

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

**June 22, 2010**

Council Vice-President Fox opened the Regular Meeting at 7:30 p.m. followed by a salute to the Flag. He advised that adequate notice of this meeting has been provided in accordance with the requirements of the Open Public Meetings Law by filing the notice in the Office of the Township Clerk and by posting the meeting notice on the bulletin board at the Municipal Building on December 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.

**PRESENT:** Council Members Cesaro, dePierro, Stanton and Fox

**ABSENT:** Council President Grossi

**OTHERS PRESENT:** Mayor Barberio (until 8:55 p.m.), J. Lim, Business Administrator; J. Inglesino, Esq., Township Attorney; J. Silver, Township Clerk

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The Council reviewed the evening's agenda and agreed to add a resolution authorizing an agreement with GovDeals for the disposal by auction of surplus property.

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**NOTES:**

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

7/20/10 @ 7:30 p.m. Regular Meeting  
Public Invited – Public Participation

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**BID(S) TO BE TAKEN:**

6/23/10 @ 11:00 a.m. Repainting of I-287 Elevated Water Storage Tank

6/24/10 @ 11:00 a.m. Lease of Public Property (Antennae on Township Water Storage Facilities)

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Council Vice-President Fox suspended the normal order of business to consider the adoption of the 2010 Municipal Budget.

A resolution, Attachment No. 1, was offered by Mr. dePierro, seconded by Mr. Stanton.

**ROLL CALL: YES** – Council Members dePierro, Stanton and Fox

**NO** – Council Member Cesaro

**ABSENT** – Council President Grossi

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A resolution to amend the adopted budget, Attachment No. 2, was offered by Mr. dePierro, seconded by Vice-President Fox.

**ROLL CALL: YES** – Council Members dePierro, Stanton and Fox

**NO** – Council Member Cesaro

**ABSENT** – Council President Grossi

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**REQUEST(S) FOR QUOTATION(S)/PROPOSAL(S)/QUALIFICATION(S):**

None

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**ORDINANCE(S):**

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

None

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**PUBLIC HEARING:**

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

**Roy Messmer, 10 Drumlin Drive**, advised that he questioned, during the budget hearing, the amount of reserve in the Sewer Department and was told \$3.6 million as of December 31, 2009. Subsequently, he asked that some amount be credited to the users, noting that he came up with a calculation of about \$70 per user. He questioned if Mr. Bober, the Director of the Sewer Department, has been asked what amount should be kept in reserve, considering that the Township is building a new plant. Mayor Barberio advised that Mr. Bober is not involved with this aspect of the budget. Mr. Messmer then asked Mayor Barberio what amount he thinks should be in reserve. The Mayor responded that what is currently in reserve should remain in reserve. The Mayor felt that removing surplus at this time would not be advantageous for the Township or its residents. He further indicated that, once the Sewer Treatment Plant is completed and we know what revenue will be generated, we will be able to reduce the rates. Mr. Messmer expressed his view that the public should get a figure as to what the Administration feels the reserve should be. Mayor Barberio reminded Mr. Messmer that the Sewer Plant is undergoing a major renovation and funding must be available in case it is needed.

**Joe Raich, 8 Wolf Place**, stated that he was sorry to see that the budget wasn't cut more and that spending wasn't decreased. Mayor Barberio pointed out that there was a decrease in spending, noting that he cut \$935,700 from discretionary spending from 26 departments, including cuts in park maintenance, not replacing police vehicles, and reducing recycling depot hours. Notwithstanding these cuts in spending, Parsippany's tax levy has increased 7.45%, which is mostly due to the fact that Parsippany lost 7.4% in revenues, mostly State Aid. The 2010 Budget, per the Mayor, only increased 1.84%. The budget was cut by almost \$1 million. If he continued to cut, he would have been fiscally irresponsible.

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Regarding the Sewer Treatment Plant renovations, Mr. Raich questioned if Parsippany is getting any State or Federal aid. Ms. Lim advised that the Township has a very low interest loan for most of the project in addition to what is essentially a \$5 million grant through the Stimulus Fund.

**Richard Rosenthal, 3 Cambridge Road**, explained that water rates were increased because users didn't use enough water last year. The increase, per Mr. Rosenthal, was based on an extremely rainy period. So far this year, this has not been the case. He questioned if the rates will be reduced as a result of an increase in water consumption.

**Charles Bedi, 29 Norman Avenue**, indicated that he thought there is a hiring freeze, yet the Township is hiring two new people for Squad 67. Additionally, the Township now wants to add another (paid) ambulance. He asked when the Township is going to tell the volunteers to quit. He also questioned why the Township did not offer the two jobs to volunteers, many who are currently unemployed.

Mayor Barberio explained that he has a responsibility to keep the residents of Parsippany safe. He didn't think this was an issue, noting that he was told that the day-time needed additional coverage. He had a meeting earlier in the day with Squads 65 and 66; additional dialogue will follow. Mr. dePierro stated he is sorry the Council approved the funding in the budget, noting that he does not want to eliminate our volunteer ambulance squads. Mayor Barberio responded that he has no intention of doing so. The volunteers do an outstanding job; by no means was the budget appropriation personally directed at the volunteer squads.

**Seeing no one else come forward to speak, Council Vice-President Fox closed the public portion of the meeting.**

Mr. Cesaro indicated that he was informed that the Council used to have a liaison to Squads 65 and 66. He advised Council President Grossi who appointed him to serve as Council Liaison. He asked that the Squads let him know their monthly meeting schedules; he will attend and bring their concerns back to the Council. He felt that the present matter is the result of a communications issue.

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**CONSENT AGENDA:**

Mr. dePierro noted that 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. He moved the approval of the Consent Agenda, seconded by Mr. Fox.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

**MINUTES FOR APPROVAL:**

- \* Joint Meeting of 5/13/10 with Board of Education – Defeated School Budget
  - \* Special Meeting of 6/3/10 with Planning Board (Housing Plan Element and Application to COAH for Substantive Certification)
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**BID AWARD(S):**

\* **South Beverwyck No. 1 Pump Station Replacement**

**WHEREAS**, the Township of Parsippany-Troy Hills received bid proposals for South Beverwyck No. 1 Pump Station Replacement on April 16, 2010, and

**WHEREAS**, the Business Administrator, Director of Purchasing, Assistant Sewer Superintendent and Consulting Engineer have reviewed the bids and recommend that the bid be awarded to the lowest responsible bidder, Dulaine Contracting, Inc., 904 McKinley Street, Bridgewater, NJ 08807 for a Total Bid Price of \$664,388.00, and

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

Sewer Capital Ordinance #'s 2008:15 adopted May 13, 2008  
and 2009:26 adopted June 16, 2009, both entitled,  
“Various Improvements.”

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that the bid for South Beverwyck No. 1 Pump Station Replacement 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 contingent upon receiving authorization to award from the New Jersey Environmental Infrastructure Trust Program.

\* **Supply of Mannich Polymer for the Wastewater Treatment Plant**

**WHEREAS**, the Township of Parsippany-Troy Hills received bid proposals for Supply of Mannich Polymer for the Wastewater Treatment Plant on April 28, 2010, and

**WHEREAS**, the Business Administrator, Director of Purchasing and Assistant Sewer Superintendent have reviewed the bids and recommend that the bid be awarded to the lowest responsible bidder, Polydyne Inc., One Chemical Plant Road, Riceboro, GA 31323 for a unit price per gallon of \$0.6392, and

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

“2010 Temporary Sewer Budget/Other Expenses.”

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

\* **Paper Leaf Bags**

**WHEREAS**, the Township of Parsippany-Troy Hills received bid proposals for Paper Leaf Bags on May 13, 2010, and

**WHEREAS**, the Business Administrator, Director of Purchasing and Director of Public Works have reviewed the bids and recommend that the bid be awarded to the lowest responsible bidder, Dano Enterprises, Inc., 76 Progress Drive, Stamford, CT 06902, for the Unit Price per 1000 bags (with printing) of \$306.00, and

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

“2010 Temporary Budget/Sanitation & Recycling O/E.”

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that the bid for Paper Leaf Bags 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.

\* **Roadway Improvements to Abingdon Street, Brentford Street, Sedgefield Drive and Dartford Road**

**WHEREAS**, the Township of Parsippany-Troy Hills received bid proposals for Roadway Improvements to Abingdon Street, Brentford Street, Sedgefield Drive & Dartford Road on June 9, 2010, and

**WHEREAS**, the Business Administrator, Director of Purchasing and Township Engineer have reviewed the bids and recommend that the bid be awarded to the lowest responsible bidder, Jenicar Builders Contractors Co., Inc., 573 Belgrove Drive, Kearny, NJ 07032 for a Total Bid Price of \$781,444.14, 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 # 2009:24 adopted June 16, 2009 entitled,  
“Various Improvements.”

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**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that the bid for Roadway Improvements to Abingdon Street, Brentford Street, Sedgefield Drive & Dartford Road 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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**RESOLUTION(S):**

\* **Authorizing the Expenditure of Open Space Trust Fund Monies for 2010 Park Improvements**

**WHEREAS**, Ordinance No. 2007:12 authorizes the expenditure of Open Space Trust Fund monies for capital improvements to parks, and

**WHEREAS**, the Mayor has recommended that the following capital improvements to parks be undertaken in 2010:

<u>Project</u>	<u>Est. Cost</u>
Replacement of play structures at Volunteers, Druid Hill Park and Smith Field to meet codes	\$161,000
Smith Field Park bleacher replacements/retro fitting to meet code	\$ 91,000
TOTAL	\$252,000

**WHEREAS**, the total of the capital improvements listed above do not exceed the annual allocation for this purpose under Ordinance No. 2007:12.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that it hereby authorizes the expenditure of \$252,000 from the Open Space Trust Fund for the 2010 capital improvement projects shown above.

\* **Authorizing an Agreement Between the Township and Access to Money for the Installation of Automated Teller Machines**

**WHEREAS**, in order to provide a convenience to patrons at the Parsippany Public Safety Building and Knoll Country Club East and West, the Township will provide areas for the installation of Automated Teller Machines; and

**WHEREAS**, Access to Money located at 6285 Route 10, Whippany, NJ 07981 will install and maintain one ATM at the Public Safety Building and two ATMs at the Knoll Country Club (East and West) at no cost to the Township; and

**WHEREAS**, the Township feels that this is a benefit to the residents and patrons of the community.

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**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Parsippany-Troy Hills hereby authorizes execution of an agreement with Access to Money located at 6285 Route 10, Whippany, NJ 07981 for the installation and maintenance of 3 ATMs in the locations as stated above for a period of two years with an option to renew for an additional two years, in the form on file in the Office of the Township Clerk, upon the terms and conditions provided therein.

**\* Awarding a Contract for Broker of Record Services for the Township's 457B Deferred Compensation Plan**

**WHEREAS**, the Township of Parsippany-Troy Hills has a need to acquire broker of record services for the Township's 457b Deferred Compensation Plan 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 and CFO of the Township have reviewed the qualifications received by American Economic Planning Group, Inc. (AEPG, Inc.) and recommend that a contract be awarded to AEPG, Inc. for Broker of Record Services for the Township's 457b Deferred Compensation Plan; and

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

**WHEREAS**, AEPG, Inc. has submitted a Business Entity Disclosure Certification at least ten (10) days prior to the award of the contract for professional services, and which Certification provides that no contributions have been made that would bar the award of this contract pursuant to P.L. 2004, c.19 and, further, that no reportable contributions to municipal political or candidate committees of the elected officials of the Township will be made through the term of the contract; and

**WHEREAS**, the Business Entity Disclosure Certification further provides that AEPG, Inc. has not made any, and will not make any contributions or solicit any contribution of money or pledge of a contribution, in violation of Township Ordinance 2010:02 (Municipal Code Part 1, Chapter 12); and

**WHEREAS**, the term of this contract shall be from the date of passage of this resolution until December 31, 2010.

**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 an agreement with American Economic Planning Group, Inc. (AEPG), 75 Mountain Boulevard, Watchung, NJ 07069 as Broker of Record for the Township's 457b Deferred Compensation Plan; and
- 2) This contract shall 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 N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because said services are performed by persons authorized by law to practice a recognized profession; and

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- 3) A notice of this award will be printed in the official newspaper of the Township of Parsippany-Troy Hills in accordance with N.J.S.A. 40A:11-1 et seq.

**\* Authorizing an Agreement with NW Financial Group, LLC for Financial Services for a Term Expiring June 30, 2011**

**WHEREAS**, there exists a need for financial advisory services, for a term expiring June 30, 2011, to be rendered to the Township of Parsippany-Troy Hills; and

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

**WHEREAS**, NW Financial Group, LLC has submitted a Business Entity Disclosure Certification at least ten (10) days prior to the award of the contract for extraordinary unspecifiable services, and which Certification provides that no contributions have been made that would bar the award of this contract pursuant to P.L. 2004, c.19 and, further, that no reportable contributions to municipal political or candidate committees of the elected officials of the Township will be made through the term of the contract; and

**WHEREAS**, the Business Entity Disclosure Certification further provides that NW Financial Group, LLC 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 2010:02 (Municipal Code Part 1, Chapter 12); and

**WHEREAS**, the Township Council has determined that it is in the best interest of the Township to award this contract to NW Financial Group, LLC; and

**WHEREAS**, funds have been certified as available for this purpose; and

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

1. The Township of Parsippany-Troy Hills hereby authorizes the Mayor and Township Clerk to execute the contract for financial advisory services with NW Financial Group, LLC, 10 Exchange Place, 17<sup>th</sup> Floor Jersey City, NJ 07302, in form on file with the office of the Township Clerk.
2. This contract shall be awarded pursuant to a non-fair and open process in accordance with N.J.S.A. 19:44A-20.5 et seq. and without competitive bid as "Extraordinary Unspecifiable Services" in accordance with N.J.S.A. 40A:11-5(1) (a).
3. This Resolution shall take effect immediately

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**\* Change Order #1 Reconstruction of Curbs and Sidewalks at Various Locations – 2009**

**WHEREAS**, a change order is necessary for the contract for the Reconstruction of Curbs and Sidewalks at Various Locations 2009 project with Arnold's Road, Inc., resulting in an increase in net costs in the amount of \$25,379.75; and

**WHEREAS**, the Township Engineer has recommended the changes as outlined in Change Order #1, due to various modifications to the contract; and

**WHEREAS** the funds are available for this purpose.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that it hereby approves Change Order #1 resulting in the amount of a \$25,379.75 increase in the contract price.

**BE IT FURTHER RESOLVED** that the Mayor is authorized to execute Change Order #1, in the form on file with the Township Clerk.

**\* Canceling Interest on Sewer Fees Due to Conversion Omission**

**WHEREAS**, the Township of Parsippany-Troy Hills' Billing and Accounts Receivable System was converted from the Vital Billing System to the Edmunds Billing System in June 2008 and;

**WHEREAS**, during the second billing quarter of 2010, it was discovered that the Water/Sewer Account for 2 Cranberry Road was converted for water only; and

**WHEREAS**, the property owner has been back billed for sewer usage in the amount of \$14,413.98 in addition to accrued interest in the amount of \$638.29; and

**WHEREAS**, the property owner has requested that the interest be waived;

**NOW, THEREFORE BE IT RESOLVED**, that said interest be waived and that sewer billing for Account 59-0360-1 be adjusted accordingly.

**\* Exempting 100% Permanently and Totally Disabled Veteran from the Payment of Real Estate Taxes – Block 15.25, Lot 6.01, 2467 Route 10, Unit 6-1A**

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

**WHEREAS**, Gary Miscitelli, the owner of the condominium assessed as Block 15.25, Lot 6.01, 2467 Route 10, Unit 6-1A, purchased this condominium on January 14, 2010; and

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**WHEREAS**, Gary Miscitelli has been certified by the Department of Veterans Affairs as a 100% permanently and totally wartime service connected disabled veteran effective February 12, 2007;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that the 2010 real estate taxes on the above parcel be canceled for the period January 14, 2010 through December 31, 2010; and

**BE IT FURTHER RESOLVED**, that said 2010 taxes paid for the period from January 14, 2010 to December 31, 2010 be refunded to the owner of the property.

**\* Exempting 100% Permanently and Totally Disabled Veteran from the Payment of Real Estate Taxes – Block 186, Lot 9, 24 Sedgefield Drive**

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

**WHEREAS**, Leonard and Delores Calabrese were the owners of Block 186, Lot 9, 24 Sedgefield Drive and Mr. Leonard Calabrese passed away on August 9, 2000 leaving Delores Calabrese the sole owner; and

**WHEREAS**, Leonard Calabrese has been certified by the Department of Veterans Affairs as a 100% permanently and totally wartime service connected disabled veteran effective October 24, 2002; and

**WHEREAS**, Delores Calabrese, being the sole owner and widow of Leonard Calabrese, is now eligible for exemption from real estate taxes;

**NOW, THEREFORE, BE IT RESOLVED** by the Township of Parsippany-Troy Hills that the 2010 real estate taxes on the above parcel be and are hereby canceled for the period January 1, 2010 through December 31, 2010; and

**BE IT FURTHER RESOLVED**, that said 2010 taxes *paid* for the period from January 1, 2010 to December 31, 2010 be refunded to the owner of the property.

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**APPLICATION(S):**

License(s):

**\* Limousine Owner's License (New) – Amritpal Singh, 1100 Parsippany Blvd., Apt. 367, Bldg. 16 (1 Vehicle)**

**BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that the following new Limousine Owner's License be issued for the year 2010 pending verification of registration with the New Jersey Motor Vehicle Commission:

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**Amritpal Singh  
1100 Parsippany Blvd., Apt. 367, Bldg. 16  
(1 vehicle)**

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**\* Liquor License Renewals for the 7/1/10 – 6/30/11 Licensing Year**

**WHEREAS**, applications for renewal for licensing term, July 1, 2010 through June 30, 2011, have been filed by the following Retail Liquor Licensees, and

**WHEREAS**, the application forms are complete in all respects and the applicants are 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 Licenses be renewed for the licensing term, July 1, 2010 through June 30, 2011:

- |                 |   |
|-----------------|---|
| 1429-32-002-005 | Karmanadhi Inc. trading as Basket of Cheers for premises located at 149 North Beverwyck Road, Lake Hiawatha   |
| 1429-33-025-005 | Vega Cook Inc., trading as Fuddruckers, for premises located at 3159 Route 46 East, Parsippany, NJ  |
| 1429-36-051-003 | I-85 Hospitality Group, LLC, trading as Holiday Inn and Suites and Harold's New York Deli and Restaurant, for premises located at 707 Route 46 East, Parsippany, NJ |
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**\* Shelter/Pet Shop License Renewals for the 7/01/10 – 6/30/11 Licensing Term**

**BE IT RESOLVED** by the Township Council of the Township of Parsippany-Troy Hills that the following applications for a license to operate a shelter and a pet store be approved for the licensing term of July 1, 2010 through June 30, 2011.

**SHELTER:** Township of Parsippany-Troy Hills  
1069 Parsippany Boulevard  
Parsippany, NJ 07054

**PET STORE:** Petco #1854  
1111 Route 46 East  
Parsippany, NJ 07054

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**\* Fireworks Display – Township of Parsippany-Troy Hills – July 4<sup>th</sup> (Rain Date - July 5, 2010)**

**WHEREAS**, the Township of Parsippany-Troy Hills has submitted an application to conduct a fireworks display on July 4, 2010, with a rain date of July 5, 2010; and

**WHEREAS**, the application has been approved by the Chief of Police, the Fire Official and the Chief of Fire District No. 2;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Parsippany-Troy Hills, County of Morris and State of New Jersey approves said application, a copy of which is on file in the Office of the Township Clerk, pending issuance of a Fire Safety Permit and any other required approvals.

**\* Fireworks Display – Mt. Tabor Children’s Day Celebration – August 7<sup>th</sup> (Rain Date – August 8, 2010)**

**WHEREAS**, George Philhower for Tabernacle Productions, Inc. has submitted an application to conduct a fireworks display on August 7, 2010, with a rain date of August 8, 2010; and

**WHEREAS**, the application has been approved by the Chief of Police, the Fire Official and the Chief of Fire District No. 1;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Parsippany-Troy Hills, County of Morris and State of New Jersey approves said application, a copy of which is on file in the Office of the Township Clerk, pending issuance of a Fire Safety Permit and any other required approvals.

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**ORDINANCE(S):**

**Introductions**

**ORDINANCE NO. 2010:12**

**Refunding Bond Ordinance**  
**Providing for Payment of**  
**Amounts Owing to Others for**  
**Taxes Levied in and by The**  
**Township of Parsippany-Troy**  
**Hills, Appropriating \$1,325,000**  
**Therefor and Authorizing the**  
**Issuance of \$1,325,000 Refunding**  
**Bonds or Notes of The**  
**Township for Financing the**  
**Cost Thereof**  
(Attachment No. 3)

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

The following resolution was offered by Mr. Cesaro, seconded by Mr. dePierro:

**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 **June 22, 2010** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **July 20, 2010** 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.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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**ORDINANCE NO. 2010:13**

**An Ordinance of The Township of Parsippany-Troy Hills, in The County of Morris, New Jersey, Providing for Various Capital Improvements for The Township of Parsippany-Troy Hills and Appropriating \$5,974,500 Therefor, and Providing for The Issuance of \$5,438,275 in General Improvement Bonds or Notes of The Township of Parsippany-Troy Hills to Finance the Same**  
(Attachment No. 4)

The following resolution was offered by Mr. Stanton, seconded by Mr. dePierro:

**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 **June 22, 2010** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **July 20, 2010** 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.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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ORDINANCE NO. 2010:14

An Ordinance of The Township of Parsippany-Troy Hills, in The County of Morris, New Jersey, Providing for Various Water Utility Improvements for The Township of Parsippany-Troy Hills and Appropriating \$265,000 Therefor, and Providing for The Issuance of \$251,750 in General Improvement Bonds or Notes of The Township of Parsippany-Troy Hills to Finance the Same  
(Attachment No. 5)

The following resolution was offered by Mr. Fox, seconded by Mr. Stanton:

**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 **June 22, 2010** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **July 20, 2010** 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.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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ORDINANCE NO. 2010:15

An Ordinance of The Township of Parsippany-Troy Hills, in The County of Morris, New Jersey, Providing for Various Sewer Utility Improvements for The Township of Parsippany-Troy Hills and Appropriating \$1,925,000 Therefor, and Providing for The Issuance of \$1,828,750 in General Improvement Bonds or Notes of The Township of Parsippany-Troy Hills to Finance the Same  
(Attachment No. 6)

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

The following resolution was offered by Mr. dePierro, seconded by Mr. Fox:

**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 **June 22, 2010** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **July 20, 2010** 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.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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**ORDINANCE NO. 2010:16**

**An Ordinance of The Township of Parsippany-Troy Hills, in The County of Morris, New Jersey, Providing for Golf Course and Recreation Utility Improvements for The Township of Parsippany-Troy Hills and Appropriating \$300,000 Therefor, and Providing for The Issuance of \$285,000 in General Improvement Bonds or Notes of The Township of Parsippany-Troy Hills to Finance the Same**  
(Attachment No. 7)

The following resolution was offered by Mr. Cesaro, seconded by Mr. Stanton:

**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 **June 22, 2010** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **July 20, 2010** 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.

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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The Township Clerk advised that, relative to the foregoing bond ordinance introductions, the Chief Financial Officer prepared and filed a Supplemental Debt Statement with the Office of the Township Clerk on June 22, 2010.

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**ORDINANCE NO. 2010:17**

**An Ordinance of The Township Council of The Township of Parsippany-Troy Hills, County of Morris, State of New Jersey, to Amend and Supplement Various Sections of The Code of The Township of Parsippany-Troy Hills Dealing with “Fees”**  
(Attachment No. 8)

The following resolution was offered by Mr. Stanton, seconded by Mr. Cesaro:

**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 **June 22, 2010** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **July 20, 2010** 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.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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**ORDINANCE NO. 2010:18**

**An Ordinance Amending Chapter 405, Vehicles and Traffic, Section 22, Through Streets, and Section 24, Multi-Way Stop Intersections, of The Code of The Township of Parsippany-Troy Hills, Morris County, New Jersey (Ridgewood Avenue and Strowbridge Avenue)**  
(Attachment No. 9)

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

The following resolution was offered by Mr. Fox, seconded by Mr. dePierro:

**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 **June 22, 2010** and that said Ordinance be further considered for second reading and final passage at a Meeting to be held on **July 20, 2010** 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.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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**RESOLUTIONS: ADDITIONS TO AGENDA**

Mr. dePierro made a motion to add the following resolution to the agenda, seconded by Mr. Stanton:

**Authorizing a Contract with GovDeals for the Disposal by Auction of Surplus Property**

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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The following resolution was offered by Mr. dePierro, seconded by Mr. Cesaro:

**Authorizing a Contract with GovDeals for the Disposal by Auction of Surplus Property**

**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.

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

(4) A list of the surplus property to be sold is as follows: See Schedule A for a list of items.

(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.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox

**ABSENT** – Council President Grossi

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

<b>SCHEDULE A</b>						
<b>Item #</b>	<b>Description</b>	<b>Serial No.</b>	<b>Location</b>	<b>Comments</b>	<b>Min Bid</b>	
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 Public	Bad Motor Serious Rust, Mechanical Issues		
7	1995 International Transit Bus	4DRGSAAN8SA066734	Works Public		1,500.00	
8	1994 Chevy Pickup Truck	1GCGK24F6RE240172	Works Public	Motor Problems	1,000.00	
9	1990 Jeep Cherokee	1J4FJ38L4LL259014	Works Public	Rust, Motor Problems	500.00	
10	1995 Dodge 3500 Dump	1B6MF36C2SS162100	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			

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

**MINUTES FOR APPROVAL – NON CONSENT:**

Mr. dePierro moved the approval of the minutes of the following meetings, seconded by Mr. Cesaro:

Agenda Meeting of 5/11/10 (Absent – Council President Grossi)

Closed Session of 5/11/10 - (Absent – Council President Grossi) (Approval Only, Disclosure Upon Authorization of Township Attorney)

Regular Meeting of 5/18/10 (Absent – Council President Grossi)  
Abstain (Council Member Fox)

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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The Council convened in closed session to discuss litigation. Resolution Attached (No. 10 ).

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Upon reconvening in open session, the following resolution was offered by Council Vice-President Fox, seconded by Mr. dePierro:

**RESOLUTION OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS AUTHORIZING  
A SETTLEMENT AGREEMENT AND RELEASE WITH  
PARSIPPANY CAMPUS REALTY, LLC**

**WHEREAS**, Parsippany Campus Realty, LLC is the owner of a certain piece of improved real property located at 22 Sylvan Way, Parsippany-Troy Hills, Morris County, New Jersey and identified as Block 202, Lot 1.14 on the Tax Map of the Township of Parsippany-Troy Hills; and

**WHEREAS**, on July 25, 2007, Parsippany Campus Realty, LLC entered into a Developer's Agreement with the Township as a condition to constructing an office building on the Property.; and

**WHEREAS**, Parsippany Campus Realty, LLC paid a non-residential development fee in connection with improvements to its property in the amount of \$1,304,128.00, paid into the Township's Affordable Housing Trust Fund; and

**WHEREAS**, pursuant to New Jersey Economic Stimulus Act of 2009, Parsippany Campus Realty, LLC has sought and obtained a refund of \$260,825.68 of its non-residential development fee; and

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

**WHEREAS**, a dispute arose with regard to the balance of the non-residential development fee paid by Parsippany Campus Realty, LLC in connection with improvements to its property; and

**WHEREAS**, on July 10, 2009, Parsippany Campus Realty, LLC filed a lawsuit against the Township (docketed as Morris County Tax Court matter 11682-2009) seeking a further refund of its non-residential development fee; and

**WHEREAS**, all parties have reached agreement and amicable solution in which Parsippany Campus Realty, LLC will receive an \$115,000.00 refund of its non-residential development fee from the Township's Affordable Housing Trust Fund in exchange for Parsippany Campus Realty, LLC's dismissal of its lawsuit against the Township and release.

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

1. The Township Council hereby authorizes the Settlement Agreement and Release by and between the Township and Parsippany Campus Realty, LLC; and
2. The Township Council hereby authorizes the Mayor, Business Administrator, and/or Township Clerk to execute and deliver the Settlement Agreement and Release; and to deliver and return that portion of the non-residential development fee due and owing under the Settlement Agreement and Release to Parsippany Campus Realty, LLC in the manner set forth in the Agreement.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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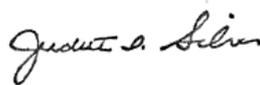
A motion was made by Mr. Cesaro, seconded by Mr. Stanton, to close the meeting.

**ROLL CALL: YES** – Council Members Cesaro, dePierro, Stanton and Fox  
**ABSENT** – Council President Grossi

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The meeting adjourned at 8:55 p.m.

Respectfully submitted,



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Judith I. Silver, Township Clerk



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John M. Fox, Council Vice President

Minutes approved: July 20, 2010

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

**SECTION 2 - UPON ADOPTION FOR YEAR 2010  
(Only to be Included in the Budget as Finally Adopted)**

**RESOLUTION**

Be it Resolved by the Township Council of the Township of Parsippany-Troy Hills, County of Morris that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \_\_\_\_\_ \$41,706,477.00 (Item 2 below) for municipal purposes, and
- (b) \_\_\_\_\_ (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \_\_\_\_\_ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
- (d) \_\_\_\_\_ \$1,483,150.28 (Sheet 49) Open Space, Recreation, Farmland and Historical Preservation Trust Fund Levy.

Abstained None

RECORDED VOTE  
(Insert last name)

dePierro  
Ayes Fox  
Stanton  
Nays Cesaro

Absent Grossi

**SUMMARY OF REVENUES**

1. General Revenues			
Surplus Anticipated		40003-10	\$3,250,000.00
Miscellaneous Revenues Anticipated		40004-10	\$14,416,782.90
Receipts from Delinquent Taxes		41419-10	\$1,400,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)		41415-10	\$41,706,477.00
3. AMOUNT TO BE RAISED BY TAXATION FOR <u>SCHOOL IN TYPE I SCHOOL DISTRICTS ONLY:</u>			
Item 6, Sheet 42	40010-10		
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	41416-10		
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			
4. To be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR <u>SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:</u>			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)		41416-10	
Total Revenues		40000-10	\$60,773,259.90

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

Attachment No. 2  
Page 1 of 1  
June 22, 2010

**Township of Parsippany-Troy Hills  
County of Morris  
Resolution to Amend Budget**

WHEREAS, the Local Municipal Budget for the year 2010 was approved on the 11th day of May, 2010, and

WHEREAS, the public hearing on said Budget has been held as advertised on June 15th and

WHEREAS, it is desired to amend said approved Budget,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Parsippany-Troy Hills, County of Morris, that the following amendments to the approved Budget of 2010 be made:

	(		(		(
	( dePierro		(	Abstained	( None
<u>Recorded Vote</u>	Ayes ( Fox	Nays ( Cesaro	(	Absent	( Grossi
	( Stanton	(	(		(
	(	(	(		(

<u>DEDICATED SEWER UTILITY BUDGET</u>	<u>From</u>	<u>To</u>
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DEDICATED REVENUES FROM SEWER UTILITY

Operating Surplus Anticipated	1,250,000.00	1,550,000.00
 Total Sewer Utility Revenues	 13,838,925.00	 14,138,925.00

APPROPRIATIONS FOR SEWER UTILITY

Operating:		
Other Expenses	6,785,070.00	7,085,070.00
 TOTAL SEWER UTILITY APPROPRIATIONS	 13,838,925.00	 14,138,925.00

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed in the Office of the Director of the Division of Local Government Services for his certification of the 2010 Local Municipal Budget so amended.

It is hereby certified that all changes are in proof and the budget remains in Balance.

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Joseph J. Faccone, Registered Municipal Accountant # 100  
Samuel Klein and Company, CPA's  
550 Broad St, 11th Floor, Newark, NJ 07102-4517

**TOWNSHIP OF PARSIPPANY-TROY HILLS  
MORRIS COUNTY, NEW JERSEY  
ORDINANCE NO. 2010:12**

**REFUNDING BOND ORDINANCE PROVIDING FOR PAYMENT OF AMOUNTS OWING TO OTHERS FOR TAXES LEVIED IN AND BY THE TOWNSHIP OF PARSIPPANY-TROY HILLS, APPROPRIATING \$1,325,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,325,000 REFUNDING BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE COST THEREOF**

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

**Section 1.** The Township of Parsippany-Troy Hills, New Jersey (the “*Township*”), is hereby authorized to pay an aggregate amount not exceeding \$1,321,619 for amounts owed by the Township to the owners of various properties for taxes levied in the Township, as more particularly described on the List of Owners and Properties attached hereto as Exhibit A and entitled, Township of Parsippany Troy Hills 2010 State Tax Court Judgements & Settlements”.

**Section 2.** An aggregate amount not exceeding \$3,381 for items of expense listed in, and permitted under, N.J.S.A. 40A:2-51(b) has been included in the aggregate principal amount of refunding bonds and notes authorized herein.

**Section 3.** In order to finance the cost of the project described in Section 1 hereof, negotiable refunding bonds are hereby authorized to be issued in the principal amount of \$1,325,000 pursuant to the Local Bond Law constituting Chapter 169 of the Pamphlet Laws of 1960 of the State of New Jersey (the “*State*”), as amended from time to time (the “*Local Bond Law*”).

**Section 4.** In anticipation of the issuance of the refunding bonds authorized herein, negotiable bond anticipation notes (“notes”) are hereby authorized to be issued pursuant to, and within the limitations prescribed by, the Local Bond Law. All notes issued hereunder shall mature at such times as may be determined by the Comptroller of the Township (the “*Comptroller*”), provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Comptroller. The Comptroller shall determine all matters in connection with notes issued pursuant to this refunding bond ordinance. At the direction of the Comptroller, the Treasurer of the Township (the “*Treasurer*”) shall sign the notes and the Treasurer’s signature upon the notes shall be conclusive evidence as to all such determinations.

All notes issued hereunder may be renewed from time to time, but all such notes, including renewals, shall mature and be paid no later than the fifth (5<sup>th</sup>) anniversary of the original notes; provided, however, that no notes shall be renewed beyond the first (1<sup>st</sup>) or any succeeding anniversary date of the original notes unless an amount of such notes, at least equal to the first legally payable installment of the refunding bonds in anticipation of which the notes

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

Attachment No. 3  
Page 2 of 3

are issued, determined in accordance with the maturity schedule for the refunding bonds approved by the Local Finance Board of the Division of Local Government Services in the

Department of Community Affairs of the State (the "*Local Finance Board*"), is paid and retired on or before such anniversary date; and provided, further, that the period during which the notes and any renewals thereof and any permanent refunding bonds are outstanding, shall not exceed the period set for the maturity of the refunding bonds by the Local Finance Board.

The Comptroller is hereby authorized to sell part of or all of the notes, from time to time, at public or private sale, and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The Comptroller is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this refunding bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

**Section 5.** The Comptroller of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township, including the refunding bonds or notes authorized by this refunding bond ordinance, and to execute such disclosure document on behalf of the Township. The Comptroller is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 ("*Rule 15c-12*") promulgated by the Securities and Exchange Commission pursuant to the Securities and Exchange Act of 1934, as amended, for the benefit of the holders and beneficial owners of obligations of the Township, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

**Section 6.** The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State (the "*Director*"). Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the refunding bonds and notes provided in this refunding bond ordinance by \$1,325,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

**Section 7.** The Township hereby declares the intent of the Township to issue refunding bonds or notes in the amount authorized in Section 3 of this refunding bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 1 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

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

**Section 9.** A certified copy of this refunding bond ordinance, as adopted on first reading, has been filed with the Director prior to final adoption, together with a complete statement in the form prescribed by the Director and signed by the Comptroller as to the indebtedness to be financed by the issuance of the refunding bonds authorized herein.

**Section 10.** This refunding bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption as provided by the Local Bond Law, provided that the consent of the Local Finance Board has been endorsed upon a certified copy of this refunding bond ordinance as finally adopted.

**EXHIBIT A**

TOWNSHIP OF PARSIPPANY TROY HILLS  
2010 STATE TAX COURT JUDGMENTS  
&  
SETTLEMENTS

Block	Lot	2007	2008	2009	Total
175	55		348,750.00		348,750.00
393.1	3.01		16,807.50		16,807.50
729	6		17,227.50		17,227.50
729	6.01		17,227.50		17,227.50
736	20		78,435.00		78,435.00
202	6.02	21,520.00	67,230.00	129,250.00	218,000.00
202	1.9		56,025.00	117,500.00	173,525.00
741	3.2		8,964.00		8,964.00
741	3		16,807.50		16,807.50
136	36.05			177,750.00	177,750.00
722	11			60,125.00	60,125.00
736	14			188,000.00	188,000.00
Total		21,520.00	627,474.00	672,625.00	1,321,619.00

**TOWNSHIP OF PARSIPPANY-TROY HILLS  
MORRIS COUNTY, NEW JERSEY  
ORDINANCE NO. 2010:13**

**AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$5,974,500 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$5,438,275 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME**

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

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"), as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$5,974,500 including a Transportation Trust Fund Grant in the amount of \$250,000 expected to be received from the State of New Jersey Department of Transportation and the aggregate sum of \$286,225 as the several down payments from the Capital Improvement Fund for the purposes required by local bond law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$5,438,275 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

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

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

Attachment No. 4  
Page 2 of 5

- (a) Purpose: Acquisition of vehicles, other than passenger cars and station wagons, including but not limited to replacement trucks with plows, a truck for sanitation and recycling and an ambulance, and including all other work and materials necessary therefor and incidental thereto.

Appropriation and Estimated Cost: \$ 538,000  
Maximum Amount of Bonds or Notes: \$ 511,100  
Period or Average Period of Usefulness: 5 years  
Amount of Down Payment: \$ 26,900

- (b) Purpose: Acquisition of various equipment including a mower, a backhoe, a hot asphalt hauler, and including all other work and materials necessary therefor and incidental thereto.

Appropriation and Estimated Cost: \$ 146,500  
Maximum Amount of Bonds or Notes: \$ 139,175  
Period or Average Period of Usefulness: 15 years  
Amount of Down Payment: \$ 7,325

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

Appropriation and Estimated Cost: \$ 200,000  
Maximum Amount of Bonds or Notes: \$ 190,000  
Period or Average Period of Usefulness: 10 years  
Amount of Down Payment: \$ 10,000

- (d) Purpose: Various road improvements including but not limited to Lake Parsippany Road, Ronald Road, Ridgewood Avenue, Oak Lane reconstruction, the lower Hiawatha Project including Manito Avenue, Park Road resurfacing, and the Sedgefield Road area reconstruction, Sandalwood Drive drainage project, and various other drainage construction and road resurfacing projects, the placement of pavement markers at various locations, and including all work and materials necessary therefor or incidental thereto.

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

<u>Appropriation and Estimated Cost:</u>	\$ 3,840,000
<u>Maximum Amount of Bonds or Notes:</u>	\$ 3,410,500
<u>Period or Average Period of Usefulness:</u>	15 years
<u>Grant Money expected to be received:</u>	\$ 250,000
<u>Amount of Down Payment:</u>	\$ 179,500

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

<u>Appropriation and Estimated Cost:</u>	\$1,250,000
<u>Maximum Amount of Bonds or Notes:</u>	\$1,187,500
<u>Period or Average Period of Usefulness:</u>	30 years
<u>Amount of Down Payment:</u>	\$ 62,500

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

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

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

Section 5. The capital budget (or temporary capital budget as applicable) of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital

program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

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

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

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 17.16 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$5,438,275 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$800,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

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

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

Section 8. As a portion of the total appropriation of \$5,438,275 made in Section 1 hereof, there is herein appropriated for the improvements in Section 3(d) a Transportation Trust Fund Grant in the amount of \$250,000 to be received from the State of New Jersey Department of Transportation.

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

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

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

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

**TOWNSHIP OF PARSIPPANY-TROY HILLS  
MORRIS COUNTY, NEW JERSEY  
ORDINANCE NO. 2010:14**

**AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$265,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$251,750 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME**

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

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$265,000 including the sum of \$13,250 as the down payment from the water utility capital improvement fund for the purposes required by local bond law. The down payment has been made available by virtue of provision in the water utility capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$251,750 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvement hereby authorized and the purpose for which the bonds or notes are to be issued are various improvements to the Township's water utility system, including but not limited to, upgrades to the meter reading system and vehicle replacement and including all structures, work, equipment and materials necessary therefore or incidental thereto.

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

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

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

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

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

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

(b) The average period of usefulness of the improvement or purpose, within the limitations of the Local Bond Law, according to the reasonable life thereof within the limitations of the Local Bond Law, is 9.25 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$251,750 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

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

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

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

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

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**TOWNSHIP OF PARSIPPANY-TROY HILLS  
MORRIS COUNTY, NEW JERSEY  
ORDINANCE NO. 2010:15**

**AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS SEWER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$1,925,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,828,750 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME**

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

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$1,925,000 including the sum of \$96,250 as the down payment from the sewer utility capital improvement fund for the purposes required by local bond law. The down payment has been made available by virtue of provision in the sewer utility capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,828,750 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvement hereby authorized and the purpose for which the bonds or notes are to be issued are various improvements to the Township's sewer utility system, including but not limited to, the garage completion, meter reading system upgrades, pump station #4 bypass plant Scada System Maintenance, upgrades to the sanitary sewer system located on Sylvan Road and including all structures, work, equipment and materials necessary therefore or incidental thereto.

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

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

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

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

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

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

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$1,828,750 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

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

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

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

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

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**TOWNSHIP OF PARSIPPANY-TROY HILLS  
MORRIS COUNTY, NEW JERSEY  
ORDINANCE NO. 2010:16**

**AN ORDINANCE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR GOLF COURSE AND RECREATION UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF PARSIPPANY-TROY HILLS AND APPROPRIATING \$300,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$285,000 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS TO FINANCE THE SAME**

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

Section 1. The improvement or purpose described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Parsippany-Troy Hills, in the County of Morris, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$300,000 including the sum of \$15,000 as the down payment from the golf and recreation utility capital improvement fund for the purposes required by local bond law. The down payment has been made available by virtue of provision in the golf course and recreation utility capital improvement fund in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$285,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The improvement hereby authorized and the purpose for which the bonds or notes are to be issued are various improvements to and equipment for the Township's Golf Course and Recreation Utility, including but not limited to, irrigation system upgrade design and acquisition of various capital equipment and including all structures, work, equipment and materials necessary therefore or incidental thereto.

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

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

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

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

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

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

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

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$285,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

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(d) An aggregate amount not exceeding \$100,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

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

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

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

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

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

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**TOWNSHIP OF PARSIPPANY-TROY HILLS  
MORRIS COUNTY, NEW JERSEY  
ORDINANCE NO. 2010:17**

**AN ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO AMEND AND SUPPLEMENT VARIOUS SECTIONS OF THE CODE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS DEALING WITH “FEES”**

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

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

**SECTION 1. Chapter 91** entitled “Animals,” Section 91-2(D), Fees, of the Code, is hereby amended by reducing the fee for a license and registration tag or for renewal of such license and registration tag from \$20 to \$18 for a nonspayed or nonneutered dog.

**SECTION 2. Chapter 214** entitled “Housing Certificates,” Section 214-3A (2) is hereby deleted in its entirety and replaced as follows:

- (2) Residential two-unit or multiunit dwelling: \$50 per dwelling unit.

**SECTION 3. Chapter 290** entitled “Parks, Recreation Areas and Public Lands,” Section 8F entitled “Fees for Permits,” of the Code, is hereby amended and supplemented to read as follows:

**290-8F (1)** relative to “Volleyball” is hereby amended and supplemented by the addition of a Co-Ed Adult Team League and an increase in fees, and shall read as follows:

<i>Type of Program/Permit</i>	<i>Fee (From)</i>	<i>Fee (To)</i>
<i>(1) Recreational Activities.</i>		
<i>Volleyball</i>		
<i>Adult League/Co-Ed Adult Team League (per</i>	<i>\$30</i>	<i>\$75</i>
<i>Youth Clinic(per person)</i>	<i>\$15</i>	<i>\$30</i>

**290-8F (2)** is hereby amended and supplemented by the addition of a new section entitled “Activity Center” and shall read as follows:

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<i>Type of Program/Permit</i>	<i>Fee</i>
(2) <i>Facility use.</i>	
<i>Activity Center (per hour)</i>	
<i>Residents</i>	<i>\$10</i>
<i>Non-Residents</i>	<i>\$20</i>

**SECTION 4.** Chapter 420 entitled “Water,” Section 420-5E (5) of the Code, is hereby amended by changing the normal business hours from between 9:00 a.m. and 4:00 p.m. to between 7:00 a.m. and 3:30 p.m.

**SECTION 5.** If any section, paragraph, subsection, clause or provision of this ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this ordinance as a whole or any part thereof.

**SECTION 6.** All ordinances or parts of ordinances of the Township of Parsippany-Troy Hills heretofore adopted that are inconsistent with any of the terms and provisions of this ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 7.** This ordinance shall take effect immediately upon its final passage, approval and publication as provided by law.

**TOWNSHIP OF PARSIPPANY – TROY HILLS  
COUNTY OF MORRIS  
STATE OF NEW JERSEY**

**ORDINANCE NO. 2010:18**

**AN ORDINANCE AMENDING CHAPTER 405, VEHICLES AND TRAFFIC, SECTION 22, THROUGH STREETS, AND SECTION 24, MULTI-WAY STOP INTERSECTIONS, OF THE CODE OF THE TOWNSHIP OF PARSIPPANY-TROY HILLS, MORRIS COUNTY, NEW JERSEY (Ridgewood Avenue and Strowbridge Avenue)**

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

**SECTION 1.** That Chapter 405, Vehicles and Traffic Section 22, Through Streets, shall be amended and supplemented as follows:

- a. The description for Ridgewood Avenue / St. Peters Road (Mt. Tabor area) shall be amended as follows:

<b>Name of Street</b>	<b>Limits</b>
Ridgewood Avenue/St. Peters Road (Mt. Tabor area)	Between Strowbridge Avenue (Mt. Tabor area) and Morris Avenue

**SECTION 2.** That Chapter 405, Vehicles and Traffic Section 24, Multi-Way Stop Intersections, shall be amended and supplemented as follows:

- a. The following shall be added:

<b>Intersection</b>	<b>Stop Signs On:</b>
Ridgewood Avenue and Strowbridge Avenue (Mt. Tabor area)	All approaches

**SECTION 2.** If any section, paragraph, subsection, clause or provision of this Ordinance shall be declared invalid by a court of competent jurisdiction, such decision shall not affect the validity of this Ordinance as a whole or any part thereof.

**SECTION 3.** All ordinances or parts of ordinances of the Township of Parsippany heretofore adopted that are inconsistent with any of the terms and provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 4.** This ordinance shall take effect immediately upon final passage and publication as provided by law.

**REGULAR TOWNSHIP COUNCIL MEETING JUNE 22, 2010**

Attachment No. 10  
Page 1 of 1

**RE:           Litigation (Parsippany Campus Realty & CBS Billboard Case)**  
**DATE:        June 22, 2010**  
**TIME:        8:18 p.m.**

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**MOTION BY: Mr. Cesaro**  
**SECONDED BY: Mr. Stanton**

**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:

**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       -     Absent**

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**MOTION TO ADJOURN CLOSED SESSION BY: Mr. Cesaro**  
**SECONDED BY: Mr. Stanton**

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

**CLOSED SESSION ADJOURNED: 8:50 p.m.**