

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

December 16, 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 May 10, 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**
November 4, 2009 Workshop Meeting

- II. **PRESENTATIONS**
Eagle Scout Richard Poplaski

- III. **PROCLAMATIONS**
None.

- IV. **UNFINISHED BUSINESS, FINAL PASSAGE OF ORDINANCES**
 - 1) ***Ordinance 2009 – 026***
An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending Chapter 71, Allowing for a Trap, Neuter, Return Program for Feral Cats

This Ordinance was introduced on November 11, 2009 and the Notice of Public Hearing was published in the Herald News on November 15, 2009. The Council will open the meeting to the public to speak to this ordinance only

 - 2) ***Ordinance 2009 – 027***
An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending Chapter 321, Solid Waste; Recycling, Article IV, Compost Site, Section 321-28, Decal and Passes Required, and Chapter 135, Fees and Costs, Section 135-3, Department of Public Works & Engineering, Subsection (G), Recycling Fees, of the Revised General Ordinances

This Ordinance was introduced on November 11, 2009 and the Notice of Public Hearing was published in the Herald News on November 15, 2009. The Council will open the meeting to the public to speak to this ordinance only

REGULAR MEETING AGENDA

December 16, 2009

Page 2 of 6

3) Ordinance 2009 – 028

An Ordinance of the Township of West Milford, County of Passaic, State of New Jersey to Accept the Dedication of a Right-Of-Way Easement From Eric and Carol Louer as further Described Herein and Pursuant to the Terms and Conditions of this Ordinance

This Ordinance was introduced on November 11, 2009 and the Notice of Public Hearing was published in the Herald News on November 15, 2009. The Council will open the meeting to the public to speak to this ordinance only

4) Ordinance 2009 – 029

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Accepting the Roadway Contained in the Roaring Brook Estates Subdivision for Use as a Public Road

This Ordinance was introduced on December 2, 2009 and the Notice of Public Hearing was published in the Herald News on December 6, 2009. The Council will open the meeting to the public to speak to this ordinance only

5) Ordinance 2009 – 030

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Amending Chapter 366 “Towing And Storage Of Vehicles” Section 13 “Service Rates”, And Chapter 135 “Fees And Costs” Section 37 “Towing And Storage Of Vehicles” Of The Revised General Ordinances

This Ordinance was introduced on December 2, 2009 and the Notice of Public Hearing was published in the Herald News on December 6, 2009. The Council will open the meeting to the public to speak to this ordinance only

6) Ordinance 2009 – 031

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Execution of a Lease Agreement with the Roman Catholic Diocese of Paterson for the Township’s Lease of the Property Located at Block 9301, Lot 12 and Block 9302, Lots 1 and 16 (Nosenzo Pond Park Property)

This Ordinance was introduced on December 2, 2009 and the Notice of Public Hearing was published in the Herald News on December 6, 2009. The Council will open the meeting to the public to speak to this ordinance only

7) Ordinance 2009 – 032

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Establishing a Lakes Committee

REGULAR MEETING AGENDA

December 16, 2009

Page 3 of 6

This Ordinance was introduced on December 2, 2009 and the Notice of Public Hearing was published in the Herald News on December 6, 2009. The Council will open the meeting to the public to speak to this ordinance only

8) Ordinance 2009 – 033

Ordinance of the Township of West Milford, County of Passaic, State of New Jersey Establishing a Lakes Committee

This Ordinance was introduced on December 2, 2009 and the Notice of Public Hearing was published in the Herald News on December 6, 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) Resolution No. 2009 - 419

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing Execution of an Agreement with Richard Ashley As Caretaker for Westbrook Park

2) Resolution No. 2009 - 420

Resolution of the Township of West Milford, County of Passaic, State of New Jersey To Transfer Items of Current Fund Appropriation Reserves in Accordance with the Provisions of N.J.S.A. 40:4-58

3) Resolution No. 2009 - 421

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing a Temporary Construction Easement and Right of Way Easement for Block 14113, Lot 47, Apple Lane, James & Patricia Goble

4) Resolution No. 2009 - 422

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Release of Performance Bond #22127 and Cash Bond in the Amount of \$18,178.68 to Sunny Blue, LLC for Work Done at Block 5701, Lot 1 and Authorizing the Posting of a Maintenance Bond for Two Years

5) Resolution No. 2009 - 423

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Submission and Acceptance of a Water Use and Conservation Management Plan Grant Pilot Program

REGULAR MEETING AGENDA

December 16, 2009

Page 4 of 6

6) Resolution No. 2009 - 424

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Execution of a Contract to Acquire Real Property Identified as Block 9301, Lot 12 and Block 9302, Lots 1 & 16 (Nosenzo Pond Park property) from the Roman Catholic Diocese of Paterson

7) Resolution No. 2009 - 425

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing an Addendum to the Contract for Sale of Real Estate known as Block 8001, Lot 1, Ridge Road, Between the Township of West Milford and DTAK West Milford, LLC

8) Resolution No. 2009 - 426

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Approving the Issuance of Various Licenses for License Year 2010

9) Resolution No. 2009 - 427

Resolution of the Township of West Milford, County of Passaic, State of New Jersey Authorizing the Cancellation of Tax Lien Certificates

VIII. CONSENT AGENDA

Resolution 2009 – 428

Resolution Authorizing Passage of the Consent Agenda

Resolutions Included in the Consent Agenda

- a. **Resolution 2009-429** – Overpayment Refund
- b. **Resolution 2009-430** – Partial Refund Performance Guarantee
- c. **Resolution 2009-431** – Refund Recreation Fees
- d. **Resolution 2009-432** – Refund Escrow Fees
- e. **Resolution 2009-433** – Refund Garage Sale Fee
- f. **Resolution 2009-434** – Refund Health Department Fees
- g. **Resolution 2009-435** – Refund Tax Sale Premium
- h. **Resolution 2009-436** – Refund Other Liens
- i. **Resolution 2009-437** – Reinstate Taxes

Applications Included in the Consent Agenda

- a. **Application for Casino Night Raffle** License No. 2010-1 by St. Joseph Church for March 20, 2010.
- b. **Application for On Premise 50/50 Raffle** License No. 2010-2 by St. Joseph Church for March 20, 2010.
- c. **Application for Instant Raffle** License No. 2010-3 by West Milford Elks #2236 for the year 2010.
- d. **Application for On Premise 50/50 Raffle** License No. 2010-4 by West Milford Basketball Booster Club Inc. for various dates in 2010.
- e. **Application for Off Premise Draw Raffle** License No. 2010-5 by West Milford Rotary Club for May 20, 2010.
- f. **Application for Off Premise 50/50 Raffle** License No. 2010-6 by West Milford Basketball Booster Club Inc. for January 23, 2010.
- g. **Application for Bingo** License No. 2010-7 by St. Joseph Church for February 5, 2010.
- h. **Application for Social Affair Permit** – Saint Joseph Church for February 13, 2010
- i. **Application for Social Affair Permit** – Saint Joseph Church for March 20, 2010

REGULAR MEETING AGENDA

December 16, 2009

Page 5 of 6

IX. APPROVAL OF EXPENDITURES

Resolution 2009 - 440

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

None.

XII. EXECUTIVE SESSION

Resolution 2009 - 441

Motion for Executive Session

- Labor Negotiations
- Contract Negotiations – Hillcrest Lease
- Cable TV Franchise Renewal

XIII. ADJOURNMENT

REGULAR MEETING AGENDA

December 16, 2009

Page 6 of 6

TOWNSHIP OF WEST MILFORD CORRESPONDENCE LIST

Week Ending: 12/11/09

Combined Workshop & Regular Meeting: 12/16/09

Item #	Date Rec'd	From	Topic
12/16/09-1	11/25/09	Bell & Hassing, P.C.	Uniform Bid Specifications For Residential Solid Waste and Recyclables Collection
12/16/09-2	11/25/09	NJLM	Mayors Fax Advisory: New Laws:
			1. Inherently Beneficial Uses Legislation Signed
			2. Municipal Certified Recycling Coordinator Extension of Requirements
			3. Acquire Land for Farmland Preservation
			4. PILOT and Municipal Cap
12/16/09-3	12/01/09	NJLM	Mayors Fax Advisory: State Report Confirms Need for Pension and Benefit Reforms
12/16/09-4	11/25/09	State of New Jersey, Department of Environmental Protection	West Milford Township Wastewater Management Plan
12/16/09-5	12/01/09	NJLM	Mayors Fax Advisory: Property Tax Relief Funding Deferred Permanent Cut Considered
12/16/09-6	12/02/09	NJLM	Mayors Fax Advisory: FCC Adopts Wireless Tower Siting Petition
12/16/09-7	12/04/09	Bald Eagle Commons Adult Residential Dwellings, Inc.	Construction On All Buildings Starting December 16, 2009 and Continuing For 6 to 9 months.
<u>Resolutions from other Government Agencies</u>			
<u>Ordinances from other Government Agencies</u>			