

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

June 27, 2012
6:30 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 1, 2012; copies were provided to the Suburban Trends, the Record and Star Ledger 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

Please also make note of all fire and emergency exits - located to the left, right, front and rear of this room - for use in case of an emergency. Thank you.

PLEDGE OF ALLEGIANCE

ROLL CALL

I. MINUTES

March 21, 2012 Regular Meeting
April 4, 2012 Workshop Meeting
April 4, 2012 Executive Session

II. EXECUTIVE SESSION

Resolution 2012 - 211

Motion for Executive Session

- Attorney Client Privilege – Tax Appeals & Revaluation
- Litigation – Breamer v. West Milford
- Contract Negotiations – Hillcrest Lease

III. PRESENTATIONS

- Johannes Willem deWaal, Eagle Scout
- Affordable Housing – Chuck McGroarty

IV. PROCLAMATIONS

None.

V. UNFINISHED BUSINESS, FINAL PASSAGE OF ORDINANCES

REGULAR MEETING AGENDA

June 27, 2012

Page 2 of 6

1) Ordinance 2012 – 008

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending and Supplementing Chapter 15, “Administration of Government,” Sub-Section 15-46, Director of Public Safety of the Revised General Ordinances to Establish 15-46 H, Entitled “Qualifications”

This Ordinance was introduced on May 23, 2012 and the Notice of Public Hearing was published in the Herald News on May 27, 2012. The Council will open the meeting to the public to speak to this ordinance only

2) Ordinance 2012 – 009

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending and Supplementing Chapter 239, Open Space, Recreation and Farmland and Historic Preservation Trust Fund of the Township Code

This Ordinance was introduced on May 23, 2012 and the Notice of Public Hearing was published in the Herald News on May 27, 2012. The Council will open the meeting to the public to speak to this ordinance only

3) Ordinance 2012 – 010

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Resurfacing of LaRue Road, Appropriating Therefore the Sum of \$250,000 and Providing that Such Sum so Appropriated shall be Fully Funded from the New Jersey Department of Transportation Grant in the Amount of \$250,000

This Ordinance was introduced on May 23, 2012 and the Notice of Public Hearing was published in the Herald News on May 27, 2012. The Council will open the meeting to the public to speak to this ordinance only

4) Ordinance 2012 - 011

2012 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 May 29, 2012 and the Notice of Public Hearing was published in the Herald News on June 3, 2012. The Council will open the meeting to the public to speak to this ordinance only

5) Resolution 2012 - 212

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Conveyance to Morris Habitat for Humanity of Tax Lot 12, Block 10508 together with a Contribution from the Township’s Affordable Housing Trust Fund for the Construction of an Affordable “COAH” Unit

REGULAR MEETING AGENDA

June 27, 2012

Page 3 of 6

6) Resolution 2012 - 213

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Requesting Review and Approval of a Revised Municipal Affordable Housing Trust Fund Spending Plan

VI. PUBLIC COMMENTS

VII. COUNCIL COMMENTS

VIII. NEW BUSINESS, INTRODUCTION OF ORDINANCES, RESOLUTIONS

1) Ordinance 2012 – 012

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending and Supplementing Chapter 470, “Subdivision of Land and Site Plan Review,” Section 470-15.1, “Water Supply and Water Quality Requirements,” Paragraph D, “Aquifer Test and Hydrogeologic Evaluation”

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for July 18, 2012. Notice of this public hearing shall be published in the Herald News on or about July 1, 2012

2) Ordinance 2012 – 013

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Transfer of Gordon Lake West and Dam to the Gordon Lakes Property Owners’ Association

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for July 18, 2012. Notice of this public hearing shall be published in the Herald News on or about July 1, 2012

3) Resolution 2012 – 214

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Requesting that Sheriff Richard H. Berdnick Reinstate the “Sheriff’s Labor Assistance Program S.L.A.P.”

4) Resolution 2012 – 215

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Supporting A2027/S642/S380 Creating the “Jessica Lunsford Act” in New Jersey

5) Resolution 2012 – 216

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Supporting S-1896 and A-1503 Requiring Fire Districts, School

REGULAR MEETING AGENDA

June 27, 2012

Page 4 of 6

Districts and County Governments to Share the Burden of Property Assessment Appeal Refunds

6) Resolution 2012 – 217

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Submittal and Acceptance of a Sustainable Jersey Grants Application for a Grant Program Funded by PSEG

7) Resolution 2012 – 218

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Award of a Professional Services Contract to Colaluce Well & Pump Service to Seal Wells on Block 8001, Lot 1

8) Resolution 2012 – 219

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Execution of a Purchase Order to J.D. Ragonese, Jr. to effectuate a Septic System Repair at the Property known as the Johner Building located on Edgar Drive

9) Resolution 2012 – 220

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Endorsing the Submittal of a Loan Application to be made by Vacamas Programs for Youth to the State of New Jersey, Department of Environmental Protection, Dam Safety Section, Dam Restoration Loan

10) Resolution 2012 – 221

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Providing for the Assignment of Tax Sale Certificates at Private Sale – Block 3013, Lot 27

11) Resolution 2012 – 222

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Providing for the Assignment of Tax Sale Certificates at Private Sale – Block 403, Lot 2

12) Resolution 2012 – 223

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Extension of the 2012 Due Date for Third Quarter Taxes

13) Resolution 2012 – 224

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Renewal of Plenary Retail Consumption Licenses for the 2012 – 2013 License Year

REGULAR MEETING AGENDA

June 27, 2012

Page 5 of 6

FINANCE MATTERS

2012 Municipal & Solid Waste Budget Public Hearing

***Notice of this public hearing for the 2012 municipal & 2012 solid waste budget was published in the Herald News on June 10, 2012. The Mayor will open the meeting to the public to speak to the budget only.*

14) Resolution 2011 – 225

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing Reading of the Municipal Budget by Title

15) Resolution 2011 – 226

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing Amendments to the 2012 Municipal Budget as Introduced

16) Resolution 2011 – 227

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Adoption of the 2012 Municipal Budget as Amended

17) Resolution 2011 – 228

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Adoption of the 2012 Solid Waste Budget

18) Resolution 2011 – 229

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Amendment of 2012 Temporary Budget

19) Resolution 2011 – 230

Resolution and Group Affidavit of the Township of West Milford, County of Passaic, State of New Jersey Authorizing as Certification of the 2011 Annual Audit

20) Resolution 2011 – 231

Resolution and Group Affidavit of the Township of West Milford, County of Passaic, State of New Jersey Approving the Synopsis of Audit for Publication for the 2011 Audit in Accordance with N.J.S.A. 40A:507

VIII. CONSENT AGENDA

Resolution 2012 – 232

Resolution Authorizing Passage of the Consent Agenda

Resolutions Included in the Consent Agenda

REGULAR MEETING AGENDA

June 27, 2012

- a. **2012-233** – Refund Overpayments
- b. **2012-234** – Refund Other Liens
- c. **2012-235** – Refund Other Liens
- d. **2012-236** – Refund Performance Guarantees
- e. **2012-237** – Refund Recreation Fees
- f. **2012-238** – Reinstate Taxes
- g. **2012-239** – Release Maintenance Bond

Applications Included in the Consent Agenda

- 1. Application for Off Premise 50/50 Raffle License No. 2012-26 by BPOE West Milford Elks Lodge #2236 for October 6, 2012.
- 2. Application for Off Premise Draw Raffle License No. 2012-27 by BPOE West Milford Elks Lodge #2236 for November 3, 2012.
- 3. Application for On Premise 50/50 Raffle License No. 2012-28 by The Last Resort Rescue, Inc. for July 15, 2012.
- 4. Application for Off Premise Draw Raffle License No. 2012-29 by West Milford Elks Ladies Association for December 8, 2012.
- 5. Application for Off Premise Draw Raffle License No. 2012-30 by The Friends of Long Pond Ironworks, Inc. for October 7, 2012.

IX. APPROVAL OF EXPENDITURES

Resolution 2012 – 240

Resolution Authorizing the Payment of Bills

X. REPORTS OF ADMINISTRATOR, MAYOR AND COUNCIL MEMBERS

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

XI. APPOINTMENTS AND RESIGNATIONS

**Note: The Council may wish to make an appointment to the Heritage Committee.*

XII. EXECUTIVE SESSION

None.

XIII. ADJOURNMENT