State of New Jersey on _____, 2012.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this ____ day of _____, 2012.

ATTACHMENTS

- A) Ordinance
- B) Extract of minutes of Township Council meeting at which Ordinance was introduced
- C) Extract of minutes of Township Council meeting at which Ordinance was finally adopted
- D) Affidavit of Publication of Notice of Pending Bond Ordinance and Summary
- E) Affidavit of Publication of Bond Ordinance Statement and Summary
- F) Supplemental Debt Statement

RESOLUTIONS

May 15, 2012

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS CONFIRMING THE APPOINTMENT OF TOWNSHIP PUBLIC DEFENDER AND AWARDING THE CONTRACT FOR PROFESSIONAL SERVICES

WHEREAS, the Township of Parsippany-Troy Hills has a need to retain professional legal services pursuant to §4-48 of the Township Administrative Code to serve as Public Defender; and

WHEREAS, the Mayor has appointed Robyn Ann Valle, Esq., whose offices are located at 12 Second Street, Denville, NJ 07834; and

WHEREAS, the Business Administrator has determined and certified in writing that the value of these services will not exceed \$17,500; and

WHEREAS, Robyn Ann Valle, Esq. will submit a Business Entity Disclosure Certification providing that she has not made any and will not make any contribution 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 in the following account(s):

2012 Temporary Budget: Current Fund – Public Defender

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 a professional services contract to, and authorizes the Mayor and Township Clerk to execute such contract with Robyn Ann Valle, Esq., whose offices are located at 12 Second Street, Denville, NJ 07834 to serve as Public Defender for the Township.
2. The Determination of Value and Business Entity Disclosure Certification shall be placed on file with this Resolution; and
3. That this contract shall be awarded without competitive bid as a “Professional Service” in accordance with N.J.S.A. 40A:11-1, et seq. because said services are performed by persons authorized by law to practice a recognize profession.

May 15, 2012

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS CALLING FOR THE RESTORATION OF
ENERGY TAXES TO MUNICIPALITIES**

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities to be used for local purposes and to compensate the public for the use of their rights of way; and

WHEREAS, when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; since, just as municipalities collect property taxes for the benefit of school districts, counties and other entities; the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, State budget makers have diverted funding from Energy Taxes to fund State programs; and rather than being spent on local programs and services and used to offset property taxes, the money has been spent as successive Legislatures and Administrations have deemed appropriate; and

WHEREAS, while it may be necessary, in emergencies and to handle crises, for the State to have the right to over-ride the statutory dedication of these revenues to local governments, current State policy makers should not exercise that right automatically; and

WHEREAS, while that right should be the exception, it has become the rule; and

WHEREAS, by using tactics such as reducing CMPTRA, which is also comprised of revenues that should be returned to municipalities, State Budget makers have been able to continue collecting Energy Taxes, while keeping additional revenue that should have been returned to provide property tax relief; and

WHEREAS, from \$72 million in State Fiscal Year 2005, to \$505 million in State Fiscal Year 2011, the State's diversion of Energy Taxes has continued to grow; and

WHEREAS, in 2008, 2009 and 2010 (SFY 2009, 2010 and 2011), funding for municipal revenue replacement was slashed by about \$26 million in 2008 and \$32 million in 2009, followed by losses of about \$271 million in 2010; and

WHEREAS, the cumulative impact of years of underfunding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, local elected officials are in the best position to decide the best use for these resources, which were always intended to fund local programs and services; and

NOW THEREFORE BE IT RESOLVED, by the Mayor and Township Council of the Township of Parsippany-Troy Hills, County of Morris, that we join with the League of

Municipalities in calling for the immediate restoration of funding diverted from Energy Taxes intended for local use; and

BE IT FURTHER RESOLVED, that we, respectfully, call on State policy makers to end the diversion of our municipal resources to cover State spending and to provide us with this important tool to relieve the worst-in-the-nation property tax burden by the people of New Jersey; and

BE IT FINALLY RESOLVED, that certified copies of this Resolution be forwarded to the Governor of the State of New Jersey, our State Legislators and the League of Municipalities.

May 15, 2012

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS FOR THE SUPPLY AND INSTALLATION OF POLE
BUILDING FOR PARKS AND FORESTRY**

WHEREAS, the Township of Parsippany-Troy Hills received bid proposals for Supply and Installation of a 50' X 60' X 12' Pole Building for Parks and Forestry-Rebid on April 19, 2012, and

WHEREAS, the Business Administrator, Director of Purchasing and Superintendent of Parks and Forestry have reviewed the bids received and recommend that the bids be rejected.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the bids for Supply and Installation of a 50' X 60' X 12' Pole Building for Parks and Forestry-Rebid be rejected.

May 15, 2012

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS AUTHORIZING THE EXECUTION OF AN
AGREEMENT FOR FIREWORKS DISPLAY SERVICES**

WHEREAS, the Township wishes to have a fireworks show for its residents for the Fourth of July; and

WHEREAS, although it is not required for Extraordinary Unspecifiable Services, the Township advertised for Proposals from parties interested in providing Fireworks Display Services; and

WHEREAS, the Business Administrator, Director of Purchasing and Recreation Department have reviewed the proposal received and recommend that the contract be awarded to International Fireworks Mfg. Co., P.O. Box 6, 242 Sycamore Rd., Douglassville, PA 19518 for the fireworks display description proposed for a total price of \$20,000.00; and

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

“2012 Temporary Budget/Recreation O/E.”

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

- (1) The Township of Parsippany-Troy Hills hereby awards and authorizes the Mayor and Township Clerk to execute the agreement with International Fireworks Mfg. Co., P.O. Box 6, 242 Sycamore Rd., Douglassville, PA 19518 for Fireworks Display Services; and
- (2) This contract shall be awarded pursuant to a fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq. and without competitive bid as “Extraordinary Unspecifiable Services” in accordance with N.J.S.A. 40A:11-5(1)(a).

May 15, 2012

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS FOR THE SUPPLY OF BIOXIDE FOR WASTEWATER
TREATMENT PLANT**

WHEREAS, the Township of Parsippany-Troy Hills received a bid proposal for Supply of Bioxide for the Wastewater Treatment Plant on April 12, 2012, and

WHEREAS, the Business Administrator, Director of Purchasing and Assistant Sewer Superintendent have reviewed the bid received and recommend that the bid be awarded to the lowest responsible bidder, Siemens Industry, Inc., 2650 Tallevast Road, Sarasota, FL 34243 for a price per gallon of \$2.31, and

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

“2012 Temporary Sewer Budget/Other Expenses.”

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the bid for Supply of Bioxide for the Wastewater Treatment Plant be awarded as stated above in accordance with the terms and conditions contained in the advertising specifications and that the Mayor and Township Clerk are authorized to execute the contract.

May 15, 2012

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING THE AWARD
OF CONTRACTS WITH NEW CINGULAR WIRELESS PCS, LLC (AT&T),
T-MOBILE NORTHEAST LLC AND
NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS
FOR LEASE OF SPACE ON WATER TOWERS**

WHEREAS, the Township of Parsippany-Troy Hills (“Township”) desires to maximize the use of its property by generating recurring revenues for the lease of space on water towers to cell phone companies; and

WHEREAS, after public advertisement, the Township received bids on April 19, 2012 for the Leasing of Antennae Space on the water towers on Eileen Court (one bid), Lackawanna Avenue (one bid) and on Pomeroy Road (two bids), as follows:

New Cingular Wireless PCS, LLC (AT&T)
340 Mount Kemble Avenue
Morristown, NJ 07960 (two bids, Lackawanna Avenue and Pomeroy Road), and

T-Mobile Northeast LLC.
4 Sylvan Way
Parsippany, New Jersey 07054 (Pomeroy Road only); and

New York SMSA Limited Partnership d/b/a Verizon Wireless
One Verizon Way, Mail Stop 4AW100
Basking Ridge, NJ 07920 (Eileen Court only); and

WHEREAS, the bids have been reviewed by the Township Attorney and the Purchasing Director; and

WHEREAS, the bids submitted by T-Mobile Northeast LLC and New York SMSA Limited Partnership d/b/a Verizon Wireless comply in all material respects with the bid specifications issued by the Township; and

WHEREAS, the two bids submitted by New Cingular Wireless PCS, LLC (AT&T) contained several exceptions to the provisions of the proposed Lease Agreement included as part of the bid specifications which are to be negotiated by New Cingular Wireless PCS, LLC (AT&T) in a form to be approved by the Township Attorney; and

WHEREAS, the award of leases to New Cingular Wireless PCS, LLC (AT&T), T-Mobile Northeast LLC and New York SMSA Limited Partnership d/b/a Verizon Wireless for the use of space not needed for municipal purposes on the water towers on Eileen Court, Lackawanna Avenue and Pomeroy Road will provide recurring revenues for the Township;

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

(1) That the aforesaid recitals are hereby adopted and incorporated herein as if repeated in full; and

(2) That the bids submitted by T-Mobile Northeast LLC and New York SMSA Limited Partnership d/b/a Verizon Wireless are hereby accepted and lease agreements shall be awarded to T-Mobile Northeast LLC and New York SMSA Limited Partnership d/b/a Verizon Wireless in accordance with the bid specifications, and the Mayor is hereby authorized to execute such leases on behalf of the Township; and

(3) That the two bids submitted by New Cingular Wireless PCS, LLC (AT&T) are hereby accepted, that the lease(s) shall be awarded to New Cingular Wireless PCS, LLC (AT&T), and that the Mayor shall be authorized to execute such leases contingent upon final approval of the Township Attorney of the lease formats and the negotiated exceptions to the bid specifications.

May 15, 2012

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE
TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING THE AWARD
OF CONTRACTS WITH NEW CINGULAR WIRELESS PCS, LLC (AT&T),
T-MOBILE NORTHEAST LLC AND
NEW YORK SMSA LIMITED PARTNERSHIP D/B/A VERIZON WIRELESS
FOR LEASE OF SPACE ON WATER TOWERS**

WHEREAS, the Township of Parsippany-Troy Hills (“Township”) desires to maximize the use of its property by generating recurring revenues for the lease of space on water towers to cell phone companies; and

WHEREAS, after public advertisement, the Township received bids on April 19, 2012 for the Leasing of Antennae Space on the water towers on Eileen Court (one bid), Lackawanna Avenue (one bid) and on Pomeroy Road (two bids), as follows:

New Cingular Wireless PCS, LLC (AT&T)
340 Mount Kemble Avenue
Morristown, NJ 07960 (two bids, Lackawanna Avenue and Pomeroy Road), and

T-Mobile Northeast LLC.
4 Sylvan Way
Parsippany, New Jersey 07054 (Pomeroy Road only); and

New York SMSA Limited Partnership d/b/a Verizon Wireless
One Verizon Way, Mail Stop 4AW100
Basking Ridge, NJ 07920 (Eileen Court only); and

WHEREAS, the bids have been reviewed by the Township Attorney and the Purchasing Director; and

WHEREAS, the bids submitted by T-Mobile Northeast LLC and New York SMSA Limited Partnership d/b/a Verizon Wireless comply in all material respects with the bid specifications issued by the Township; and

WHEREAS, the two bids submitted by New Cingular Wireless PCS, LLC (AT&T) contained several exceptions to the provisions of the proposed Lease Agreement included as part of the bid specifications which are to be negotiated by New Cingular Wireless PCS, LLC (AT&T) in a form to be approved by the Township Attorney; and

WHEREAS, the award of leases to New Cingular Wireless PCS, LLC (AT&T), T-Mobile Northeast LLC and New York SMSA Limited Partnership d/b/a Verizon Wireless for the use of space not needed for municipal purposes on the water towers on Eileen Court, Lackawanna Avenue and Pomeroy Road will provide recurring revenues for the Township;

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

(1) That the aforesaid recitals are hereby adopted and incorporated herein as if repeated in full; and

(2) That the bids submitted by T-Mobile Northeast LLC and New York SMSA Limited Partnership d/b/a Verizon Wireless are hereby accepted and lease agreements shall be awarded to T-Mobile Northeast LLC and New York SMSA Limited Partnership d/b/a Verizon Wireless in accordance with the bid specifications, and the Mayor is hereby authorized to execute such leases on behalf of the Township; and

(3) That the two bids submitted by New Cingular Wireless PCS, LLC (AT&T) are hereby accepted, that the lease(s) shall be awarded to New Cingular Wireless PCS, LLC (AT&T), and that the Mayor shall be authorized to execute such leases contingent upon final approval of the Township Attorney of the lease formats and the negotiated exceptions to the bid specifications.

May 15, 2012

RESOLUTION: FOR TONNAGE GRANT YEAR 2011

WHEREAS, the Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grants may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, the New Jersey Department of Environmental Protection has promulgated recycling regulations to implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, the recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for such tonnage grants will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Council to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates R. Greg Schneider to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS AUTHORIZING THE APPLICATION FOR A MORRIS
COUNTY FLOOD MITIGATION PROGRAM GRANT
MORRIS COUNTY FAST TRACK PROGRAM – HURRICANE IRENE**

WHEREAS, the Township of Parsippany Troy-Hills (“Township”) desires to acquire properties for which partial funding has already been applied for the obligations revived from FEMA as a result of national disaster Hurricane Irene – Declaration #4021 (HMPG-4021); and

WHEREAS, the acquisitions consist of a total of 29 properties (listed); and

1 Cherokee Avenue	BL 550, Lot 9	3 Cherokee Avenue	BL 550, Lot 8
17 Cherokee Avenue	BL 550, Lot 4	28 Cherokee Avenue	BL 551, Lot 27
30 Cherokee Avenue	BL 540, Lot 3	35 Cherokee Avenue	BL 539, Lot 4
37 Cherokee Avenue	BL 539, Lot 3	7 Chesapeake Avenue	BL 517, Lot 1
18 Huron Avenue	BL552, Lot 21	32 Lake Shore Drive	BL 554, Lot 23
34 Lake Shore Drive	BL 554, Lot 22	35 Lake Shore Drive	BL 558, Lot 13
40 Lake Shore Drive	BL 554, Lot 19	49 Lake Shore Drive	BL 558, Lot 18
53 Lake Shore Drive	BL 553, Lot 7	67 Lake Shore Drive	BL 552, Lot 1
71 Lake Shore Drive	BL 552, Lot 28	92 Lake Shore Drive	BL 539, Lot 7
104 Lake Shore Drive	BL 538, Lot 10	1 Minnehaha Boulevard	BL 528, Lot 11
3 Minnehaha Boulevard	BL 528, Lot 12	59 River Drive	BL 528, Lot 8
63 River Drive	BL 528, Lot 6	126 River Drive	BL 501, Lot 54
68 River Drive	BL 529, Lot 2	65 River Drive	BL 528, Lot 5
57 Rockaway Boulevard	BL 552, Lot 4	22 Seminole Avenue	BL 550, Lot 17
3 Wilbur Avenue	BL 553, Lot 11		

WHEREAS the Township desires to apply for a grant through the Morris County Flood Mitigation Program to supplement the funding of the acquisition of the listed properties with this application; and

WHEREAS the Township desires to authorize the execution and submission of said application to the Morris County Flood Mitigation Program and the acceptance of said funds in the event the Township is awarded the grant.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Parsippany, County of Morris, State of New Jersey as follows:

1. The Township Council hereby authorizes and endorses the application for a Morris County Flood Mitigation Program Grant for the acquisition of properties associated with FEMA Grant HMPG-4021.
2. That the appropriate officials are authorized to take whatever other steps necessary to complete the application and meet other requirements as necessary.

3. The Township Council hereby authorizes the acceptance of said grant funds in the event the same is awarded to the Township.
4. This resolution shall take effect immediately

May 15, 2012

**RESOLUTION BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF THE
TOWNSHIP OF PARSIPPANY-TROY HILLS IN SUPPORT OF THE MORRIS
COUNTY PLANNING BOARD TO EXTEND THE TIME PERIOD TO EXPEND
AFFORDABLE HOUSING TRUST FUND MONIES**

WHEREAS, P.L. 2008, c. 46 established a four year timetable for municipal housing trust dollars to be “committed for expenditure, or risk forfeiture to the State;” and

WHEREAS, the 2008 Act did not define the term “committed for expenditure” and deferred to the Council on Affordable Housing (COAH) to promulgate regulations as to the requirements to be met for “committed” as well as a timetable for expenditures; and

WHEREAS, neither COAH nor the Department of Community Affairs has adopted, nor proposed, the regulations pursuant PL 2008, C. 6; and

WHEREAS, hundreds of municipalities submitted spending plans to COAH, of which only a fraction of these plans were reviewed by the agency, and most of these municipalities have not been provided any guidance on their spending plans; and

WHEREAS, at the time of the 2008 Act, COAH was prepared to adopt its “third round regulations: establishing municipal obligations under the Fair Housing Act; and

WHEREAS, COAH’s third round regulations were set aside by the Appellate Division, and the appeal of that decision now awaits consideration by the State Supreme Court; and

WHEREAS, eight years of litigation over COAH’s methodology has had a chilling effect not only on the development of affordable housing, but on the ability of local governments to commit trust fund dollars without knowledge of their respective obligations, and certainty that such commitment would count toward its housing obligation; and

WHEREAS, forfeiture of trust fund dollars starting in July 2012 would be fundamentally unfair, inequitable and indefensible since neither COAH nor DCA has provided the required guidance or certainty; and

WHEREAS, these trust fund dollars should be used as intended: to subsidize the costs for municipalities in meeting their affordable housing obligations while assuring that these costs do not fall to local taxpayers; and

WHEREAS, pursuant to the timetable established by P.L. 2008, c.46, twenty-one Morris County municipalities will be required to forfeit over 21 million dollars in housing trust funds as of July 18, 2012;

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Parsippany-Troy Hills urges our State Legislators to support and approve A-2717, which will provide a four-year extension for municipalities to commit the municipal housing trust fund dollars; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the sponsor of A-2717, Assemblyman Anthony Bucco, all Morris County local legislative representatives, members of the Assembly Housing and Local Government Committee, the New Jersey State League of Municipalities and the Office of the Governor

May 15, 2012

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF
PARSIPPANY-TROY HILLS FOR EXEMPTION FOR 100% DISABLED VETERAN
BLOCK 248, LOT 2**

WHEREAS, N.J.S.A. 54:4-3.30 exempts 100% permanently and totally disabled veterans or surviving spouses of veterans from the payment of real estate taxes; and

WHEREAS, Dominick Taperino , owner of Block 248 Lot 2, 177 Beachwood Road, has been certified by the Department of Veterans Affairs as a 100% permanently and totally wartime service connected disabled veteran effective January 1, 1995; Dominick Taperino passed away on January 23, 1995 and Veronica Taperino, his wife, has applied for exemption from taxes for a surviving spouse of a 100% disabled veteran; and

NOW, THEREFORE, BE IT RESOLVED by the Township of Parsippany-Troy Hills that the 2012 real estate taxes on the above parcel be and are hereby canceled for the period January 1, 2012 through December 31, 2012; and

BE IT FURTHER RESOLVED, that said 2012 taxes *paid* be refunded to the owner of the property.