

AGENDA
October 12, 2010
Township of West Orange
66 Main Street – 7:00 p.m.

This is to inform the general public that this meeting is being held in compliance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Law 1975. A notice of this meeting was mailed to the Star Ledger and the West Orange Chronicle on December 3, 2009. A notice of this meeting was also posted on the Bulletin Board in the Municipal Building, West Orange and filed in the office of the Municipal Clerk of the Township of West Orange on December 3, 2009.

Statement of Decorum

In all matters not provided for in subsection 3-15.1 and except upon consent of the Council President, each person addressing the Council pursuant to this subsection shall be required to limit his or her remarks to five (5) minutes, and shall at no time engage in any personally offensive or abusive remarks. The chair shall call any speaker to order who violates any provision of this rule.
(1972 Code § 3-15.2)

1. Roll Call – Councilman Cirilo, Councilwoman McCartney, Councilwoman Spango, Councilman Webster, Council President Anderton, (Mayor Parisi)

2. The Pledge of Allegiance

3. General Matters Pending

4. Public Comment

*5. Minutes – Public Meeting September 28

*6. Communication – None

*7. Reports – None

*8. Bills **** (see explanation below)**

9. Ordinances on Second and Final Reading

- a. 2289-10 An Ordinance Amending Chapter 17, Section 6 of the Revised General Ordinances of the Township of West Orange (Mandatory Recycling Program)

The purpose of this ordinance is to amend a portion of the Township of West Orange's ordinance governing the mandatory recycling program to institute requirements for the recycling of construction, renovation and demolition materials.

- b. 2290-10 Bond Ordinance Authorizing Various Capital Improvements In and For the Township of West Orange, In the County of Essex, New Jersey Appropriating \$2,087,200 Therefore and Authorizing the Issuance of \$1,982,840 Bonds or Notes to Finance Part of Cost Thereof

This bond ordinance is for various capital improvements included in the 2010 Capital Budget.

- c. 2291-10 An Ordinance Amending and Supplementing Chapter XXI, Environmental Regulations, and Creating Subsection

21-15, Private Storm Drain Retrofitting, of the Revised General Ordinances of the Township of West Orange Requires owners of private property (except owners of one and two family homes) when improving paved areas to retrofit existing storm drain inlets with "environmental" friendly inlets that reduce the amount of trash, debris and floatables which enter the waters of the Township of West Orange and State of New Jersey. These regulations are required by Township's Municipal Stormwater Permit issued by the New Jersey Department of Environmental Protection pursuant to the Federal Clean Water Act.

- d. 2292-10 An Ordinance Amending and Supplementing Chapter 25 Section 40.2 of the General Ordinances of the Township of West Orange, Entitled "Permits" and Repealing Chapter 14 Section 10 of the General Ordinances of the Township of West Orange, Entitled "Certificates of Habitability" and Repealing Chapter 18 Section 3 of the General Ordinances of the Township of West Orange Entitled "Smoke Detectors and Carbon Monoxide Alarms Required for All Dwellings

The purpose of this ordinance is to provide the Township with more flexibility in changing the procedures for the issuances of multiple certificates in order to allow for the consolidation of the inspections for habitability, construction approval, and fire safety into a single inspection to be conducted under the purview of the zoning and planning department. The ordinance will also amend the schedule of fees for certificates.

- e. 2293-10 An Ordinance Authorizing the Commencement of Condemnation Proceedings for Certain Easements Within the Mayfair District of the Township of West Orange for the Construction of Storm and Sanitary Sewer Improvements with Apertences

The purpose of this Ordinance is to authorize the Township to commence appropriate proceedings to obtain easements from various properties in the Mayfair District for the purpose of improving the storm and sanitary sewer system. The storm and sanitary sewer system in the Mayfair District has been deteriorating over a number of years which has caused recurring flood issues.

10. Ordinances on First Reading

- a. 2294-10 An Ordinance Amending and Supplementing Chapter XXI, Environmental Regulations, and Creating Subsection

21-16, Fertilizer Application, of the Revised General Ordinances of the Township of West Orange

The purpose of these regulations is to reduce the amount of excess nutrients entering waterways, thereby protecting and improving surface water quality.

*11. Resolutions

- a. 258-10 Resolution Authorizing an Executive Session – Litigation
- b. 259-10 Resolution Requesting the Director of the Division of Local Government Services to Approve the Insertion of an Item of Revenue in the 2010 Budget in the Amount of \$4,400. and the Like Sum Be Appropriated Under the Caption NJ Department of Highway Traffic Safety-Over the Limit Under Arrest Program
The above is the result of funds from NJ Department of Highway Traffic Safety-Over the Limit Under Arrest Program
- c. 260-10 Resolution Requesting the Director of the Division of Local Government Services to Approve the Insertion of an Item of Revenue in the 2010 Budget in the Amount of \$10,000. and the Like Sum Be Appropriated Under the Caption NJ League of Municipalities-Sustainable Jersey Small Grants Program
The above is the result of funds from NJ League of Municipalities-Sustainable Jersey Small Grants Program in the Amount of \$10,000 Awarded to the Township of West Orange
- d. 261-10 Resolution Authorizing the Collector of Taxes to Rebate Payment to the Listed Taxpayer Pursuant to Final Judgment by the Essex County Board of Taxation
- e. 262-10 Resolution Authorizing Payment in the Amount of \$1,096.00, Which Was Not Previously Billed, to Grabowski Construction, Inc. for Police Traffic Director Associated With the Reconstruction of the Easterly Interceptor Sewer on Valley Road
- f. 263-10 Resolution Authorizing the Appropriation of \$4,500.00 to Eliminate Sanitary Sewage Overflows at 3 and 5 Lessing Court
The additional cost is due to the greater depth of the pump chambers and the greater depth of the Connection of the pump discharges to the sanitary sewer main than originally anticipated
- g. 264-10 Resolution Authorizing Subordination of Mortgage on Behalf of 44 Moore Terrace, Block 148.05, Lot 6, West Orange, NJ
- h. 265-10 Resolution Requesting the Director of the Division of Local Government Services to Approve the Insertion of an Item of Revenue in the 2010 Budget in the Amount of \$10,040. and the Like Sum Be Appropriated Under the Caption NJ Department of Criminal Justice-Body Armor Replacement Fund
The above is the result of funds from NJ Department of Criminal Justice-Body Armor Replacement Fund
- i. 266-10 Resolution Requesting the Director of the Division of Local Government Services to Approve the Insertion of an Item of Revenue in the 2010 Budget in the Amount of \$3,265. and the Like Sum Be Appropriated Under the Caption NJ Division of Motor Vehicles – Drunk Driving Enforcement Fund
The above is the result of funds from NJ Division of Motor Vehicles-Drunk Driving Enforcement Fund
- j. 267-10 Resolution Authorizing a Contract With Helios Construction, Inc., 1321a Allenhurst Avenue, Ocean, NJ 07712, in the Amount of \$180,611.80 for the Valley Road Parking Lot Improvements
The Township received a Community Development Block Grant last year in the amount of \$175,000.00
- k. 268-10 Resolution Authorizing Raffle Licenses

- I. 269-10 Resolution Authorizing a Professional Services Contract With Scarinci Hollenbeck to Commence on October 13, 2010 through December 31, 2010 for an Hourly Rate of \$150. To a Maximum NTE \$15,000.

12. ABC Hearing

- a. ABC - Hearing and Resolution on Application for Renewal of Plenary Retail Consumption and Distribution Licenses for El Rancho 2010-2011 License with Special Conditions

13. Adjournment

****Bills - All items with an asterisk (*) are approved by the Township Council on Consent Agenda, which means they are approved all at once. Let it be known that Councilman Webster will recuse himself from all invoices and vouchers concerning Trenk, DiPasquale, Webster, Della Fera & Sodano, P.C. contained in Item #7 (Bills) tonight and throughout his term as Councilman.**