

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

July 13, 2010

Public Invited – Public Participation

MEETING CALLED TO ORDER by Council President Grossi at 7:32 p.m.

FLAG SALUTE

Roll Call:	Mr. Cesaro	-	Present
	Mr. dePierro	-	Present
	Mr. Fox	-	Present
	Mr. Stanton	-	Present
	Ms. Grossi	-	Present

OTHERS PRESENT: Mayor Barberio; J. Lim, Business Administrator; J. Inglesino, Esq., Township Attorney; J. Silver, Township Clerk

The purpose of this meeting is to set the Agenda for the Regular Township Council Meeting of July 20, 2010.

FORMAL ACTION MAY OR MAY NOT BE TAKEN.

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 8, 2009 where it has remained posted since that date. A legal notice appeared in both the Daily Record and the Star Ledger and was forwarded by fax to other local newspapers and local radio stations on December 17, 2009.

NOTE: A closed Session regarding collective bargaining agreements and pending litigation was conducted from 8:49 p.m. to 9:30 p.m. The resolution authorizing the Council to convene in closed session is attached.

ORDINANCES

Second Reading(s) and Public Hearing(s) – 7/20/2010 ON

Refunding Bond Ordinance – Repayment of Tax Appeals (2010:12)

Bond Ordinance – Various Capital Improvements (2010:13)

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Bond Ordinance – Various Water Utility Improvements (2010:14)

Bond Ordinance – Various Sewer Utility Improvements (2010:15)

Bond Ordinance – Various Golf Course and Recreation Utility Improvements (2010:16)

Amending and Supplementing Various Sections of the Code Dealing with Fees (2010:17)

Amending Chapter 405, Vehicles and Traffic, Section 22, Through Streets, and Section 24, Multi-Way Stop Intersections, of the Code – Ridgewood Avenue and Strowbridge Avenue (2010:18)

Status of Adopted Ordinances:

<u>Ordinance Title and Number</u>	<u>Adopted Date</u>	<u>Mayoral Action</u>	<u>Effective Date</u>
Calendar Year 2010 - Cap Bank (2010:11)	6/15/10	6/17/10	7/14/10

DISCUSSION/REMINDERS

Scheduled Meetings

7/20/10 @ 7:30 p.m.

Regular Meeting

Public Invited – Public Participation

8/10/10 @ 7:30 p.m.

Agenda Meeting

Public Invited – Public Participation

Minutes for Approval:

Special Meeting of 6/15/10 (Budget Hearing) ON*

Agenda Meeting of 6/15/10 ON*

Regular Meeting of 6/22/10 (Absent – Grossi) ON

Closed Session of 6/22/10 (Absent – Grossi) (Approval Only, Disclosure Upon Authorization of Township Attorney) ON

Appointments:

Economic Development Advisory Committee **NEXT AGENDA**

Member – 2 Year (First) Term (12/31/11)

Member – 2 Year (First) Term (12/31/11)

Member – 2 Year (First) Term (12/31/11)

Member – 3 Year (First) Term (12/31/12)

Member – 3 Year (First) Term (12/31/12)

Member – 3 Year (First) Term (12/31/12)

Municipal Government Transparency Committee **NEXT AGENDA**

Member – 1 Year (First) Term (12/31/10)

Member – 1 Year (First) Term (12/31/10)

Member – 2 Year (First) Term (12/31/11)

Member – 3 Year (First) Term (12/31/12)

Member – 3 Year (First) Term (12/31/12)

Board of Adjustment

Member to Fill Vacancy, Term Expiring 12/31/12 Mr. dePierro noted that on June 10, 2010, the Council received Bernie Berkowitz' resume for this position. Mr. dePierro advised that Mr. Berkowitz is the recommendation of the chairman of the Board of Adjustment. A motion was made by Mr. dePierro to appoint Mr. Berkowitz to fill the vacancy on the Board, seconded by Mr. Stanton.

Roll Call:

Mr. Cesaro - Yes

Mr. dePierro - Yes

Mr. Fox - Yes

Mr. Stanton - Yes

Ms. Grossi - Yes

Ordinance:

Amending Chapter 372, Taxicabs and Limousines (7/10) **INTRODUCTION – ON**

MAYOR

No Agenda Items.

ADMINISTRATION

BID(S)

Taken:

- 6/23/10 **Repainting of I-287 Elevated Water Storage Tank AWARD***
- 6/24/10 **Lease of Public Property (Antennae on Township Water Storage Facilities)
NEXT AGENDA**
-

To Be Taken:

- 8/3/10 @ 11:00 a.m. **Reconstruction of Manito Avenue, Morton Place and Ute Avenue**
- 8/4/10 @ 11:00 a.m. **Reconstruction of Curbs and Sidewalks at Various Locations – 2010**
-

QUOTATION(S)/PROPOSAL(S)/QUALIFICATION(S)

Received:

- 5/28/09 **Proposals for the Redesign, Permitting, Construction, Operation and Maintenance Services for Sludge Incinerators and Design, Permitting, Construction, Operation and Maintenance Services for a New Sludge Cake Receiving Facility at the Wastewater Treatment Facility**

Ms. Lim advised that a meeting with Synagro was held last week; progress is being made.

NEXT AGENDA

- 3/25/10 **Risk Management Consultant/Liability Insurance Broker of Record Services NEXT AGENDA**

Ms. Lim indicated that the Mayor will be interviewing candidates. **NEXT AGENDA**

Requested:

None

Discussion:

Request from Mr. Donald Meserlian, P.E., for an Amendment to the Civil Rights Resolution Approved at the April 13, 2010 Council Meeting (6/10) Ms. Lim reviewed the request. Mr. Fox stated that he does not see any need for this amendment and personally found it offensive. Mr. dePierro advised that he has no intention of approving the request, noting that the

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Township met the JIF requirements. It was the consensus of the Council not to amend the Civil Rights Resolution approved at the April 13, 2010 meeting. Ms. Lim is to advise Mr. Meserlian.

Resolution(s):

Authorizing Acceptance of a Deed of Easement Between the Township and County of Morris for a Residential Low or Moderate Income Rental Project Operated By Comprehensive Behavioral Healthcare (7/10) ON*

Supporting and Authorizing the Submittal of the Township's Initial Community Shade Tree Forestry Management Plan (7/10) Ms. Lim advised that this is a prerequisite to the Township receiving \$39,000 of State funds, which were set aside in escrow for the replacement of trees removed to construct the Powder Mill Jughandle. **ON***

ENGINEERING

Update/Recommendation(s):

Italicized comments below are excerpts from a July 8, 2010 memo from Mr. Lizza, Municipal Engineer, to Ms. Lim:

Status of Road Resurfacing – Puddingstone Area (8/07) No change in status.

Revisions to Escrow Requirement in Connection with Residential Sidewalk/Driveway Repairs (10/07) No change in status.

Troy Brook through the Hills of Troy (11/08) No change in status.

711 Park Road – Fairview Estates (11/08) *I met with the residents and reviewed their concerns. We are investigating the drainage in the entire tract and will make recommendations to best address the issues. The residents are in agreement that a new drainage swale to be constructed along several properties will help alleviate the drainage issues. The contractor is willing to construct the swale and the work should be completed by the end of the month.*

NEXT AGENDA

Edgefield Drive No Parking Zone (Upper) (6/09) No change in status.

Canterbury Estates Vacation of Lots 26 and 77 in Block 98 (5/09) No change in status.

New Road Flood Mitigation (5/10) No change in status.

Request for Encroachment on Township Right-of-Way (7/10) Council President Grossi noted that this item will be tabled to a later date. No action taken at this time.

CHIEF FINANCIAL OFFICER

Resolution(s):

Canceling Various Grant Fund Receivables and Reserves on the Balance Sheet of the Current Fund (7/10) ON*

Amending Adopted Budget – TAS Recovery Act Energy Efficiency and Conservation Block Grant (7/10) A motion was made by Mr. Fox, seconded by Mr. dePierro, to adopt the following resolution:

WHEREAS, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget, and

WHEREAS, said Director may also approve the insertion of any item of appropriation for equal amount,

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Parsippany-Troy Hills hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the Current Fund budget of the year 2010 in the sum of \$523,800.00 which item is now available as revenue from:

U.S. Department of Energy
Office of Energy Efficiency & Renewable Energy
TAS Recovery Act Energy Efficiency & Conservation Block Grant

BE IT FURTHER RESOLVED that a like sum of \$ 523,800.00 and the same is hereby appropriated in the Current Fund under the caption of:

U.S. Department of Energy
Office of Energy Efficiency & Renewable Energy
TAS Recovery Act Energy Efficiency & Conservation Block Grant

Roll Call:

Mr. Cesaro - Yes
Mr. dePierro - Yes
Mr. Fox - Yes
Mr. Stanton - Yes
Ms. Grossi - Yes

Amending Adopted Budget – Morris County Department of Human Services Juvenile Accountability Leadership Program Grant (7/10) ON*

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Amending the Resolution Adopted June 22, 2010 Which Authorized an Agreement with GovDeals for the Disposal By Auction of Surplus Property to Include Additional Items on Schedule A (7/10) A motion was made by Mr. dePierro, seconded by Mr. Fox, to adopt the attached resolution (Attachment No. 1).

Roll Call:

Mr. Cesaro - Yes
Mr. dePierro - Yes
Mr. Fox - Yes
Mr. Stanton - Yes
Ms. Grossi - Yes

ATTORNEY

Discussion:

Request of R. Garofalo, Esq., Representing Powder Mill Heights, Regarding Refuse Collection (11/09) Mr. Inglesino indicated that this is a closed session matter involving ongoing litigation. **NEXT AGENDA**

TOWNSHIP OFFICES / COMMITTEES

Zoning Board of Adjustment – Request \$60.00 Refund of Application Fee – I. Conzen, 5 Washington Avenue, Block 610, Lot 11 (7/10) **RESOLUTION – ON***

Planning Board – Mr. dePierro (Class III Member of the Planning Board) took this opportunity to inform the Council that, at last night’s meeting, the Board was advised that PSE&G (in connection with the Susquehanna-Roseland Electric Reliability Project) recently decided that, for safety reasons, it will not allow cellular company antennae to be placed on the new towers when they are erected. Having been ordered to remove their antennae, three cellular companies approached the Planning Board requesting permission to place temporary antennae on Lake Hiawatha Swim Club property. Eventually, these companies will be applying for a permanent antenna site within the Lake Hiawatha Swim Club. Mr. dePierro advised the location is nowhere near residents. Ms. Lim commented that the Swim Club is happy with this as it will benefit from the revenue derived from leasing the site.

COMMUNICATIONS

Correspondence:

None

Resolution(s):

None

APPLICATION(S):

License(s):

Liquor License Renewal for the 7/1/10 - 6/30/11 Licensing Year A motion was made by Mr. Stanton, seconded by Council President Grossi, to adopt the following resolution:

WHEREAS, application for renewal for licensing term, July 1, 2010 through June 30, 2011, has been filed by the following Retail Liquor Licensee, and

WHEREAS, the application form is complete in all respects and the applicant is qualified to be licensed according to all statutory, regulatory and local governmental ABC laws and regulations,

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that the following Retail Liquor License be renewed for the licensing term, July 1, 2010 through June 30, 2011:

1429-36-057-001 InterContinental Hotels Group Resources, Inc. trading as Staybridge Suites,
Parsippany for premises located at 61 Interpace Parkway, Parsippany, NJ

Roll Call:

Mr. Cesaro - **Yes**
Mr. dePierro - **Yes**
Mr. Fox - **Yes**
Mr. Stanton - **Yes**
Ms. Grossi - **Yes**

***Consent Agenda Items**

PUBLIC HEARING

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

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Joe Raich, 8 Wolf Place, noted that the Township Council, in connection with the defeated School Board Budget, demanded the following of the Board of Education: (1) keep full-day kindergarten; (2) keep sports at the Middle Schools; (3) cut \$800,000 from the budget; and (4) don't touch the custodians. The Board of Education, however, decided to extort Local 1 Union into agreeing to cut 13 custodians, 9 of whom were persuaded to retire, and forcing floaters and mid-day personnel to "reapply" for their jobs. He indicated that the June 7, 2010 front page of the Parsippany Life well documented the price that his son paid. Mr. Raich expressed his view that the Township Council acquiesced its control over the process of a defeated School Board Budget; school personnel defied the intent and Council mandate. Mr. Raich called for sanctions and more active monitoring and suggested, perhaps, a citizens' committee, as well as a Council Liaison to the Board of Education and its personnel.

Mr. dePierro explained that the Council's requirement was that the School Board not outsource custodial services, which it did not do. What the Board did internally was an administrative function totally out of the control of this Council. He told Mr. Raich that he was sorry about what happened to his son, but noted that there was nothing that the Council could have done to divert the action taken by the Board of Education. Council President Grossi further explained that, even if the Board of Education defied what the Council wanted, the Council is not legally able to tell the Board how to make cuts. By law, the Council has no authority to monitor the Board; it is a completely autonomous body. Mr. dePierro suggested that Mr. Raich address his concerns with the Board of Education.

Pat Petaccia, 182 Hawkins Avenue, expressed concerns about the variance application before the Board of Adjustment in connection with Block 715, Lot 15. She reviewed a series of emails between herself and the Business Administrator relative to the outcome of a meeting of the Board of Adjustment held on June 16, 2010. Ms. Petaccia explained the concern of residents, noting that the Board of Adjustment appears to be in favor of changing the residential tract, adjacent to the commercial tract, to a commercial zone in order to construct a parking lot on the property. This, per Ms. Petaccia, would ruin the site as well as the values of neighboring homes. She stated that she doesn't understand how the Board of Adjustment can approve this application.

Ray Gomez, 185 Hawkins Avenue, provided pictures of the site noted by Ms. Petaccia. He indicated that he and neighbors are present this evening to seek the Council's help because they felt powerless after the June 16, 2010 Board of Adjustment meeting. He stated that he does not know where else to turn for help. He commented that it would be a crime to turn this beautiful, residential property into a parking lot. He felt this action would devalue his property as well as cause safety concerns relative to ingress and egress from the proposed parking lot. He asked how neighbors can fight this.

Mr. Inglesino explained that the Council is not legally in a position to offer any assistance because of the way State Statutes have been constructed. In this particular instance, there is a pending application before the Zoning Board of Adjustment and the Zoning Board of

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Adjustment has exclusive jurisdiction over that application. It would not be appropriate for the Township Council or the Administration to interfere with that process. In fact, to do so, would possibly create an appealable issue for the applicant if the application is denied. Mr. Inglesino advised Mr. Gomez that he has the option to obtain counsel. He noted that the applicant has certain standards of proof that must be satisfied in order to receive approval from the Board for what, he presumes, is a use variance and a site plan. He explained that he does not want neighbors to be frustrated by what they may perceive to be a lack of interest by the Council, reiterating that it would not be appropriate for the Governing Body to “weigh in” in any way.

Pat Petaccia, 182 Hawkins Avenue, indicated that she was advised that a zone change has to be approved by the Township Council. She asked at what point the application before the Board of Adjustment goes to the Council. Mr. Inglesino explained that an applicant has two choices, (1) to petition the Governing Body to change the zone in a way that would permit a particular project or (2) to seek a use variance from the Zoning Board of Adjustment, a variance that would enable the applicant to do something that is otherwise not permitted by the zoning standards. This particular applicant has chosen to go before the Zoning Board of Adjustment and, therefore, the Zoning Board of Adjustment has jurisdiction to hear the application.

Ms. Petaccia expressed her view that, once again, the residents are going to lose.

Robert Simpson, 30 Hilsinger Road, questioned the status of the quiet zone, which seems to be stalled. He briefly reviewed what occurred to date, noting the recommendation of four gates by the Diagnostic Team, a ridiculous solution in his view. Mr. Todd Hirt with the NJDOT advised him that the recommendation of the Diagnostic Team is not binding. Mr. Simpson pointed out that Branchburg is going through a similar process. A different solution was agreed upon at a cost of \$30,000, instead of \$650,000. Branchburg residents donated money to cover the cost. He asked if Parsippany is waiting for its residents to collect money to pay the cost involved.

Ms. Lim indicated that she thought the Township was waiting for someone to advise how to safely make that intersection a quiet zone, noting that the last report received indicated that the gates were needed. Mr. Simpson advised that the Township has to contact Mr. Dickenson (Regional Manager with the Federal Railroad Administration) who is willing to review the matter.

Both Mayor Barberio and Ms. Lim advised that Mr. Dickenson would be contacted. Mayor Barberio indicated that he would be meeting tomorrow with the Township Engineer.

Regarding another matter, Mr. Simpson advised that several years ago he brought to the Council’s attention the number of State taxes on electric bills that users were unaware of. He warned, at that time, that if these taxes are not listed on the bills, more taxes would be added; unfortunately, he was correct. He pointed out that the Township is not exempt from these taxes. If no action is taken, additional taxes will continue to be added.

Rich Rosenthal, 3 Cambridge Road, noted that he received a copy of a water quality report from the Southeast Morris County Municipal Utilities Authority, which made him go back and read the report from our town. As he compared both reports, he paid particular attention to a category called “Volatile Organic Compounds,” of which there are three categories – low, medium and high. Parsippany is “high.” The definition of a volatile organic compound is “manmade chemicals used as solvents, degreasers, and gasoline components.” Mr. Rosenthal stated that Parsippany has its water standard set by somebody who does not live in Parsippany. The report states that children receive a slightly higher amount of a contaminate present in the water than do adults on a body weight basis because they drink a greater amount of water per pound weight than do adults. He expressed concern for his grandchildren who stay at his home a good portion of the time. He does not want them drinking this water. Additionally, he noted that the Board of the Southeast Morris Utility invites the public to attend and participate at its meetings. He commented that he doesn’t see any meeting schedule in the report prepared by the Township of Parsippany. He asked how our children can be allowed to drink “gasoline.”

Council Members shared Mr. Rosenthal’s concerns. The Water Superintendent was asked to address the Council. Regarding Mr. Rosenthal’s question about public meetings, Mr. Inglesino explained that the Southeast Morris Utility is its own separate utility – a regional utility with its own Board, which is different from Parsippany, which has a utility that is part of the municipal government.

Roy Messmer, 9 Drumlin Drive, made the following points:

- He has not received, as of this date, the water usage data through June 30, 2010, as compared to 2008 and 2009 from the Business Administrator.
- He reminded those present about River Cleanup Day, which is scheduled for July 31, 2010.
- Regarding the Board of Adjustment, he noted that he attended a meeting at which a property owner was trying to get a building location rezoned from a multifaceted building to a day care center. He pointed out that certain members asked questions like “How are you going to clean the children’s equipment?” He can’t believe these individuals were appointed to serve on this Board.
- He read a horrible article in the Star Ledger regarding “occupancy.” He explained that we want student counts, not names. He reminded Mayor Barberio that he pledged in November that his first priority is “occupancy” and that he would be aggressive. There are about 1,000 kids in the School District that shouldn’t be here.
- He questioned whether any action was taken regarding the students who “walked out” (May, 2010).

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- He expressed his concern about the June 7, 2010 meeting that the Mayor scheduled with the Asian community regarding burglaries. The white population is quite upset as burglaries affect everyone; the whole community should have been invited.
- Finally, Mr. Messmer asked where the money was coming from for the police contracts. He pointed out that the same amount of money, \$390,000, was budgeted in 2009 as well as in 2010 for “Salary Revision/Vacation Comp/Time Payouts.”

Mayor Barberio indicated that no one contacted his office advising that they were upset about the “meet and greet” with the Asian Community. He noted that he advised that there would be a “meet and greet” for the entire community. Regarding “occupancy,” the Mayor stated that he is working on strengthening the ordinance.

Annelise Catanzarro, 67 Midvale Avenue, questioned the status of the Council’s appointments to the Economic Development Advisory and Municipal Government Transparency Committees. Mr. Cesaro advised that the Council is trying to get members and is in the process of interviewing. She questioned if the screening process for membership on the Zoning Board of Adjustment, for example, is as comprehensive as for membership to these other two committees. She appealed to the Council to use the same sort of zeal finding members to serve on these committees.

Mayor Barberio advised Ms. Catanzarro that, last week, he met with Harry Pozycki from the Citizen Action Committee who will assist the Township garner better citizen participation.

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

A motion was made by Mr. Cesaro, seconded by Council President Grossi, to convene in closed session to discuss collective bargaining agreements and ongoing litigation. (Closed Session Resolution – Attachment No. 2).

Roll Call:

Mr. Cesaro	-	Yes
Mr. dePierro	-	Yes
Mr. Fox	-	Yes
Mr. Stanton	-	Yes
Ms. Grossi	-	Yes

Upon reconvening in open session, a motion was made by Mr. dePierro, seconded by Council President Grossi, to adopt the following resolution:

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING AGREEMENTS WITH THE PARSIPPANY-TROY HILLS POLICE BENEVOLENT ASSOCIATION, LOCAL 131 AND THE SUPERIOR OFFICERS ASSOCIATION RELATIVE TO WAGES, BENEFITS AND WORKING CONDITIONS

WHEREAS, the Township of Parsippany-Troy Hills and the Parsippany-Troy Hills Police Benevolent Association Local #131 and Superior Officers Association have conducted negotiations concerning wages, benefits and working conditions for a four year period commencing January 1, 2010 and ending on December 31, 2013; and

WHEREAS, a written Memorandum of Agreement, dated June 25, 2010, incorporating the terms of the negotiated agreement has been approved by representatives of the Township, Police Benevolent Association Local #131 and Superior Officers Association; and

WHEREAS, members of the Police Benevolent Association Local #131 and Superior Officers Association have ratified the terms included in the Memorandum of Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that it does hereby approve the terms of the above-referenced Memorandum of Agreement by and between the Township of Parsippany-Troy Hills, Police Benevolent Association Local #131 and the Superior Officers Association, and authorizes the Mayor and Township Clerk to enter into a Collective Bargaining Agreement that incorporates the terms of the Memorandum of Agreement into the predecessor Agreement for the January 1, 2006 through December 31, 2009 period.

Prior to the roll call, Mr. Cesaro stated that contracts were negotiated in good faith with raises being set at two and one-half percent. However, a State cap was passed and signed into law today at two percent. He indicated that he has always been a supporter of the cap, but at the same time, while the two percent cap was being signed into law, the Township entered into a "good faith" agreement with employees. He stated that he has a dichotomy of loyalty to two masters and for this reason he will abstain from the vote.

Mayor Barberio confirmed that these contracts were negotiated in "good faith" when we were told that the hard cap would be two and one-half percent.

Roll Call:

Mr. Cesaro	-	Abstain
Mr. dePierro	-	Yes
Mr. Fox	-	Yes
Mr. Stanton	-	Yes
Ms. Grossi	-	Yes

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A motion was made by Mr. Cesaro, seconded by Mr. dePierro, to adopt the following resolution:

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING AN AGREEMENT WITH THE PARSIPPANY PUBLIC EMPLOYEES #1 RELATIVE TO WAGES, BENEFITS AND WORKING CONDITIONS

WHEREAS, the Township of Parsippany-Troy Hills and Parsippany Public Employees #1 have conducted negotiations concerning wages, benefits and working conditions for a four year period commencing January 1, 2007 and ending on December 31, 2010; and

WHEREAS, a written Memorandum of Agreement dated July 7, 2010 incorporating the terms of the negotiated agreement has been approved by representatives of the Township and Parsippany Public Employees #1; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Parsippany-Troy Hills that it does hereby approve the terms of the above-referenced Memorandum of Agreement by and between the Township of Parsippany-Troy Hills and Parsippany Public Employees #1, and upon ratification by the union, authorizes the Mayor and Township Clerk to enter into a Collective Bargaining Agreement that incorporates the terms of the Memorandum of Agreement into the predecessor Agreement for the January 1, 2004 through December 31, 2006 period.

Roll Call:

Mr. Cesaro	-	Yes
Mr. dePierro	-	Yes
Mr. Fox	-	Yes
Mr. Stanton	-	Yes
Ms. Grossi	-	Yes

Council President Grossi noted that, as a result of the adoption of the two preceding resolutions, the following ordinances will be introduced at the July 20, 2010 Regular Township Council Meeting:

- **Establishing Salary Ranges for Patrolman (PBA) for the Years (2010-2013) (7/10)**
 - **Establishing Salary Ranges for Police Superior Officers (SOA) for the Years (2010-2013) (7/10)**
 - **Establishing Hourly Wage Ranges for Blue Collar Employees (2007-2010) (7/10)**
-

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MOTION TO ADJOURN: Mr. Cesaro

SECONDED BY: Mr. Stanton

Roll Call:

Mr. Cesaro	-	Yes
Mr. dePierro	-	Yes
Mr. Fox	-	Yes
Mr. Stanton	-	Yes
Ms. Grossi	-	Yes

MEETING ADJOURNED: 9:45 p.m.

Minutes Approved: August 17, 2010

**RESOLUTION AMENDING THE RESOLUTION ADOPTED JUNE 22, 2010 WHICH
AUTHORIZED AN AGREEMENT WITH GOVDEALS
FOR THE DISPOSAL BY AUCTION OF SURPLUS PROPERTY
TO INCLUDE ADDITIONAL ITEMS ON SCHEDULE A**

WHEREAS, the Township of Parsippany-Troy Hills is the owner of certain surplus property which is no longer needed for public use; and

WHEREAS, the Township is desirous of selling said surplus property in an “as is” condition without express or implied warranties.

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

(1) The sale of the surplus property shall be conducted through GovDeals pursuant to State Contract A-70967/T2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals are available online at govdeals.com and also available from the Township of Parsippany-Troy Hills.

(2) The sale will be conducted online and the address of the auction site is govdeals.com.

(3) The sale is being conducted pursuant to Local Finance Notice 2008-9.

(4) A list of the surplus property to be sold is as follows: **See Schedule A, as revised by the addition of Item Numbers 14 through 21.**

(5) The surplus property as identified shall be sold in an “as-is” condition without express or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said surplus property.

(6) The Township reserves the right to accept or reject any bid submitted.

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Schedule A 2010 Auction Item List					
Item #	Description	Serial No.	Location	Comments	Min Bid
1	1994 Ford Truck Super Utility	1FDLF47G4REA20172	Town Hall	Transmission doesn't work-engine trouble	
2	1992 Chevy Caprice	1G1BL5376NW152237	Town Hall	Worn out- old	
3	2001 Chevy Impala	2G1WF55K619336722	Town Hall	Bad Motor	
4	2005 Ford Crown Victoria	2FAHP71W55X164790	Town Hall	Bad Motor	
5	2003 Ford Crown Victoria	2FAHP71W63X204663	Town Hall	Bad Motor	
6	T2-17000 1998 Speed Radar Trailer	4AGAU08S7WC027504	Police Dept	Bad Motor	
7	1995 International Transit Bus	4DRGSAAN8SA066734	Public Works	Serious Rust, Mechanical Issues	1,500.00
8	1994 Chevy Pickup Truck	1GCGK24F6RE240172	Public Works	Motor Problems	1,000.00
9	1990 Jeep Cherokee	1J4FJ38L4LL259014	Public Works	Rust, Motor Problems	500.00
10	1995 Dodge 3500 Dump	1B6MF36C2SS162100	Public Works	Rust, Frame Problems	500.00
11	1986 Coats Tire Machine		Police Dept	Old	
12	(2) Portable Hockey Rinks w/ custom trailer	(1) small & (1) large rink	Parks & Forestry		\$1,000.00
13	Various surplus equipment including pumps, blowers & compressors resulting in the retrofitting of the sewer plant.		Sewer Plant		
14	1992 Chevy Wagon	1GNDT13W5N2213740	Town Hall	Transmission is bad	
15	1996 Dodge Wagon	2B4FP2530TR816993	Town Hall	Old, major problems with oil leak	
16	1997 Ford F-250 Pick-up Truck	1FTHF26HXVEC44193	Parks & Forestry	Worn Out, rusted-being replaced	500.00
17	1997 Ford F-250 Pick-up Truck	1FTHF26H8VEC44192	Parks & Forestry	Worn Out, rusted-being replaced	500.00
18	1995 Ford F-350 Mason Dump Truck-Diesel	2FDKF38F2SCA34000	Parks & Forestry	Worn Out, rusted-being replaced	500.00
19	1995 Ford F-350 Mason Dump Truck-Diesel	2FDKF38F4SCA34001	Parks & Forestry	Worn Out, rusted-being replaced	500.00
20	1986 Dodge Wagon	2B5WB31W7GK609290	Parks & Forestry	Worn Out, rusted-being replaced	500.00
21	1980 International (Cab & Chassis Only)	AA182KH813692	Parks & Forestry	Worn Out, rusted-being replaced	500.00

RE: Collective Bargaining Agreements and Litigation (Powder Mill Heights, LLC v. Township of Parsippany-Troy Hills)
DATE: July 13, 2010
TIME: 8:49 p.m.

MOTION BY: Mr. Cesaro
SECONDED BY: Council President Grossi

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:

Collective Bargaining Agreements and 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.

Roll Call:	Cesaro	-	Yes
	dePierro	-	Yes
	Fox	-	Yes
	Stanton	-	Yes
	Grossi	-	Yes

MOTION TO ADJOURN CLOSED SESSION BY: Mr. Fox
SECONDED BY: Mr. Cesaro

Roll Call:	Cesaro	-	Yes
	dePierro	-	Yes
	Fox	-	Yes
	Stanton	-	Yes
	Grossi	-	Yes

CLOSED SESSION ADJOURNED: 9:30 p.m.