

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

September 24, 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 Regular 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**

July 9, 2008 Regular
July 16, 2008 Special BOE Meeting
July 16, 2008 Special Budget Meeting
July 23, 2008 Workshop Meeting

II. **PRESENTATIONS**

Honoring Veterans
Tennessee Gas Pipeline – 300 Line Expansion Project – Jessie Green

III. **PROCLAMATIONS**

None

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

1. Ordinance No. 2008 - 044

Ordinance of the Township of West Milford, County of Passaic and State of New Jersey Accepting Magnolia Road for use as a Public Road

***This Ordinance was introduced on September 3, 2008 and the Notice of Public Hearing was published in the Herald News on September 7, 2008. The Council will open the meeting to the public to speak to this ordinance only.*

2. Ordinance No. 2008 - 045

Bond Ordinance Providing for the Improvement of Magnolia Road in and by the Township of West Milford, in the County of Passaic, New Jersey, Appropriating \$235,000 therefor, directing a Special Assessment of the cost thereof, and Authorizing the Issuance of \$175,000 Bonds or Notes of the Township for Financing the Same

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***This Ordinance was introduced on September 3, 2008 and the Notice of Public Hearing was published in the Herald News on September 7, 2008. 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 No. 2008 - 046**

An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending and Supplementing Chapter 332, Streets and Sidewalks with the Addition of Article VI, Removal of Snow and Ice from Newly Constructed Roadways that Have Not Been Dedicated to the Township

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for October 8, 2008. Notice of this public hearing shall be published in the Herald News on or about September 28, 2008

2. **Ordinance No. 2008 - 047**

An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey for Determining Positions Eligible for the Defined Contribution Retirement Program (DCRP)

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for October 8, 2008. Notice of this public hearing shall be published in the Herald News on or about September 28, 2008

3. **Ordinance No. 2008 - 048**

An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending a Portion of Chapter 470, "Subdivision of Land and Site Plan Review" Section 470-69, "Mandatory Development Fees"

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for October 8, 2008. Notice of this public hearing shall be published in the Herald News on or about September 28, 2008

4. **Ordinance No. 2008 - 049**

Bond Ordinance Making A Supplemental Appropriation Of \$420,000 For The Improvement Of Gordon Lakes Dam In And By The Township Of West Milford, In The County Of Passaic, New Jersey, Directing A Special Assessment Of The Cost Thereof, And Authorizing The Issuance Of \$400,000 Bonds Or Notes Of The Township For Financing Such Supplemental Appropriation

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Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for October 8, 2008. Notice of this public hearing shall be published in the Herald News on or about September 28, 2008.

5. Resolution 2008 – 337

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Approving an Emergency Down Payment of \$20,000 for Gordon Lakes

6. Resolution 2008 – 338

A Resolution of the Township of West Milford, County of Passaic, State of New Jersey Approving a Township Property Sale

7. Resolution 2008 – 339

Resolution Of The Township Of West Milford, County Of Passaic, State Of New Jersey Amending The Non-Fair And Open Professional Service Contract Awarded To Robert Beinfield, Esq., Such Amendment To Authorize Change Order No 2 In An Amount To Be Appropriated For Legal Services

8. Resolution 2008 – 340

Resolution of the Township of West Milford, County of Passaic and State of New Jersey Authorizing Public Sale of Municipality-Owned Personal Property at a Public Auction to be held in the Township of Sparta Pursuant to N.J.S.A. 40A:14-157

9. Resolution 2008 – 341

Resolution of the Township of West Milford, County of Passaic and State of New Jersey in Support of Assembly Bill No. 2046

10. Resolution 2008 – 342

Resolution of the Township of West Milford, County of Passaic, State of New Jersey to Transfer the 2007 Balance of Snow Removal Reserve to the Trust Fund for Future Snow Removal

11. Resolution 2008 - 343

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Approving the Terms of a Successor Collective Bargaining Agreement with the PBA Local 162 and SOA Local 162

12. Resolution 2008 - 344

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Requesting that the New Jersey Legislature and Governor Revise the Council on Affordable Housing Third Round Rules in Order to Take into Consideration those Municipalities Located within the Highlands Preservation Area

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13. Resolution 2008 - 345

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Requesting the Legislature to Restructure and Bring Fairness to Those Communities that Foster the Responsibility to Maintain and Protect Watershed Lands

14. Resolution 2008 - 346

Resolution of the Township of West Milford, County of Passaic and State of New Jersey Approving a Contract with Owl Contracting Inc. through the Morris County Cooperative Pricing Council Contract for 2008 Road Resurfacing – Phase II

15. Resolution 2008 - 347

Resolution of the Township of West Milford, County of Passaic and State of New Jersey Approving a Contract with SITA Construction Co. for the Rehabilitation of Westbrook Tennis Courts

16. Resolution 2008 - 348

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Rejecting the Bids for Two 3.2 cy Mason Dump Trucks

17. Resolution 2008 - 349

Resolution Authorizing The Release Of A Letter Of Credit Of P. R. Seugling Enterprises LLC And Posting Of Maintenance Bond For Block 13602, Lot 7.02

VIII. CONSENT AGENDA

1. Resolution 2008 – 350

Resolution Authorizing Passage of the Consent Agenda

Resolutions Included in the Consent Agenda

- a. **Resolution 2008-351** – Resolution Of The Township Of West Milford, County Of Passaic, State Of New Jersey Authorizing Refund Of Other Liens
- b. **Resolution 2008-352** – Resolution Of The Township Of West Milford, County Of Passaic, State Of New Jersey Authorizing Refund Of Overpayments
- c. **Resolution 2008-353** – Resolution Of The Township Of West Milford, County Of Passaic, State Of New Jersey Authorizing Refund Of Overpayments
- d. **Resolution 2008-354** – Resolution Of The Township Of West Milford, County Of Passaic, State Of New Jersey Authorizing Refund Of Recreation Fees
- e. **Resolution 2008-355** – Resolution Of The Township Of West Milford, County Of Passaic, State Of New Jersey Authorizing Refund Of Police Department Fees
- f. **Resolution 2008-356** – Resolution Of The Township Of West Milford, County Of Passaic, State Of New Jersey Authorizing Reinstatement of Taxes
- g. **Resolution 2008-357** – Resolution Of The Township Of West Milford, County Of Passaic, State Of New Jersey Authorizing Refund Of a Raffle License Fee

Applications Included in the Consent Agenda

- a. **Application for Social Affair Permit** – American Legion Post 289 for September 28, 2008
- b. **Application for Social Affair Permit** – Saint Joseph Church for October 18, 2008
- c. **Application for Off Premise 50/50** – St. Joseph Church for December 14, 2008.
- d. **Application to Amend Raffle License No. 2008-33** – Date change from October 24, 2008 to November 21, 2008.

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- e. **Application to Amend Raffle License No. 2008 – 34 – Date change from October 24, 2008 to November 21, 2008**

IX. APPROVAL OF EXPENDITURES

Resolution 2008 – 358

Resolution Authorizing the Payment of Bills

X. REPORTS OF ADMINISTRATOR, MAYOR AND COUNCIL MEMBERS

a. **Mayor** _____

b. **Administrator** Consensus to allow “Tie a Ribbon” Campaign

c. **Council** _____

d. **Clerk** _____

e. **Attorney** _____

XI. APPOINTMENTS AND RESIGNATIONS

None.

XII. EXECUTIVE SESSION

Resolution 2008 –359

Motion for Executive Session

- Litigation - O’Shea vs. Township of West Milford (Docket No. PAS-L-005203) (pertaining to Hardin Matter)
- Contract – Caretaker Agreement with Suzanne Pappas
- Personnel – Czuj v. Township of West Milford (OAL Docket No. CSVLW-3814-2008N)
- Personnel - Cox

XIII. ADJOURNMENT

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TOWNSHIP OF WEST MILFORD CORRESPONDENCE LIST

Week Ending: 09/19/08

Regular Council Meeting: 09/24/08

Item #	Date Rec'd	From	Topic
09/24/08-1	09/05/08	New Jersey Senate Joe Pennacchio	Thank-you for Forwarding West Milford's Resolution Opposing S-1455
09/24/08-3	09/10/08	State of New Jersey – Highlands Water Protection and Planning Council	Highlands Regional Master Plan
<u>Resolutions from other Government Agencies</u>			
<u>Ordinances from other Government Agencies</u>			
09/24/08-2	09/04/08	Rockaway Township	Ordinance No. 08-22 Amending the Revised General Ordinance of the Township of Rockaway, Chapter LIV, Land Use and Development, Section 54-28, Submission Requirements for Development Applications, Subsection 54-28.2, Requirements/All Applications