

**TOWNSHIP OF PARSIPPANY-TROY HILLS  
REGULAR TOWNSHIP COUNCIL MEETING OF NOVEMBER 26, 2013**

**Adequate notice of this meeting has been provided in accordance with the requirements of the Open Public Meetings Act 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 10, 2012 where it has remained posted since that date. A legal notice appeared in both the Daily Record on December 14, 2012 and the Star Ledger on December 13, 2012 and was forwarded by fax to other local newspapers and local radio stations on December 10, 2012.**

**Note:** Council Meetings are videotaped and aired on Cablevision, Public Access Channel 21, at 12:00 p.m. on Sundays and are also available for viewing at [www.parsippany.net](http://www.parsippany.net).

**PRESENT:** Council President Brian Stanton  
Council Vice-President Vincent Ferrara  
Council Member Paul Carifi, Jr.  
Council Member Michael J. dePierro  
Council Member Jonathan Nelson

**ALSO**

**PRESENT:** Mayor James R. Barberio; Jasmine Lim, Business Administrator; Paula Cozzarelli, Assistant Business Administrator; John Inglesino, Esq., Township Attorney; and Yancy Wazirmas, Township Clerk

**FLAG SALUTE**

**MOMENT OF SILENCE:** Council President Stanton asked for a Moment of Silence for Former Councilman James Vigilante who died suddenly a week ago.

**UPCOMING MEETINGS:**

12/10/13 @ 7:30 p.m. Agenda Meeting  
Public Invited – Public Participation

12/17/13 @ 7:30 p.m. Regular Meeting  
Public Invited – Public Participation

**MAYOR'S PRESENTATION(S):**

- Proclamation presented by Mayor Barberio to Umberto and Luisa Carluccio on the occasion of their 50<sup>th</sup> Wedding Anniversary.

**SPECIAL PRESENTATION**

- Certificate of Recognition presented by the Township Council to Umberto and Luisa Carluccio on the occasion of their 50<sup>th</sup> Wedding Anniversary,

**BID(S)**

**To be Taken:**

None

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

None

**ORDINANCES - SECOND READING & PUBLIC HEARING**

- None

**PUBLIC HEARING**

Motion to open the public hearing by Mr. Carifi Seconded by Mr. Nelson.

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

**\*Council President Stanton noted a five-minute time limit per speaker.**

- Stephen Arnold, 4 Craven Rd, Mountain Lakes: spoke about the POD zone for the Waterview lot and discussed the Stewart Study in relation to the RD Realty lawsuit against the Township.  
Mr. Nelson requested an update on the RD Realty Lawsuit during Closed Session.
- John Cloud, 8 Revere Rd, Basking Ridge: spoke about the Greystone Property and his organization's efforts to preserve the property. He also spoke about the potential for development that the property has and the State's response to their requests for development.  
Mr. dePierro encouraged them to reach out to Senator Bucco for assistance with their appeal to the State.
- John Huebner, 100 Florence Avenue 3B, Denville (president of Preserve Greystone): spoke about the organization's efforts in attempting to work with the state to preserve the Greystone property and State's unwillingness to work with them.
- James Wargo, 45 Robin Hood Lane: stated that although he does not live near the Waterview property, he agrees with the opponents of the project because he feels the Township does not have the means to monitor such large construction projects. He asked that they re-think hiring an outside planning consultant and instead hire one on staff.
- Pat Petaccia, 182 Hawkins Ave: asked the following: that Baldwin and Summit Avenues be placed on Engineering Report on the agenda until the reconstruction is completed (Ms. Lim responded that Capital Projects are not listed on the Engineering Report); who is on the Ad Hoc Open Space Committee for the Waterview property; and requested that the Council acknowledge Mr. Vigilante with a plaque outside Council Chambers.

Motion to close the public hearing by Mr. Ferrara Seconded by Mr. Carifi

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**CONSENT AGENDA**

**BE IT RESOLVED**, 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.

Motion to approve the Consent Agenda by Mr. Stanton seconded by Mr. dePierro.

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**Bid Award(s):**

**R2013-216\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Rejecting Bids for Proposals for Supplying Service and Parts for the Sewer Utility Komline-Sanderson Beltpress, Gravabelt and Pumps

**R2013-217\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Awarding Contract to Halecon, Inc. for the Upgrade/Resurfacing of the 85' X 185' Asphalt In-Line Skate Rink on Parsippany Boulevard for Parks and Forestry Re-Bid for Total Bid Price for Option #1 of \$80,000.00

**Resolutions:**

**R2013-218\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Approving the Adoption of a Policy Requiring Elected Officials to Obtain Certain Training on an Annual Basis as Recommended by the Best Practices Program Administered by the New Jersey Department of Community Affairs, Division of Local Government Services

**R2013-219\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Establishing an Ad Hoc Advisory Committee for Sustainable New Jersey Re-Certification

**R2013-220\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Establishing a Companion Animal Management Pledge

**R2013-221\*** Resolution Of The Township Council Of The Township Of Parsippany-Troy Hills Authorizing 2013 Budget Appropriation Transfers

**R2013-222\*** Resolution Of The Township Council Of The Township Of Parsippany-Troy Hills Approving Capital Budget Amendments

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- R2013-223\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing a Tax Appeal Settlement for Gampopa Vajrayana Buddhist Center v. Township of Parsippany-Troy Hills: Block 119, Lot 3
- R2013-224\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing a Tax Appeal Settlement for 3713 Route 46, LLC v. Township of Parsippany-Troy Hills: Block 137, Lot 1
- R2013-225\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing a Tax Appeal Settlement for 333 Realty, LLC v. Township of Parsippany-Troy Hills: Block 411, Lot 15
- R2013-226\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Authorizing a Tax Appeal Settlement for CF Oak Lane Plaza, LTD v. Township of Parsippany-Troy Hills: Block 725, Lot 6.04
- R2013-227\*** Resolution of the Township Council of the Township of Parsippany-Troy Hills Requiring Newly Elected Council Members to Attend Orientation Through the New Jersey State League of Municipalities

**APPLICATION(S)**

- R2013-228\*** 2014 Renewal of Licenses – Amusement Games, Entertainment, Taxi/Limo, Tourist Accommodations, Truck Terminal

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**R2013-216: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS REJECTING BIDS FOR PROPOSALS FOR SUPPLYING SERVICE AND PARTS FOR THE SEWER UTILITY KOMLINE-SANDERSON BELTPRESS, GRAVABELT AND PUMPS**

**WHEREAS**, the Township of Parsippany-Troy Hills received bid proposals for Supplying Service & Parts for the Sewer Utility Komline-Sanderson Beltpress, Gravabelt and Pumps on October 3, 2013, and

**WHEREAS**, the Business Administrator, Director of Purchasing and Assistant Sewer Superintendent 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 Supplying Service & Parts for the Sewer Utility Komline-Sanderson Beltpress, Gravabelt and Pumps be rejected.

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**R2013-217: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AWARING CONTRACT TO HALECON, INC. FOR THE UPGRADE/RESURFACING OF THE 85' X 185' ASPHALT IN LINE SKATE RINK ON PARSIPPANY BOULEVARD FOR PARKS AND FORESTRY RE-BID FOR TOTAL BID PRICE FOR OPTION #1 OF \$80,000.00**

**WHEREAS**, the Township of Parsippany-Troy Hills received a bid proposal for Upgrade/Resurfacing of the 85' X 185' Asphalt In Line Skate Rink on Parsippany Boulevard for Parks and Forestry-Rebid on October 31, 2013, and

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**WHEREAS**, the Business Administrator, Director of Purchasing and Superintendent of Parks and Forestry have reviewed the bid received and recommend that the bid be awarded to the lowest responsible bidder, Halecon, Inc., 136 Billian Street, Bridgewater, NJ 08807 for a Total Bid Price for Option # 1 of \$80,000.00, and

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

Current Capital Ordinance # 2013:14 adopted June 18, 2013 entitled,  
“Various Improvements.”

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that the bid for Upgrade/Resurfacing of the 85’ X 185’ Asphalt In Line Skate Rink on Parsippany Boulevard for Parks and Forestry-Rebid 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.

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**R2013-218: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS APPROVING THE ADOPTION OF A POLICY REQUIRING ELECTED OFFICIALS TO OBTAIN CERTAIN TRAINING ON AN ANNUAL BASIS AS RECOMMENDED BY THE BEST PRACTICES PROGRAM ADMINISTERED BY THE NEW JERSEY DEPARTMENT OF COMMUNITY AFFAIRS, DIVISION OF LOCAL GOVERNMENT SERVICES**

**WHEREAS**, the Best Practices Program, administered by the New Jersey Department of Community Affairs, Division of Local Government Services, promotes the continuing education of elected officials and annual employment practice liability training for elected officials, managers, administrators, department heads and supervisors.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Parsippany – Troy Hills, County of Morris, State of New Jersey that a policy is herein adopted requiring all elected officials to attend, on an annual basis, at least one instructional course, approved for continuing education credit by DLGS, covering the responsibilities and obligations of elected officials (for example: ethics, municipal finance, labor relations, risk management, shared services, purchasing, land use administration, personnel, technology etc.); and

**BE IT FURTHER RESOLVED** that the Township will provide annual employment practice liability training for elected officials, managers, administrators, department heads and supervisors.

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**R2013-219: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS ESTABLISHING AN AD HOC ADVISORY COMMITTEE FOR SUSTAINABLE NEW JERSEY RE-CERTIFICATION**

**WHEREAS**, the Township Council strives to save tax dollars, assure clean air and water, improve working and living environments to build a community that is economically, environmentally and socially sustainable; and

**WHEREAS**, the Township Council wishes to improve the quality of life for current and future residents by encouraging community sustainability initiatives that are affordable to implement, environmentally responsible, and just and fair to all sectors of society; and

**WHEREAS**, the Township of Parsippany-Troy Hills is participating in the Sustainable Jersey Program to save money, reduce waste, be more energy efficient, obtain related grants, and reduce our carbon footprint; and

**WHEREAS**, the re-establishment of a Green Team is essential to continuing to provide a community sustainability program; and

**WHEREAS**, the Green Team will continue to support sustainable actions and complete and document specified actions that will ensure that the Township of Parsippany-Troy Hills obtains re-certification with the Sustainable Jersey Program.

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

1. The Green Team will be recognized as an Ad Hoc Advisory Committee appointed by and reporting to the Mayor.
2. The membership of the Committee may include, but is not limited to, Township Official(s), members of the Board of Education, member(s) of local community organizations(s) and interested private citizens, appointed annually, but whose initial term of appointment shall be through December 31, 2014.

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**R2013-220: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS ESTABLISHING A COMPANION ANIMAL MANAGEMENT PLEDGE**

**WHEREAS**, cats and dogs are an integral and valuable part of all communities, and contribute to the well-being of humans, whether as companions, service animals, or therapy pets; and

**WHEREAS**, local government has an important role in ensuring the well-being of animals while balancing the needs of pet owners and non-pet owners; and

**WHEREAS**, legislators and municipal officials report that the number of calls from citizens about animal related issues rival any other issue(s); and

**WHEREAS**, there are approximately 2.2 million owned dogs and 2.5 million owned cats in New Jersey; and

**WHEREAS**, New Jersey was the first state in the nation to develop an innovative state-wide spay/neuter program and all proceeds from the sale of Animal Friendly License Plates are used to reimburse participating veterinarians for spaying and neutering surgeries; and

**WHEREAS**, State responsibility for promoting responsible pet care and ensuring that pets do not suffer due to abuse, neglect, or lack of proper care in kennels, pet shops, shelters, and pounds (animal facilities) is vested in the Office of Animal Welfare within the New Jersey Department of Health and Senior Services; and

**WHEREAS**, The New Jersey Society to Prevent Cruelty to Animals (NJSPCA) and municipal Animal Cruelty Investigators (ACIs) are responsible for investigating and acting as officers for the detection, apprehension, and arrest of offenders against the animal cruelty laws; and

**WHEREAS**, New Jersey mandates training requirements for animal control officers and Animal Cruelty Investigators; and

**WHEREAS**, New Jersey impounds over 100,000 animals per year in animal shelters and impoundment facilities; and

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**WHEREAS**, approximately 37% of the animals that enter New Jersey's impoundment facilities are euthanized, at a rate of around 3000 every month;

**WHEREAS**, free-roaming unvaccinated cats and dogs present a potential health threat to humans through the spread of such zoonotic diseases as rabies, leptospirosis, toxoplasmosis, roundworms, animal bites, and environmental contamination from animal feces; and

**WHEREAS**, stray and unwanted pets place an enormous financial burden on municipalities and non-profit humane agencies organized to care for these animals; and

**WHEREAS**, it is more humane and cost-effective to reduce the number of unwanted animals than it is to impound and euthanize unwanted or unclaimed dogs and cats; and

**WHEREAS**, all municipalities are required to canvass their residents to locate unlicensed dogs.

**NOW THEREFORE, BE IT RESOLVED**, by The Township Council of the Township of Parsippany-Troy Hills that the following steps be taken with regard to our municipal responsibilities with the intent of making the Township of Parsippany-Troy Hills a truly sustainable community: It is our intent to do our utmost, within the bounds of our jurisdiction, to ensure that companion animals are treated humanely, respectfully, and responsibly through public education and through the exercise of powers vested in New Jersey municipalities, including the appointing of a certified animal control officer who shall be responsible for animal control within the jurisdiction of the municipality, including providing emergency veterinary care for injured stray animals and coverage outside of normal working hours; and

**BE IT FURTHER RESOLVED** that the Township pledges to: Enforce all animal and rabies control statutes and regulations, including the requirement to pick up and impound all stray dogs and cats, excepting stray and feral cats in managed TNR programs. Work to improve the enforcement of animal cruelty statutes. Educate our community, including school children, about their responsibilities towards the pet animals they chose to keep. Identify and work to implement best practices to prevent unwanted breeding through effective animal control and public education.

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**R2013-221: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING 2013 BUDGET APPROPRIATION TRANSFERS**

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

**BE IT FURTHER RESOLVED** that the Chief Financial Officer be and is hereby authorized to make the necessary entries on the books and 2013 budget in connection with said transfers:

<b>CURRENT FUND</b>		<b>FROM</b>	<b>TO</b>
Salary Adjustments		\$ 19,000.00	
Maintenance of Sharkeys			
Salaries & Wages		15,000.00	
Sanitation & Recycling			
Salaries & Wages		115,000.00	

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Police Department			
Salaries & Wages		30,000.00	
Finance - Treasurer's Office			
Salaries & Wages		13,000.00	
Municipal Court			
Salaries & Wages		25,000.00	
Utilities - Gasoline			
Other Expenses		52,000.00	
Condominium Association			
Other Expenses		50,000.00	
Finance - Assessor's Office			
Salaries & Wages			\$ 7,900.00
Township Council			
Salaries & Wages			500.00
Parks & Forestry			
Salaries & Wages			4,700.00
Board of Adjustment			
Salaries & Wages			3,400.00
Building Inspection - Construction			
Salaries & Wages			13,900.00
Building Inspection - Housing			
Salaries & Wages			3,300.00
Building Inspection - Zoning			
Salaries & Wages			4,000.00
Public Works			
Salaries & Wages			115,000.00
Division of Engineering			
Salaries & Wages			22,000.00
Public Health Services			
Salaries & Wages			6,900.00
Senior Citizen Center			

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Salaries & Wages			6,400.00
Ambulance			
Salaries & Wages			25,000.00
Legal			
Other Expenses			55,000.00
Insurance			
Other Expenses			50,000.00
Human Services			
Other Expenses			1,000.00
<b>TOTAL</b>		<b>\$ 319,000.00</b>	<b>\$ 319,000.00</b>
<b><u>SEWER UTILITY FUND</u></b>			
Interest on Bonds		\$ 1,341.00	
Interest on Notes			\$ 1,341.00
<b>TOTAL</b>		<b>\$ 1,341.00</b>	<b>\$ 1,341.00</b>
<b><u>WATER UTILITY FUND</u></b>			
Other Expenses		\$ 65,000.00	
Salaries & Wages			\$ 65,000.00
<b>TOTAL</b>		<b>\$ 65,000.00</b>	<b>\$ 65,000.00</b>

**R2013-222: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS APPROVING CAPITAL BUDGET AMENDMENTS**

**WHEREAS**, the Local Capital Budget for the year 2013 was approved on the 18th day of June 2013, and

**WHEREAS**, it is desired to amend said approved Capital Budget,

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of Parsippany-Troy Hills that the following amendments to the approved Capital Budget be made:







**BE IT FURTHER RESOLVED** that two certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

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**R2013-223: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING A TAX APPEAL SETTLEMENT FOR GAMPOPA VAJRAYANA BUDDHIST CENTER V. TOWNSHIP OF PARSIPPANY-TROY HILLS: BLOCK 119, LOT 3**

**WHEREAS**, GAMPOPA VAJRAYANA BUDDHIST CENTER owns property located at 6 Fox Lane and is designated as Block 119, Lot 3 on the official tax map of the Township of Parsippany-Troy Hills (“Subject Property”); and

**WHEREAS**, GAMPOPA VAJRAYANA BUDDHIST CENTER filed an appeal to the Tax Court of New Jersey challenging the Subject Property’s 2011, 2012 and 2013 assessments; and

**WHEREAS**, the parties have engaged in discovery and settlement negotiations; and

**WHEREAS**, as a result of that discovery and settlement negotiations, a settlement has been reached upon the recommendation and concurrence of the Township Attorney, Township Assessor, and the Township’s Expert Appraiser; and

**WHEREAS**, GAMPOPA VAJRAYANA BUDDHIST CENTER has agreed to waive all interest due on any refund providing that same is paid by the municipality within sixty (60) days from the date of entry of the Tax Court Judgment; and

**WHEREAS**, GAMPOPA VAJRAYANA BUDDHIST CENTER has agreed to waive the provisions of N.J.S.A. 54:51A-8 (“Freeze Act”); and

**WHEREAS**, the Township Attorney, the Tax Assessor, and the Township’s Expert Appraiser have all recommended said settlement to the Township Council; and

**WHEREAS**, the Township Council is of the opinion that said settlement is in the best interests of the Township of Parsippany-Troy Hills;

**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. Settlement of the 2011 and 2012 tax appeals is hereby authorized as follows:

	<u>Original Assessment</u>	<u>Settlement Amount</u>
<b>Years: 2011 &amp; 2012</b>		
<b>LAND</b>	<b>\$ 208,800</b>	
<b>IMPROVEMENTS</b>	<b>\$ 362,000</b>	<b>WITHDRAWN</b>
<b>TOTAL</b>	<b>\$ 570,800</b>	

2. Settlement of the 2013 tax appeal is hereby authorized as follows:

	<u>Original Assessment</u>	<u>Settlement Amount</u>
<b>Year: 2013</b>		
<b>LAND</b>	<b>\$ 208,800</b>	<b>\$ 208,800</b>
<b>IMPROVEMENTS</b>	<b>\$ 362,000</b>	<b>\$ 76,600</b>
<b>TOTAL</b>	<b>\$ 570,800</b>	<b>\$ 285,400</b>

**NOW, THEREFORE, BE IT RESOLVED** that all municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of the resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Township council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, that the settlement in this matter as set forth herein above, be and the same is approved, and the Township Attorney is hereby authorized and directed to affect said settlement.

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**R2013-224: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING A TAX APPEAL SETTLEMENT FOR 3713 ROUTE 46, LLC V. TOWNSHIP OF PARSIPPANY-TROY HILLS: BLOCK 137, LOT 1**

**WHEREAS**, 3713 ROUTE 46, LLC owns or occupies as a tenant property located at 3713 Route 46 and is designated as Block 137, Lot 1 on the official tax map of the Township of Parsippany-Troy Hills (“Subject Property”); and

**WHEREAS**, 3713 ROUTE 46, LLC filed an appeal to the Tax Court of New Jersey challenging the Subject Property’s 2012 and 2013 assessments; and

**WHEREAS**, the parties have engaged in discovery and settlement negotiations; and

**WHEREAS**, as a result of that discovery and settlement negotiations, a settlement has been reached upon the recommendation and concurrence of the Township Attorney, Township Assessor, and the Township’s Expert Appraiser; and

**WHEREAS**, 3713 ROUTE 46, LLC has agreed to waive all interest due on any refund providing that same is paid by the municipality within sixty (60) days from the date of entry of the Tax Court Judgment; and

**WHEREAS**, 3713 ROUTE 46, LLC has agreed to waive the provisions of N.J.S.A. 54:51A-8 (“Freeze Act”); and

**WHEREAS**, the Township Attorney, Special Counsel, the Tax Assessor, and the Township’s Expert Appraiser have all recommended said settlement to the Township Council; and

**WHEREAS**, the Township Council is of the opinion that said settlement is in the best interests of the Township of Parsippany-Troy Hills;

**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. Settlement of the 2012 tax appeals is hereby authorized as follows:

	<u>Original Assessment</u>	<u>Settlement Amount</u>
<b>Years: 2012</b>		
<b>LAND</b>	<b>\$ 483,500</b>	
<b>IMPROVEMENTS</b>	<b>\$ 518,000</b>	<b>WITHDRAWN</b>
<b>TOTAL</b>	<b>\$ 1,001,500</b>	

2. Settlement of the 2013 tax appeal is hereby authorized as follows:

	<u>Original Assessment</u>	<u>Settlement Amount</u>
<b>Year: 2013</b>		
<b>LAND</b>	<b>\$ 483,500</b>	<b>\$ 483,500</b>
<b>IMPROVEMENTS</b>	<b>\$ 518,000</b>	<b>\$ 218,000</b>
<b>TOTAL</b>	<b>\$ 1,001,500</b>	<b>\$ 701,500</b>

**NOW, THEREFORE, BE IT RESOLVED** that all municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of the resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Township council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, that the settlement in this matter as set forth herein above, be and the same is approved, and the Special Counsel is hereby authorized and directed to affect said settlement.

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**R2013-225: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING A TAX APPEAL SETTLEMENT FOR 333 REALTY, LLC V. TOWNSHIP OF PARSIPPANY-TROY HILLS: BLOCK 411, LOT 15**

**WHEREAS**, 333 REALTY, LLC owned property located at 199 Cherry Hill Road and is designated as Block 411, Lot 15 on the official tax map of the Township of Parsippany-Troy Hills (“Subject Property”); and

**WHEREAS**, 333 REALTY, LLC filed an appeal to the Tax Court of New Jersey challenging the Subject Property’s 2010 assessment; and

**WHEREAS**, the parties have engaged in discovery and settlement negotiations; and

**WHEREAS**, as a result of that discovery and settlement negotiations, a settlement has been reached upon the recommendation and concurrence of the Township Attorney, Township Assessor, and the Township’s Expert Appraiser; and

**WHEREAS**, 333 REALTY, LLC has agreed to waive all interest due on any refund providing that same is paid by the municipality within sixty (60) days from the date of entry of the Tax Court Judgment; and

**WHEREAS**, 333 REALTY, LLC has agreed to waive the provisions of N.J.S.A. 54:51A-8 (“Freeze Act”); and

**WHEREAS**, the Township Attorney, the Tax Assessor, and the Township’s Expert Appraiser have all recommended said settlement to the Township Council; and

**WHEREAS**, the Township Council is of the opinion that said settlement is in the best interests of the Township of Parsippany-Troy Hills;

**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. Settlement of the 2010 tax appeal is hereby authorized as follows:

	<u>Original Assessment</u>	<u>Settlement Amount</u>
<b>Year: 2010</b>		
<b>LAND</b>	<b>\$ 1,440,000</b>	<b>\$ 1,440,000</b>
<b>IMPROVEMENTS</b>	<b>\$ 5,332,000</b>	<b>\$ 3,332,000</b>
<b>TOTAL</b>	<b>\$ 6,772,000</b>	<b>\$ 4,772,000</b>

**NOW, THEREFORE, BE IT RESOLVED** that all municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of the resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Township council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, that the settlement in this matter as set forth herein above, be and the same is approved, and the Township Attorney is hereby authorized and directed to affect said settlement.

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**R2013-226: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING A TAX APPEAL SETTLEMENT FOR CF OAK LANE PLAZA, LTD V. TOWNSHIP OF PARSIPPANY-TROY HILLS: BLOCK 725, LOT 6.04**

**WHEREAS**, CF OAK LANE PLAZA, LTD owns property located at 200 Interpark Boulevard and is designated as Block 725, Lot 6.04 on the official tax map of the Township of Parsippany-Troy Hills (“Subject Property”); and

**WHEREAS**, CF OAK LANE PLAZA, LTD filed an appeal to the Tax Court of New Jersey challenging the Subject Property’s 2012 assessment; and

**WHEREAS**, the parties have engaged in discovery and settlement negotiations; and

**WHEREAS**, as a result of that discovery and settlement negotiations, a settlement has been reached upon the recommendation and concurrence of the Township Attorney, Township Assessor, and the Township’s Expert Appraiser; and

**WHEREAS**, CF OAK LANE PLAZA, LTD has agreed to waive all interest due on any refund providing that same is paid by the municipality within sixty (60) days from the date of entry of the Tax Court Judgment; and

**WHEREAS**, CF OAK LANE PLAZA, LTD has agreed to waive the provisions of N.J.S.A. 54:51A-8 (“Freeze Act”); and

**WHEREAS**, the Township Attorney, Special Counsel, the Tax Assessor, and the Township’s Expert Appraiser have all recommended said settlement to the Township Council; and

**WHEREAS**, the Township Council is of the opinion that said settlement is in the best interests of the Township of Parsippany-Troy Hills;

**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. Settlement of the 2012 tax appeal is hereby authorized as follows:

	<u>Original Assessment</u>	<u>Settlement Amount</u>
<b>Year: 2012</b>		
<b>LAND</b>	<b>\$ 2,895,000</b>	<b>\$ 2,395,000</b>
<b>IMPROVEMENTS</b>	<b>\$ 100,300</b>	<b>\$ 100,300</b>
<b>TOTAL</b>	<b>\$ 2,995,300</b>	<b>\$ 2,495,300</b>

**NOW, THEREFORE, BE IT RESOLVED** that all municipal officials are hereby authorized to take whatever action may be necessary to implement the terms of the resolution.

**NOW, THEREFORE, BE IT RESOLVED** by the Township council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, that the settlement in this matter as set forth herein above, be and the same is approved, and Special Counsel is hereby authorized and directed to affect said settlement.

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**R2013-227: RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS REQUIRING NEWLY ELECTED COUNCIL MEMBERS TO ATTEND ORIENTATION THROUGH THE NEW JERSEY STATE LEAGUE OF MUNICIPALITIES**

**WHEREAS**, the New Jersey State League of Municipalities annually offers a full day seminar entitled "Orientation for the Newly elected, Re-elected, or Experienced" for municipal officials; and

**WHEREAS**, the Township Council believes this seminar provides valuable information regarding major areas of responsibility, key contacts at the State level, important sources of information and assistance and up-to-date information on important municipal issues.

**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. It shall be required that newly elected Council members attend the New Jersey State League of Municipalities seminar for newly elected officials; and
  2. The Township will bear the cost of the registration fee for newly elected, re-elected and experienced Council members.
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**R2013-228: 2014 RENEWAL OF LICENSES – AMUSEMENT GAMES, ENTERTAINMENT, TAXI/LIMO, TOURIST ACCOMMODATIONS, TRUCK TERMINAL**

**BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that the following Licenses be renewed for the year 2014:

**AMUSEMENT GAMES**

**NUMBER OF GAMES**

Basket of Cheers	3
Q-Time Billiards & Sports Bar	9

**ENTERTAINMENT**

Marakesh Restaurant  
Mt. Holleran Towne Tavern  
Hoover's Tavern  
Sheraton Parsippany Hotel  
Pure Restaurant & Lounge

**TAXI/LIMOUSINE OWNERS**

**NUMBER OF VEHICLES**

Airlinks Limo & Taxi	1
Hodge Enterprises, Ltd., Inc.	1
John Paul Sarenas	1
Sami Limo Service, LLC	1
Songun Livery	1
AC Limousine	1
R.H. Limousine Services, Inc.	1

**TOURIST ACCOMMODATIONS**

**NUMBER OF UNITS**

Hilton Parsippany	354
Embassy Suites	274
Hampton Inn & Suites Parsippany/North	87
Ramada Inn	72
Budget Inn	47
Hyatt House	140
Howard Johnson Express Inn	92
Sheraton Parsippany Hotel	370
Sonesta ES Suites	150
Parsippany Residence Inn	156
Hampton Inn Parsippany	152
Courtyard by Marriott Parsippany	151
Holiday Inn	184

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**ORDINANCES - INTRODUCTION**

**ORDINANCE 2013:31**

**AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR THE ACQUISITION BY PURCHASE AND/OR ELEVATION OF PROPERTIES, INCLUDING ALL STRUCTURES, WORK, EQUIPMENT AND MATERIALS NECESSARY THEREFOR OR INCIDENTAL THERETO, IN THE TOWNSHIP OF PARSIPPANY-TROY HILLS THROUGH THE FEMA HAZARD MITIGATION GRANT PROGRAM AND COUNTY OPEN SPACE FLOOD MITIGATION PROGRAM AND APPROPRIATING \$9,626,941 THEREFOR**

**BE IT RESOLVED** that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **November 26, 2013** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **December 10, 2013** at 7:30 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

**BE IT FURTHER RESOLVED** that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

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

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**ORDINANCE 2013:32**

**AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, COUNTY OF MORRIS, STATE OF NEW JERSEY, ACCEPTING DEDICATION OF A PORTION OF BLOCK 448, LOT 23 AS SHOWN ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS FOR FUTURE ROADWAY PURPOSES FROM 78 FANNY ROAD, LLC**

**BE IT RESOLVED** that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **November 26, 2013** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **December 17, 2013** at 7:30 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

**BE IT FURTHER RESOLVED** that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

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

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**ORDINANCE 2013:33**

**AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING A LICENSE AGREEMENT WITH RAINBOW LAKES COMMUNITY CLUB, INC. FOR THE LICENSE OF PROPERTY KNOWN AS A PORTION OF BLOCK 106, LOTS 5 AND 13.01 AS SHOWN ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS**

**BE IT RESOLVED** that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **November 26, 2013** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **December 17, 2013** at 7:30 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

**BE IT FURTHER RESOLVED** that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

Motion to approve the above Resolution by Mr. Carifi, seconded by Mr. Nelson.

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**ORDINANCE 2013:34**

**AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, COUNTY OF MORRIS, STATE OF NEW JERSEY AUTHORIZING AN AMENDMENT TO THE LEASE AGREEMENT WITH THE TROY HILLS MEMORIAL POST NO. 10184, VETERANS OF FOREIGN WARS OF THE UNITED STATES CONCERNING PREMISES LOCATED AT 220 TROY ROAD (BLOCK 728, LOT 5) IN THE TOWNSHIP OF PARSIPPANY-TROY HILLS SO AS TO EXTEND THE TERM OF THE LEASE FOR AN ADDITIONAL FIVE (5) YEARS**

**BE IT RESOLVED** that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **November 26, 2013** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **December 17, 2013** at 7:30 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

**BE IT FURTHER RESOLVED** that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

Motion to approve the above Resolution by Mr. Nelson, seconded by Mr. Carifi.

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**ORDINANCE 2013:35**

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 290, PARKS, RECREATION AREAS AND PUBLIC LANDS, ARTICLE II, USE REGULATIONS; PERMIT REQUIREMENTS OF THE CODE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS**

**BE IT RESOLVED** that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **November 26, 2013** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **December 17, 2013** at 7:30 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

**BE IT FURTHER RESOLVED** that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

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

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**ORDINANCE 2013:36**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY AMENDING SECTION 4-66, MEETINGS; HEARINGS AND APPEALS, OF THE CODE OF TOWNSHIP OF PARSIPPANY-TROY HILLS**

**BE IT RESOLVED** that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of Parsippany-Troy Hills held on **November 26, 2013** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **December 17, 2013** at 7:30 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

**BE IT FURTHER RESOLVED** that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

Motion to approve the above Resolution by Mr. Ferrara, seconded by Mr. Carifi.

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**ORDINANCE 2013:37**

**ORDINANCE AUTHORIZING THE BUSINESS ADMINISTRATOR OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO EXECUTE AND RENEW, AS NECESSARY, A LEASE WITH THE BUILDING MAINTENANCE SUPERINTENDENT OF CRAFTSMAN FARMS**

**BE IT RESOLVED** that the above Ordinance be introduced, read by title, and passed on first reading at a Meeting of the Township Council of the Township of ParsIPPany-Troy Hills held on **November 26, 2013** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **December 17, 2013** at 7:30 p.m., prevailing time, or as soon thereafter as the matter may be reached, at the Municipal Building in said Township, at which time all persons interested shall be given an opportunity to be heard concerning said Ordinance.

**BE IT FURTHER RESOLVED** that the Clerk be authorized and directed to advertise said Ordinance with the Notice of Introduction thereof being published in the official newspaper according to law.

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

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**CLOSED SESSION**

**RESOLUTION**

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

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

**WHEREAS**, the Township Council wishes to discuss: Attorney/Client Privilege, Contract Negotiations and On-going Litigation.

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

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

**Motion To Adjourn Into Closed Session by Mr. Ferrara Seconded By Mr. Nelson.**

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**Motion To Reconvene Into Open Session by Mr. Ferrara Seconded By Mr. Carifi.**

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**RESOLUTIONS – NON-CONSENT AGENDA**

**Resolution:**

**R2013-212 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING A SETTLEMENT WITH CBS OUTDOOR, LLC**

Motion to **TABLE** the above Resolution by Mr. Nelson, seconded by Mr. Ferrara.

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**R2013-229 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS CONFIRMING THE APPOINTMENT AND AWARDED A CONTRACT FOR PROFESSIONAL PLANNING SERVICES TO BURGIS ASSOCIATES, INC.**

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

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

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

**REGULAR TOWNSHIP COUNCIL MEETING NOVEMBER 26, 2013**

**WHEREAS**, Burgis Associates, Inc. has indicated that they will provide the services required as specified below for the Township of Parsippany-Troy Hills at the rates and terms specified in the contract; and

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

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

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

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

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

1. That the Township Council of the Township of Parsippany-Troy Hills authorizes the Mayor to enter into a contract for the 2013 year with Burgis Associates, Inc., 25 Westwood Avenue, Westwood, NJ 07675 for professional planning services; and
2. That the Business Entity Disclosure Certification, which incorporates the provisions of Article I, entitled *Prohibitions on Contract Awards*, of Chapter 12, *Contracts*, of the Township Code; Political Contribution Disclosure Form; Stockholder Disclosure Certification; Determination of Value; and Certificate of Availability of Funds be placed on file in the Office of the Township Clerk with the Contract and authorizing resolution; and
3. That this contract be awarded through a non-fair and open process and without a competitive bid pursuant to N.J.S.A. 19:44A-20.5 and as professional services, pursuant to N.J.S.A. 40A:11-1 et seq.; and
4. A notice of this award be printed in the official newspaper of the Township of Parsippany-Troy Hills in accordance with N.J.S.A. 40A:11-1 et seq.

Mr. Nelson asked why this contract is being presented to the Council for approval so late in the year. Ms. Lim responded that they had forgotten about this contract.

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, and Stanton

**NAYS** – Council Member Nelson

**R2013-230 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING THE GOVERNOR'S COUNCIL ON ALCOHOLISM AND DRUG ABUSE FISCAL GRANT EXTENSION JANUARY 1, 2014 TO JUNE 30, 2014**

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

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

**WHEREAS**, The Mayor and Township Council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

**WHEREAS**, Parsippany-Troy Hills Township was approved for a Municipal Alliance grant for the January 1, 2013 through December 31, 2013 grant term; and

**WHEREAS**, the Governor's Council on Alcoholism and Drug Abuse has extended the 2013 grant term until June 30, 2014, in order to transition the grant to a fiscal year rather than calendar year cycle; and

**WHEREAS**, funding has been made available to Parsippany's Municipal Alliance in the amount of 50% of its approved 2013 grant total for the six-month extension period of January 1, 2014 to June 30, 2014, contingent upon meeting the 25% Cash Match and 75% In-Kind Match grant requirement for the extension funding.

**NOW, THEREFORE, BE IT RESOLVED** that the Parsippany-Troy Hills Mayor and Township Council does hereby authorize the submission of the grant extension for the Parsippany Municipal Alliance grant in the amount of:

DEDR	\$43,351.50
Cash Match	\$10,837.88
In-Kind	\$32,513.63

The Parsippany-Troy Hills Mayor and Township Council acknowledge the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**R2013-231 RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS REQUESTING REVIEW AND APPROVAL OF A SECOND AMENDMENT TO THE MUNICIPAL AFFORDABLE HOUSING TRUST FUND SPENDING PLAN**

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

**WHEREAS**, the Township Council of the Township of Parsippany-Troy Hills, County of Morris petitioned the Council on Affordable Housing (“COAH”) for substantive certification on June 7, 2010; and

**WHEREAS**, the Township of Parsippany-Troy Hills received approval from COAH on December 16, 2008 of its development fee ordinance; and

**WHEREAS**, the development fee ordinance establishes an affordable housing trust fund that includes development fees, payments from developers in lieu of constructing affordable units on-site, barrier free escrow funds, rental income, repayments from affordable housing program loans, recapture funds, proceeds from the sale of affordable units; and

**WHEREAS**, N.J.A.C. 5:97-8.1(d) requires a municipality with an affordable housing trust fund to receive approval of a spending plan from COAH prior to spending any of the funds in its housing trust fund; and

**WHEREAS**, N.J.A.C. 5:97-8.10 requires a spending plan to include the following:

1. A projection of revenues anticipated from imposing fees on development, based on pending, approved and anticipated developments and historic development activity; and
2. A projection of revenues anticipated from other sources, including payments in lieu of constructing affordable units on sites zoned for affordable housing, funds from the sale of units with extinguished controls, proceeds from the sale of affordable units, rental income, repayments from affordable housing program loans, and interest earned; and
3. A description of the administrative mechanism that the municipality will use to collect and distribute revenues; and
4. A description of the anticipated use of all affordable housing trust funds pursuant to N.J.A.C. 5:97-8.7, 8.8, and 8.9; and
5. A schedule for the expenditure of all affordable housing trust funds, provided that the trust fund balance as of July 17, 2008 is committed for expenditure within four years of that date and that all development fees and any payments in lieu of construction are committed for expenditure within four years from the date of collection; and
6. If applicable, a schedule for the creation or rehabilitation of housing units; and
7. A pro-forma statement of the anticipated costs and revenues associated with the development if the municipality envisions supporting or sponsoring public sector or non-profit construction of housing; and
8. The manner through which the municipality will address any expected or unexpected shortfall if the anticipated revenues from development fees are not sufficient to implement the plan; and

**REGULAR TOWNSHIP COUNCIL MEETING NOVEMBER 26, 2013**

9. A description of the anticipated use of excess affordable housing trust funds, in the event more funds than anticipated are collected, or projected funds exceed the amount necessary for satisfying the municipal affordable housing obligation.

**WHEREAS**, the Township of Parsippany-Troy Hills prepared a spending plan, dated July 12, 2012 (the “2012 Spending Plan”), consistent with N.J.A.C. 5:97-8.10 and P.L. 2008, c.46 and submitted same to the DCA and COAH for review and approval on July 16, 2012; and

**WHEREAS**, the Township of Parsippany-Troy Hills prepared an amendment to its 2012 Spending Plan consistent with N.J.A.C. 5:97-8.10, dated September 2013 (the “September 2013 Spending Plan”), so as to, among other things, change in the properties identified and the allocation and amounts of certain funds therein, and submitted same to COAH for its review and approval; and

**WHEREAS**, the Township of Parsippany-Troy Hills received comments on the September 2013 Spending Plan from COAH’s staff and has revised the September 2013 Spending Plan to address COAH Staff’s comments and desires to submit a second amended Spending Plan for COAH’s review and approval.

**NOW THEREFORE BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills, County of Morris, State of New Jersey that the Council requests that COAH review and approve a second amendment to the Township of Parsippany-Troy Hills’ affordable housing spending plan.

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

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**ADJOURNMENT**

**Motion To Adjourn Meeting by Mr. Carifi Seconded By Mr. Ferrara.**

**ROLL CALL:**

**YES** – Council Members Carifi, dePierro, Ferrara, Nelson and Stanton

**MEETING ADJOURNED: 9:16pm**

Respectfully submitted,

\_\_\_\_\_  
Yancy Wazirmas, Township Clerk

\_\_\_\_\_  
Brian Stanton, Council President

Minutes approved: