

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

May 6, 2014

MEETING CALLED TO ORDER by Council President Carifi at 7:00 p.m.

FLAG SALUTE

PRESENT: Council President Paul Carifi, Jr.
Council Vice-President Robert Peluso
Council Member Michael J. dePierro
Council Member Brian Stanton
Council Member Louis Valori

ALSO PRESENT: Mayor James R. Barberio; Joseph Kovalcik, Jr., Acting Business Administrator/ CFO; Paula Cozzarelli, Assistant Business Administrator; John Inglesino, Esq., Township Attorney; Yancy Wazirmas, Township Clerk;

The purpose of this meeting is to discuss and take action on the Calendar Year 2014 Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a Cap Bank per N.J.S.A. 40A:4-45.14.

FORMAL ACTION MAY OR MAY NOT BE TAKEN.

STATEMENT OF COMPLIANCE

Adequate notice of this meeting has been provided in accordance with the requirements of the Open Public Meetings Law by filing the notice in the Office of the Township Clerk and by posting the meeting notice on the bulletin board at the Municipal Building on April 30, 2014 where it has remained posted since that date. A legal notice appeared in the Daily Record on May 2, 2014 and was forwarded by fax to the Star Ledger and Parsippany Life on April 30, 2014.

ORDINANCES - INTRODUCTION

**ORDINANCE 2014:11
TOWNSHIP OF PARSIPPANY-TROY HILLS
CALENDAR YEAR 2014
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK- (N.J.S.A. 40A:4-45.14)**

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 May 6, 2014 and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on May 20, 2014 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.

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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. Stanton.

ROLL CALL:

YES – Councilmembers dePierro, Stanton

NO – Councilmembers Peluso, Valori and Carifi

Mr. Kovalcik explained that the budget cannot be introduced as is. They can no longer use the cap bank which means when you have health insurance increases that are going up 4% it is considered inside the cap appropriation and your cap limit is 0.5% there are now different issues that have to be looked at along with pension and other items.

Mayor Barberio reported that he has directed the Township Attorney to look at the property on 19 Littleton Road, which is the Vigilante property, for possible Township use. At this point, they are just looking to see if it fits the needs of the Township.

PUBLIC HEARING

Motion to open the public hearing by Mr. Stanton Seconded by Mr. Valori.

ROLL CALL:

YES – Councilmembers dePierro, Peluso, Stanton, Valori and Carifi

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

- Pat Petaccia, 182 Hawkins Ave: asked the Council to look at the cap ordinance again and use their better judgment since this has been done for years. She also commented about issues between the Mayor and the Council.
- Jonathan Nelson, 202 Patriots Road: commented that Closed Session minutes have not been made public yet and asked what the process is for them to be released.

Motion to close the public hearing by Mr. Stanton Seconded by Mr. Valori.

ROLL CALL:

YES – Councilmembers dePierro, Peluso, Stanton, Valori and Carifi

Mr. Kovalcik explained the next set of circumstances that will occur regarding the cap bank. At this point, he is going to have to re-work the whole cap and advise the Council by the end of the day on Friday where we are at, at the cap. There are legal ramifications now that the ordinance has not been passed. He now has to compute the cap at 0.5% and our appropriations and contracts that were settled are in excess of 0.5%. Tough decisions will have to be made that are

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sustainable since this will affect the Township's fiscal solvency for the next two years. Mr. Kovalcik explained the difference between inside versus outside the appropriations and levy caps and how this affects the budget and taxes. The Councilmembers expressed concerns with the School Board tax increases and how this may also increase municipal taxes.

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: Personnel Matters.

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

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

Motion To Adjourn Into Closed Session by Mr. Carifi Seconded By Mr. Stanton

ROLL CALL:

YES – Councilmembers dePierro, Peluso, Stanton, Valori and Carifi

Motion To Reconvene Into Open Session by Mr. Stanton Seconded By Mr. Peluso.

ROLL CALL:

YES – Councilmembers dePierro, Peluso, Stanton, and Carifi
(Mr. Valori is absent for this portion.)

ADJOURNMENT

Motion To Adjourn Meeting By Mr. Stanton Seconded By Mr. Peluso.

ROLL CALL:

YES – Councilmembers dePierro, Peluso, Stanton, and Carifi
(Mr. Valori is absent for this portion.)

MEETING ADJOURNED: 8:29pm