

Township of West Milford, New Jersey
Township Council

REGULAR MEETING AGENDA

January 23, 2008

7:30 P.M.

MEETING

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Workshop meeting was advertised in the Herald News in its issue of January 6, 2008; copies were provided to the Suburban Trends, the Record, Star Ledger, and Greenwood Lake News and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

PLEDGE OF ALLEGIANCE

ROLL CALL

I. **MINUTES**

December 12, 2007 – Workshop & Regular Meeting

January 2, 2008 – Reorganization Meeting

January 2, 2008 – Executive Session

II. **PRESENTATIONS**

- Eagle Scouts - Ralph C. Vilecca, Jr.
- Richard William Connolly-Randazzo
- Specials Police Officers – Swearing In
- Ross Kushner – Pequannock River Coalition – Highlands Master Plan

III. **PROCLAMATIONS**

None.

IV. **UNFINISHED BUSINESS, FINAL PASSAGE OF ORDINANCES**

1. Ordinance No. 2008-001

Ordinance of the Township Council of the Township of West Milford, County of Passaic and State of New Jersey Authorizing an Easement for Block 12312; Lot 2

***This Ordinance was introduced on January 9, 2008 and the Notice of Public Hearing was published in the Herald News on January 13, 2008. The Council will open the meeting to the public to speak to this ordinance only.*

V. **PUBLIC COMMENTS**

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VI. COUNCIL COMMENTS

VII. NEW BUSINESS, INTRODUCTION OF ORDINANCES, RESOLUTIONS

1. **Ordinance No. 2008 - 002**

Ordinance of the Township Council of the Township of West Milford, County of Passaic, State of New Jersey Amending Chapter 158 "Flood Damage Prevention," Subsections 158-5, "Definitions," 158-2, "Establishment of Development Permit; Application," and 158-14(B), "Duties and Responsibilities of Local Administrator," of the Revised General Ordinances to Amend the Reference of Township Administrator to Township Zoning Officer

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for February 13, 2008. Notice of this public hearing shall be published in the Herald News on or about January 27, 2008.

2. **Resolution No. 2008 - 050**

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Award of a Services Contract without Competitive Bidding to the Morris Land Conservancy for Open Space Consulting and Advisory Services

3. **Resolution No. 2008 - 051**

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Adopting a Form required to be used for the Filing of Notices of Tort Claims against the Township in Accordance with the Provisions of the New Jersey Tort Claims Act, N.J.S.A. 58:8-6

4. **Resolution No. 2008 - 052**

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Award of a Non-Fair and Open Professional Services Contract to Dewberry-Goodkind, Inc. for Engineering and Design Services for the Streetscape Improvement Project, Phase I

5. **Resolution No. 2008 - 053**

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Awarding a Contract to Deluxe International Trucks, Inc. for One (1) 2008 Tandem Dump Truck with Plow and Central Hydraulics

6. **Resolution No. 2008 - 054**

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Purchase of a Replacement Vehicle for the Township's Police Department

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7. Resolution No. 2008 - 055

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Award of a Professional Contract without Competitive Bidding to Wayne T. McCabe & Associates, Inc. for Professional Planning Services in an Amount Not-to-Exceed \$1,670

8. Resolution No. 2008 - 056

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Amending the Non-Fair and Open Professional Service Contract Awarded on January 2, 2008 by Virtue of Resolution 2008-033 to Fred Knapp, Esq., such amendment to Authorize Mr. Knapp to Represent the Township of West Milford in the matter known as O'Shea v. West Milford filed in the Superior Court on December 14, 2007

9. Resolution No. 2008 - 057

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Amending the Non-Fair and Open Professional Service Contract Awarded on January 2, 2008 by Virtue of Resolution 2008-032 to Matthew Giacobbe, Esq., to serve as Labor Counsel for the Township

10. Resolution No. 2008 - 058

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Person-to-Person Transfer of Plenary Retail Consumption License No. 1615-33-032-008 from 736 LLC Located at 736 Warwick Turnpike, Hewitt, New Jersey to Mersimi & Mahmudi, Inc. for premises at the same location

11. Resolution No. 2008 - 059

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Person-to-Person Transfer of Inactive Plenary Retail Consumption License No. 1615-33-016-005 from Jerzy Chranzanowski located at 3055 Route 23, Oak Ridge, New Jersey to Milford Steakhouse, Inc. for premises at the same location

12. Resolution No. 2008 - 060

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Renewal of Plenary Retail Consumption License No. 1615-33-016-005, Milford Steakhouse, Inc. for the 2007-2008 License Year with Conditions and Requirements

13. Resolution No. 2008 - 061

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Rescinding Resolution 2008-024 Adopted on January 9, 2008 and Pertaining to the Hiring of a Health Officer

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14. Resolution No. 2008 - 062

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Boarding up of Uninhabitable Structures and Providing for the Payment and Collection of Costs of Same

VIII. CONSENT AGENDA

Resolution No. 2008 -063

Resolution Authorizing Passage of the Consent Agenda

Resolutions Included in the Consent Agenda

- a. **Resolution 2008 – 064** – Cancel Outstanding Checks
- b. **Resolution 2008 – 065** – Cancellation of Taxes
- c. **Resolution 2008 – 066** – Refund Overpayments
- d. **Resolution 2008 – 067** – Refund Overpayments – Added Assessment Appeals
- e. **Resolution 2008 – 068** – Refund Overpayments – Senior Citizen/Veteran Deduction
- f. **Resolution 2008 – 069** – Reinstatement of Taxes
- g. **Resolution 2008 – 072** – Amusement Game/Peddler Licenses

Applications Included in the Consent Agenda

- a. **West Milford Rotary** - On Premise 50/50 License No. 2008-12
- b. **West Milford Rotary** – Tricky Tray License No. 2008-13

IX. PAYMENT OF BILLS

1. Resolution No. 2008 - 070

Resolution Authorizing Payment of Bills

X. REPORTS OF ADMINISTRATOR, MAYOR AND COUNCIL MEMBERS

- a. **Mayor** _____
- b. **Administrator** _____
- c. **Council** _____
- d. **Clerk** _____
- e. **Attorney** _____

XI. APPOINTMENTS, RESIGNATIONS, TERMINATIONS

Library Board – Mayor’s Designee and 1 citizen (5 year term) – Mayoral Appt.
 MUA Appointments (2 terms expiring 01/31/08) – Council Appointments

- 1 citizen member – 5 year term
- 1 alternate member - 5 year term

WVRSa Appointment – (1 vacancy to unexpired term, said term to expire 12/31/08) – Council Appointment

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ADA – (3 citizen member vacancies/appointees must be from local disabled community – 1 letter of interest) - Council appointments

XII. **PRESENTATION OF COMMUNICATIONS, PETITIONS**

None.

XIII. **EXECUTIVE SESSION**

Resolution No. 2008 – 071

Motion for Executive Session

- Potential Acquisition of 352 Warwick Turnpike
- Hillcrest School Appraisal
- Newark Watershed Property – Rezoning
- Brown's Plaza and Wastewater Management Plan Update
- Eagle Ridge
- Valley Ridge
- UGL POA Tort Claim
- Personnel

XIV. **ADJOURNMENT**

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TOWNSHIP OF WEST MILFORD CORRESPONDENCE LIST

Week Ending: 01/18/08

Regular Council Meeting: 01/23/08

Item #	Date Rec'd	From	Topic
01/23/08-2	01/07/08	NJLM	Several Developments:
			I. Asset Monetization
			II. Smart Future Funding
			III. Transportation Aid
			IV. COAH Numbers
01/23/08-3	01/07/08	NJLM	URGENT ACTION NEEDED ON S-176 – Wrongful Death
01/23/08-4	01/03/08	County of Passaic – Anthony J. De Nova County Administrator	Beautification Project at the Intersection of Greenwood Lake Turnpike and East Shore Road – County Resolution 07-265
01/23/08-5	01/07/08	NJLM	Gypsy Moth Suppression Program
01/23/08-6	01/04/08	NJLM	LEGISLATIVE ALERT
01/23/08-7	01/09/08	Borough of Ringwood	Presidential Primary and Retirement of Dick Moran, City of Clifton Treasurer.
01/23/08-8	01/08/08	NJLM	Lame Duck Legislative Developments
01/23/08-9	01/10/08	NJ Atty. Gen'l Office	2008 Campaign Contribution Notice
01/23/08-10	01/15/08	NJLM	COAH Update
01/23/08-12	01/14/08	NJLM	Mandatory Training for Land Use Boards
<u>Resolutions from other Government Agencies</u>			
01/23/08-1	01/08/08	Borough of Totowa	Resolution No. 93-2007 In Opposition to the Actions of the Passaic County Board of Chosen Freeholders Authorizing an Emergency Appropriation in the Amount of \$10,000,000.00
01/23/08-11	01/14/08	Borough of Totowa	Resolution No. 95-2007 Requesting the Passaic County Board of Chosen Freeholders to Pass a Resolution Authorizing a Ballot Question Concerning the Creation of a Charter Study Commission To Make Recommendations Regarding Changes to the Form of Government of the County of Passaic
<u>Ordinances from other Government Agencies</u>			
01/23/08-13	01/16/08	Township of Vernon	Ordinance No. 08-02 Amending the Land Development Code, Section 330, of the Township of Vernon Code and Establishing the Vernon Town Center Zoning District and Five Sub-Districts, Including the Main Street Sub-District, in the Township of Vernon