

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

June 16, 2010
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 December 20, 2009 and January 10, 2010; 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

March 11, 2010 Special Meeting

II. PROCLAMATIONS

None.

III. PRESENTATIONS

- 1) Eagle Scout Blaise Scott Miller
- 2) 2010 Municipal Budget – Public Hearing

IV. UNFINISHED BUSINESS, FINAL PASSAGE OF ORDINANCES

MUNICIPAL BUDGET

The municipal budget cannot be adopted at this regular meeting of the Township Council as originally anticipated. Requisite approval has not been obtained from the State of New Jersey, Division of Local Government Services, who has advised that they are working diligently to address a backlog in their department. The Township Council will continue with budget meetings. Duly advertised public hearings will be scheduled when amendments are made to the budget as introduced.

UNFINISHED BUSINESS, FINAL PASSAGE OF ORDINANCES

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1) Ordinance 2010 – 003

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending and Supplementing Chapter 325, “Stormwater Management” of the Revised General Ordinances with the Addition of Article III, entitled “Private Storm Drain Inlet Retrofitting”

This Ordinance was introduced on May 19, 2010 and the Notice of Public Hearing was published in the Herald News on May 23, 2010. The Council will open the meeting to the public to speak to this ordinance only

2) Ordinance 2010 – 004

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending and Supplementing Chapter 321, “Solid Waste; Recycling” Article I, of the Revised General Ordinances with the addition of Section 321-31, Refuse Containers/Dumpsters

This Ordinance was introduced on May 19, 2010 and the Notice of Public Hearing was published in the Herald News on May 23, 2010. The Council will open the meeting to the public to speak to this ordinance only

3) Ordinance 2010 – 005

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending Chapter 414 “Fees, Land Development” and Chapter 135 “Fees and Costs” of the Revised General Ordinances

This Ordinance was introduced on May 19, 2010 and the Notice of Public Hearing was published in the Herald News on May 23, 2010. The Council will open the meeting to the public to speak to this ordinance only

4) Ordinance 2010 – 006

Calendar year 2010 – An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey 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 May 19, 2010 and the Notice of Public Hearing was published in the Herald News on May 23, 2010. 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

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- 1) **Resolution 2010 – 211**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey in Support of the Immediate Repeal of “Kyleigh’s Law”
- 2) **Resolution 2010 – 212**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Supporting Legislation for Civil Service Reform to Provide Local Government with the Option to Opting Out of the Civil Service Program
- 3) **Resolution 2010 – 213**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Endorsing a Green Team Advisory Committee
- 4) **Resolution 2010 – 214**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing a Fireworks Display Permit to the West Milford P.A.L. to hold a Fireworks Display at the “Jungle Habitat” State Property
- 5) **Resolution 2010 – 215**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing a Fireworks Display Permit to Upper Greenwood Lake Property Owner’s Association to hold a Fireworks Display at the Upper Greenwood Lake Launce Area
- 6) **Resolution 2010 – 216**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Requesting Approval that New Jersey Transit Deletes Bus Stop and Adds Bus Stop Along Union Valley Road Southbound, on the Westerly Side Pursuant to N.J.S.A. 39-4-8(e)
- 7) **Resolution 2010 – 217**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Requesting Approval in Providing for the Insertion of a Special Item and Appropriation of Revenue in the Budget of the Township of West Milford pursuant to N.J.S.A. 40A:4-87 (Chapter 159, P.L. 1948)
- 8) **Resolution 2010 – 218**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Approving Participation in the Passaic County Community Development Block Grant Program

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- 9) **Resolution 2010 – 219**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Award of a Non-Fair & Open Professional Service Contract with Gene Osias for Registered Environmental Health Specialist in the Township's Health Department in an amount not to exceed \$16,875
- 10) **Resolution 2010 – 220**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Award of a Non-Fair & Open Professional Service Contract with Tom Gilmartin for Registered Environmental Health Specialist in the Township's Health Department in an amount not to exceed \$16,875
- 11) **Resolution 2010 – 221**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Execution of a Lease Agreement with Triple T Construction for the Use of a Portion of the Old Kemp Property as a Recycling Center for Vegetative Waste
- 12) **Resolution 2010 – 222**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Execution of a Lease Agreement with Organic Waste Solutions, LLC for the Use of a Portion of the Old Kemp Property as a Compost Facility
- 13) **Resolution 2010 – 223**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Execution of an Intergovernmental Agreement With the Greenwood Lake Bi-State Commission
- 14) **Resolution 2010 – 224**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Awarding a Contract to Owl Contracting for Road Improvements at Cahill Cross Road
- 15) **Resolution 2010 – 225**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing Contracts for 2010 Road Resurfacing through the Morris County Cooperative Purchasing Council Contract 6, Road Resurfacing, Cat. B, Bituminous Concrete in Place and Cat. C Milling in Place, and Cat. D Resurfacing Preparations to Tilcon New York, Inc.
- 16) **Resolution 2010 – 226**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Rejecting Bids for the Purchase of Inlet Castings

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- 17) **Resolution 2010 – 227**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Renewal of Plenary Retail Consumption Licenses and Club Licenses for the 2010-2011 License Year
- 18) **Resolution 2010 – 228**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Renewal of Plenary Retail Consumption Licenses for the 2010-2011 License Year
- 19) **Resolution 2010 – 229**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Renewal of Inactive and Pocket Plenary Retail Consumption Licenses for the 2010-2011 License Year
- 20) **Resolution 2010 – 230**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Renewal of Inactive and Pocket Plenary Retail Consumption Licenses with Conditions for the 2010-2011 License Year
- 21) **Resolution 2010 – 231**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing Renewal of Pocket Plenary Retail Consumption License No. 1615-33-015-009 – Angelo Juliano for the 2009-2010 License Year
- 22) **Resolution 2010 – 242**
Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Employment of Paul Ferriero, PE and Ferriero Engineering as the Temporary Interim Township Engineer for a Term to Expire on August 31, 2010

VIII. **CONSENT AGENDA**

Resolution 2010 – 232

Resolution Authorizing Passage of the Consent Agenda

Resolutions Included in the Consent Agenda

- a. **Resolution 2010-233** - Issue Clothing Bin Permit
- b. **Resolution 2010-234** - Refund Overpayments
- c. **Resolution 2010-235** - Refund Recreation Fees
- d. **Resolution 2010-236** - Refund Liquor License Fee
- e. **Resolution 2010-237** - Refund Other Liens
- f. **Resolution 2010-238** - Refund Performance Guarantees
- g. **Resolution 2010-239** - Reinstate Taxes

Applications Included in the Consent Agenda

- a. **Application for Raffle License RL 2010-29** – West Milford Rotary - Off Premise 50/50 for October 9, 2010.

IX. **APPROVAL OF EXPENDITURES**

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Resolution 2010 – 240

Resolution Authorizing the Payment of Bills

X. REPORTS OF ADMINISTRATOR, MAYOR AND COUNCIL MEMBERS

DISCUSSION ITEM:

Open Space & Recreation Grant Projects

**Note: At the request of the Council President, the Township Administrator has determined it appropriate to schedule a workshop discussion at this regular meeting. Time restrictions related to the Passaic County Open Space Grant process provided the impetus for the addition to this agenda.*

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

XI. APPOINTMENTS AND RESIGNATIONS

The Council may wish to make appointments to the Economic Development Committee.

XII. EXECUTIVE SESSION

None.

XIII. ADJOURNMENT

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TOWNSHIP OF WEST MILFORD CORRESPONDENCE LIST

Week Ending: 06/11/10
Regular Council Meeting: 06/16/10

Item #	Date Rec'd	From	Topic
06/16/10-1	06/01/10	NJLM	Mayors Fax Advisory: State Revenue Updates Force State Budget Adjustments
06/16/10-2	06/01/10	Victoria A. Barrella	Thank- you Letter Commending Fire Marshall's Intervention in Neighborhood Repeated Illegal Public Burning Events
06/16/10-3	06/01/10	Porzio, Bromberg, Newman	Lease of Hillcrest School
06/16/10-6	06/04/10	Lawrence Blois, Resident	Letter Concerning Property Tax Increase
06/16/10-8	06/04/10	West Milford Fire Commissioner	Adding 1976 Chevy/Pierce mini-pumper to Township Insurance
06/16/10-9	06/07/10	MAPCO	Status of GIS Contract Mapco Has With West Milford
06/16/10-10	06/04/10	County of Passaic, Department of Health	Arsenic Exceedence, Area of Twin Oaks Trail
06/16/10-11	06/08/10	State of New Jersey, Department of Education	Passaic County Teacher of the Year: West Milford's Ms. Norma Bozenmayer
06/16/10-12	06/09/10	Township of Vernon	Public Hearing, June 23, 2010 Re: Land Use Board Hearings on Reexamination of Municipal Master Plan and Adoption of Master Plan Update of Land Use Element, Recycling Element and Open Space and Recreation Plan Element Update
<u>Resolutions from other Government Agencies</u>			
06/16/10-4	06/04/10	City of Clifton	Resolution in Support of Millionaires Fair Tax Legislation
06/16/10-5	06/04/10	Rockaway Township	Resolution Adopting 2010 Housing Element and Fair Share Plan
06/16/10-7	06/07/10	Borough of Kinnelon	Resolution Re: Matter of Adoption of Housing Element & Fair Share Plan
<u>Ordinances from other Government Agencies</u>			