

Township of West Milford, New Jersey
Township Council
REGULAR MEETING AGENDA

May 6, 2009
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 Regular meeting was advertised in the Herald News in its issue of January 4, 2009; 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**

February 11, 2009 Regular Meeting

II. **PRESENTATIONS**

Jackie Kashmer, Bat World New Jersey

III. **PROCLAMATIONS**

Myasthenia Gravis

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

1. Ordinance 2009 – 005

An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending Chapter 414 “Fees, Land Development” of the Revised General Ordinances

This Ordinance was introduced on March 25, 2009 and the Notice of Public Hearing was published in the Herald News on March 29, 2009. The Council will open the meeting to the public to speak to this ordinance only. The Council will table adoption of this ordinance until the Regular Meeting of May 6, 2009 to allow the amended version to be reviewed by the West Milford Planning Board

2. Ordinance 2009 – 006

An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Authorizing Background Checks for Township Employees

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This Ordinance was introduced on April 8, 2009 and the Notice of Public Hearing was published in the Herald News on April 12, 2009. The Council will open the meeting to the public to speak to this ordinance only

3. Ordinance 2009 – 007

An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey to Amend and Supplement Certain Portions of Chapter 414, 420, 470, and 500 Pertaining to the Township's Land Use Regulations to Establish Procedures to Permit the Temporary Outdoor Display and Sale of Merchandise in the Commercial Zone Districts, to Permit the Operation of Farmers' Markets and to Replace the Provision for a Site Plan Waiver with New Administrative Procedures and Exemptions

This Ordinance was introduced on April 22, 2009 and the Notice of Public Hearing was published in the Herald News on April 26, 2009. The Council will open the meeting to the public to speak to this ordinance only

4. Ordinance 2009 – 008

Calendar year 2009 – Ordinance to Exceed the Municipal Budget Appropriation Limits and to Establish a CAP bank (N.J.S.A. 40A:4-45.14)

This Ordinance was introduced on April 22, 2009 and the Notice of Public Hearing was published in the Herald News on April 26, 2009. The Council will open the meeting to the public to speak to this ordinance only

V. PUBLIC COMMENTS

VI. COUNCIL COMMENTS

VII. NEW BUSINESS, INTRODUCTION OF ORDINANCES, RESOLUTIONS

1) Ordinance 2009 – 009

An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Execution of a Permanent Utility Easement Agreement Between the Township of West Milford and the County of Passaic for the Replacement of the Union Valley Road Bridge over Green Brook

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for May 27, 2009. Notice of this public hearing shall be published in the Herald News on or about May 10, 2009

2) Resolution 2009 – 185

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Supporting the Mayors Wellness Campaign

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3) Resolution 2009 – 186

Resolution of the Township of West Milford, County of Passaic, State of New Jersey To Support S-2711 Concerning the Assessment of Property and Amending the Procedure to Permit Municipalities to Conduct Reassessments

4) Resolution 2009 – 187

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Accepting the Bids for the Sale of Certain Municipal Lands and Properties from the Township Auction of April 22, 2009

5) Resolution 2009 – 188

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Adopting a Policy for the Use of Township Buildings and Facilities

6) Resolution 2009 – 189

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Advising the New Jersey Department of Environmental Protection and the County of Passaic of the Inequity Relative to the Obligation of the Township to Complete a Wastewater Management Plan

7) Resolution 2009 – 190

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Amending Resolution 2009-017 adopting the Schedule for Township Council Workshop and Regular Meetings for the Remainder of the 2009 Calendar Year

8) Resolution 2009 – 191

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Amending Resolution 2009-023 which authorizes Certain Statutory Payments of Claims and Other Claims Regular in Nature

9) Resolution 2009 – 192

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Supporting the Click It or Ticket Mobilization of May 18, - May 31, 2009

10) Resolution 2009 – 193

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Approving Participation under the Recovery Act in the Edward Byrne Memorial Justice Assistance Grant (JAG) Administered by the U.S. Department of Justice, Office of Justice Programs, Bureau of Justice Assistance

11) Resolution 2009 – 194

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Settlement of the NJ Transit Corp. v. Township of West Milford case, Docket No. ESX-L-3731-08

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12) Resolution 2009 – 195

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing Execution of an Agreement with the United States Department of the Interior, U.S. Geological Survey to Construct a Shelter within the Right-of-Way on LaRue Road

13) Resolution 2009 – 196

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Awarding a Contract to Deluxe International Trucks for a 2009 6 Cubic Yard Dump Truck with Plow and Central Hydraulics

14) Resolution 2009 – 197

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Awarding a Contract to Deluxe International Trucks for a 2009 Tandem Dump Truck with Plow and Central Hydraulics

15) Resolution 2009 – 198

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing a Contract to Scott J. Ehrman, Landscape Design & Construction for the Maintenance of Ballfields and Other Sites

16) Resolution 2009 – 199

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Award of a Contract through State Contract No. 71058 for MSA Self-Contained Breathing Apparatus to A&M Industrial Supply

VIII. **CONSENT AGENDA**

Resolution 2009 – 200

Resolution Authorizing Passage of the Consent Agenda

Resolutions Included in the Consent Agenda

- a. Resolution 2009-201 – Refund Other Liens
- b. Resolution 2009-202 – Refund Overpayments – Tax Appeals
- c. Resolution 2009-203 – Refund Recreation Fees

Applications Included in the Consent Agenda

- a. Petition to Extend Licensed Premise w/Police Conditions – Big John's Pub, May 25, 2009
- b. Petition to Extend Licensed Premise – American Legion Post 289 for May 25, 2009
- c. RL No. 2009-22 On Premise 50/50 Raffles – West Milford Highlander Football Booster Club
- d. ~~RL No. 2009-23 On Premise 50/50 Raffles – West Milford Elks Lodge #2236 WITHDRAWN~~
- e. RL No. 2009-24 On Premise 50/50 Raffles – Our Lady Queen of Peace Church
- f. RL No. 2009-25 Off Premise Draw Raffle – Our Lady Queen of Peace Church
- g. RL No. 2009-26 Carnival Games – Our Lady Queen of Peace Church

IX. **APPROVAL OF EXPENDITURES**

None.

X. **REPORTS OF ADMINISTRATOR, MAYOR AND COUNCIL MEMBERS**

- a. Mayor _____

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b. **Administrator** _____

c. **Council** _____

d. **Clerk** _____

e. **Attorney** _____

XI. **APPOINTMENTS AND RESIGNATIONS**

XII. **EXECUTIVE SESSION**

Resolution 2009 – 204

Motion for Executive Session

- Contract Negotiations – Hillcrest Lease

XIII. **ADJOURNMENT**

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TOWNSHIP OF WEST MILFORD CORRESPONDENCE LIST

Week Ending: 05/01/09

Regular Council Meeting: 05/06/09

Item #	Date Rec'd	From	Topic
05/06/09-1	04/21/09	Ed Del Rio	Disability Awareness
05/06/09-2	04/21/09	Bob Nicholson	Township Tourism and Economic Revitalization Commission (TERC)
05/06/09-3	04/20/09	NJLM	Mayors Fax Advisory: Predatory Towing Prevention Act, Chapter 39, P.I. 2009
05/06/09-4	04/20/09	Marshall Hill, L.L.C, Anthony E. Patire, Member	Letter Addressed to Mr. John H. Moyle, P.E., Manager, Bureau of Dam Safety & Flood Control, Department of Environmental Protection
05/06/09-6	04/21/09	Bev Puntolillo	Tourism and Economic Revitalization Commission and/or Committee
05/06/09-8	04/27/09	William Wallace, Health Officer	2009 Update: First Responder Prophylaxis Distribution Program
05/06/09-9	04/23/09	County of Passaic Department of Economic Development	Passaic County Community Development Block Grant (CDBG) Memorandum of Understanding Sub-recipient Agreement for 2008 CDBG Grant Awards
05/06/09-10	04/23/09	State of New Jersey Department of Education	West Milford School Budget Municipal Review Process
05/06/09-11	04/22/09	Paul Bailey	Tourism
05/06/09-13	04/28/09	West Milford Animal Shelter Society	Society Is Not Seeking Reimbursement From the Township For the Expense of Replacing the Sewage Pump and Related Parts at the Animal Shelter
<u>Resolutions from other Government Agencies</u>			
05/06/09-5	04/23/09	City of Clifton	Resolution R-13 Supporting the Amendment of Current Binding Interest Arbitration Laws
05/06/09-12	04/24/09	Borough of Ringwood	Resolution No. 2009-133 Concerning State Municipal Aid for 2009
<u>Ordinances from other Government Agencies</u>			
05/06/09-7	04/27/09	Borough of Wanaque	Ordinance #5-0-09 Establishing a Redevelopment Plan for Certain Properties