



A draft of the Township Committee Regular Session Agenda is posted on the Township website at www.longhillnj.us on the Monday preceding the meeting.

**TOWNSHIP OF LONG HILL
REGULAR SESSION AGENDA
Wednesday, January 11, 2012
7:00 PM EXECUTIVE SESSION; 7:30 PM OPEN SESSION**

ADEQUATE NOTICE – Mayor’s Statement re: Adequate Notice of Meeting.

“In compliance with the Open Public Meetings Law of New Jersey, adequate notice of this meeting was included in a list of meetings notice which was electronically sent to the Echoes Sentinel, Courier News and Daily Record on January 4, 2012; posted on the bulletin board in the Municipal Building on January 4, 2012 and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.”

Please note: to help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers are asked to limit their comments to 3 minutes.

EXECUTIVE SESSION: THE TOWNSHIP COMMITTEE OF LONG HILL TOWNSHIP WILL MEET IN EXECUTIVE SESSION FROM 7:00 P.M. UNTIL 7:30 P.M.

**RESOLUTION 12-044
EXECUTIVE SESSION**

BE IT RESOLVED, pursuant to the Open Public Meetings Act, that the Township Committee of Long Hill Township meet in closed session to discuss the following matters:

Personnel:

- Tax Clerk

Contract Negotiations:

- None

Attorney Client Privilege:

- 2012 Professionals
- Personnel - Appointment

Collective Bargaining:

- None

Pending or Anticipated Litigation:

- None

Property Acquisition:

- Open Space

BE IT FURTHER RESOLVED that minutes of this executive session meeting will be released to the public in a timely fashion pursuant to the Open Public Records Act and other applicable laws and regulations

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CALL MEETING TO ORDER – The meeting will be called to order at ____p.m.

PLEDGE OF ALLEGIANCE

ROLL CALL

BOARD OF HEALTH MEETING - REORGANIZATION

APPOINTMENTS TO BOARDS AND COMMISSIONS FOR 2012

Mayoral Appointment

Environmental Commission
Dorothy Smullen

Expiration of Term
December 31, 2014

ADMINISTRATOR REPORT:

1. Natural Gas Supplier
2. T-1 Lines

CORRESPONDENCE:

1. Federal Grants for New Jersey Trails [Department of Environmental Protection]

DISCUSSION / ACTION ITEMS:

1. JCP&L Draft Resolution
2. Governor's 15 Point Plan

ORDINANCE INTRODUCTION:

ORDINANCE #292-12
AN ORDINANCE CREATING A FLOODPLAIN ADVISORY COMMITTEE AND

**SUPPLEMENTING AND AMENDING CHAPTER II OF THE TOWNSHIP CODE ENTITLED
“ADMINISTRATION”**

BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey, that Chapter II of the Township code entitled “Administration” is hereby supplemented and amended as follows:

Section 1. There is hereby created a new Section 2-40 entitled “Floodplain Advisory Committee” which reads as follows:

“2-40 FLOODPLAIN ADVISORY COMMITTEE”

2-40.1 Establishment.

There is hereby established a Long Hill Floodplain Advisory Committee composed of between seven (7) and ten (10) members as follows: One (1) member of the Township Committee, the Township Administrator or his designee, one (1) member of the Office of Emergency Management and between four (4) and seven (7) residents-at-large. All appointments shall be made by the Township Committee.

2-40.2 Terms of Office and Vacancies.

The terms of the Township Committee member, Township Administrator and Office of Emergency Management member shall be for one (1) year or terminate at the completion of their respective terms of office, whichever occurs first. The terms of the resident-at-large members shall be three (3) years. Any vacancy shall be filled for the unexpired term by the Township Committee.

2-40-4 Organization

The Township Committee shall establish the Committee's charge for the ensuing year. The Floodplain Advisory Committee shall fix the time and place for holding its regular meetings. Regular meetings shall be scheduled not less than once a month and shall be held as scheduled unless there is no business before the Committee. The Committee may provide for special meetings at the call of the Chair or on the request of any two (2) members, which shall be held on notice to its members and the public in accordance with the Open Public Meetings Act.

No action shall be taken at any meeting without a quorum being present. All elections shall be taken by a majority vote of the members of the Committee present at the meeting. All regular meetings and all special meetings shall be open to the public. The Committee may establish subcommittees as necessary to undertake specific projects and report back to the Committee

as a whole.

2-40.4 Duties

The Floodplain Advisory Committee shall identify and make recommendations to reduce damages from floods, enhance emergency response and preparedness efforts.

The specific duties of the Floodplain Advisory Committee are as follows:

- a. Advise the Township Committee regarding the creation, operation and ongoing maintenance of an annual clearing, desnagging and shoal dredging program for the Passaic River and all tributaries and waterways having an impact to properties within Long Hill Township. The program should consider permit expedition, and seek commitments from local, county, state and Federal governments as appropriate. The program should also consider inclusion of volunteer organizations such as Boy or Girl Scout, the Passaic River Coalition and encourage the creation of a Long Hill Township non-profit focused on this effort.
- b. Assist in the development of background studies that help in the decision making process for buyouts, elevation of structures, open space acquisition, public safety and health management. Studies include identification of critical areas and properties, flood risk maps and inundation maps that are based on various flood levels.
- c. Establish and maintain a public outreach program that includes notification and education of property owners regarding flood mitigation, insurance resources, and safety preparedness and evacuation procedures.
- d. Propose a flood warning system.
- f. Work with neighboring jurisdictions and organizations to identify regional flood damage reduction solutions and to ensure other regional actions are in the best interest of property owners within Long Hill Township.
- g. Regularly monitor the most current flood damage reduction best practices and recommend to the Township Committee appropriate policies or regulations.
- h. Perform such other duties and functions as requested by the Township Committee.
- i. Report to the Township Committee on or before November of each year submitting budget requests for ongoing activities and setting forth a summary of the prior year's accomplishments.

Section 2. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. This ordinance shall take effect immediately upon final passage and publication as required by law.

MOVED by: _____, that Ordinance #292-11 be introduced on first reading and advertised for second reading which is scheduled for the February 8, 2012 Meeting.

SECONDED by: _____

ROLL CALL VOTE

ORDINANCE #293-12

AN ORDINANCE CONCERNING THE COMMUNICATIONS ADVISORY COMMITTEE AND AMENDING CHAPTER II OF THE TOWNSHIP CODE ENTITLED "ADMINISTRATION"

BE IT ORDAINED by the Township Committee of the Township of Long Hill in the County of Morris, New Jersey, that Chapter II of the Township code entitled "Administration" is hereby amended as follows:

Section 1. Subsection 2-38.1 entitled "Establishment," in Section 2-38 of the Township Code entitled "Communications Advisory Committee" is hereby amended to read as follows:

"2-38.1 Establishment.

There is hereby established a Communication Advisory Committee composed of between (8) and eleven (11) members as follows:

~~The Mayor~~, One (1) or two (2) member(s) of the Township Committee, the Township Administrator, the Township Webmaster and between (8) and eleven (11) residents-at-large, at least three (3) of who shall have experience in either communications, IT, web site design/management or other technical areas. One other member of the Township Committee shall serve as an alternate member in the absence of the regular Township Committee member.

Section 2. Any and all other ordinances or parts thereof in conflict or inconsistent with any of the terms hereof are hereby repealed to such extent as they are so in conflict or inconsistent.

Section 3. In case any article, section or provision of this ordinance shall be held invalid in any court of competent jurisdiction, the same shall not affect any other article, section or provision of this ordinance except insofar as the article, section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

Section 4. This ordinance shall take effect immediately upon final passage and publication as required by law

MOVED by: _____, that Ordinance #293-11 be introduced on first reading and advertised for second reading which is scheduled for the February 8, 2012 Meeting.

SECONDED by: _____

ROLL CALL VOTE

RESOLUTIONS:

CONSENT AGENDA RESOLUTIONS

The following items are considered to be routine by the Township Committee and will be acted upon in one motion. There will be no separate discussion of these items unless a Committee member so requests. In this event, the item will be removed from the Consent Agenda and considered in the normal sequence of the Agenda.

MOVED by: _____ by the Township Committee of Long Hill Township, that Resolution #12-045 through #12-071 are hereby approved.

SECOND by: _____.

ROLL CALL VOTE

**RESOLUTION 12-045
APPROVING PAYMENT OF BILLS**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby approve the payment of the bills as presented by the Chief Financial Officer.

BE IT FURTHER RESOLVED, that the bills list be appended to the official minutes.

**RESOLUTION 12-046
APPROVAL OF 2011 SEWER REFUND**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice of the Tax collector does hereby authorizes a refund of the 2011 Sewer Use Charge, due to overpayment, to the following:

<u>Block</u>	<u>Lot</u>	<u>Name</u>	<u>Refund Amount</u>
11606	16 & 16T01	Thornton, Patrick & Torio, Loretta	\$895.34

50 Camptown Drive
Berkeley Heights, NJ 07922

**RESOLUTION 12-047
APPROVAL OF 2011 SEWER REFUNDS**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice of the Tax Collector does hereby authorize a refund in the amount of \$1,197.11 for 2010 Sewer paid at a 2011 Tax Sale to FNA Jersey BIO, Inc., 575 Rt. 70, 2nd floor, P.O. Box 1030, Brick NJ 08723.

**RESOLUTION 12-048
AUTHORIZE REFUND FOR TAXES PAID AT TAX SALE**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice and recommendation of the Tax Collector, does hereby authorize a refund which represents taxes paid at a 2011 Tax Sale on Block 10510 Lot: 2.02 in the amount of \$10,398.78 and a check in the amount of \$18,300.00 for the Premium paid;

BE IT FURTHER RESOLVED that the refund checks be issued to FNA Jersey BOI Inc., 575 Rt. 70, 2nd floor, P.O. Box 1030, Brick NJ 08723.

**RESOLUTION 12-049
AUTHORIZE REFUND FOR TAXES PAID AT TAX SALE**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice and recommendation of the Tax Collector, does hereby authorize a refund which represents taxes paid at a 2011 Tax Sale on Block 10510 Lot: 2.01 in the amount of \$10,398.78 and a check in the amount of \$18,200.00 for the Premium paid;

BE IT FURTHER RESOLVED that the refund checks be issued to FNA Jersey BOI Inc., 575 Rt. 70, 2nd floor, P.O. Box 1030, Brick NJ 08723.

**RESOLUTION 12-050
AUTHORIZE REFUND FOR TAXES PAID AT TAX SALE**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice and recommendation of the Tax Collector, does hereby authorize a refund which represents taxes paid at a 2011 Tax Sale on Block 12803 Lot: 33 in the amount of \$28,258.09 and a check in the amount of \$42,100.00 for the Premium paid;

BE IT FURTHER RESOLVED that the refund checks be issued to Ridge Capital, LLC. P.O. Box 653, Montvale, NJ 07645.

**RESOLUTION 12-051
AUTHORIZE REFUND FOR SEWERS PAID AT TAX SALE**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice and recommendation of the Tax Collector, does hereby authorize a refund which represents 2010 sewer paid at a 2011 Tax Sale on Block: 11604 Lot: 20 in the amount of \$628.54;

BE IT FURTHER RESOLVED that the refund checks be issued to Ridge Capital, LLC. P.O. Box 653, Montvale, NJ 07645.

**RESOLUTION 12-052
AUTHORIZE REFUND FOR SEWERS PAID AT TAX SALE**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice and recommendation of the Tax Collector, does hereby authorize a refund which represents 2010 sewer paid at a 2011 Tax Sale on Block: 13004 Lot: 26 in the amount of \$1,020.79;

BE IT FURTHER RESOLVED that the refund checks be issued to Ridge Capital, LLC. P.O. Box 653, Montvale, NJ 07645.

**RESOLUTION 12-053
AUTHORIZE REFUND FOR SEWERS PAID AT TAX SALE**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice and recommendation of the Tax Collector, does hereby authorize a refund which represents 2010 sewer paid at a 2011 Tax Sale on Block: 11604 Lot: 20 in the amount of \$628.54;

BE IT FURTHER RESOLVED that the refund checks be issued to FWDSL Associates, P.P., 290 US Highway 22 Green Brook, NJ 08812.

**RESOLUTION 12-054
AUTHORIZE REFUND FOR SEWERS PAID AT TAX SALE**

BE IT RESOLVED by the Township Committee of the Township of Long Hill upon the advice and recommendation of the Tax Collector, does hereby authorize a refund which represents 2010 sewer paid at a 2011 Tax Sale on Block: 11511 Lot: 27 in the amount of \$806.05 and \$100.00 for Premium paid;

BE IT FURTHER RESOLVED that the refund checks be issued to FWDSL Associates, P.P., 290 US Highway 22 Green Brook, NJ 08812.

**RESOLUTION 12-055
APPROVAL OF 2011 SEWER ADJUSTMENTS**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill on the advice of the Tax Collector does hereby authorize the following adjustments to the 2011 Sewer Billing due to water usage, sprinkler systems, senior deduction or billing error by NJAW:

BLOCK	LOT	ADJUSTMENT	CREDIT	DEBIT	NAME
12001	15	adjustment pro rated	\$75.00		Philipscheck
11512	14.04	meter value replacement	\$209.53		Herda
11606	16 T01	duplicate billed	\$550.00		Thornton
11606	16	water usage	\$345.34		Thornton

**RESOLUTION 12-056
REIMBURSEMENT OF PARTIAL FEES PAID [PARTHENON REALTY, LLC]**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill upon the advice and recommendation of the Planning & Zoning Administrator, does hereby authorize a refund of \$1,650.00 for a paid Board of Adjustment Application Fee [App. No. 11-08Z] and \$3,000 of the Professional Review Escrow in reference to Block: 11301, Lot: 4 due to withdrawing a portion of the application relating to a minor subdivision, to the following:

Spiro Koutsogiannis
76 Rolling Hill Drive
Millington, NJ 07946

**RESOLUTION 12-057
AUTHORIZING THE RETURN OF
PROFESSIONAL REVIEW ESCROW – MONTEBELLO, LLC**

WHEREAS, Anthony Giuliano of Block: 10401, Lot: 5, in regards to Application No. 09-16P, has requested that the Professional Review Escrow fees be returned; and

WHEREAS, the Township Planning/Zoning Board Administrator has certified that there are no outstanding invoices and have approved the release of this Professional Review Escrow;

WHEREAS, the Chief Financial Officer has determined that \$345.50 remains in the account;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Long Hill hereby directs the Chief Financial Officer to return the balance of the Professional Review Escrow in the total amount of \$345.50 to Anthony Giuliano – 81 Milito Way Basking Ridge, NJ 07920.

**RESOLUTION 12-058
AUTHORIZING THE RETURN OF
PERFORMANCE BOND – MONTEBELLO, LLC**

WHEREAS, Anthony Giuliano of Block: 10401, Lot: 5, has requested that his cash Performance Bond be returned; and

WHEREAS, the Township Engineer has certified that there are no outstanding invoices and has approved the release of this cash Performance Bond;

WHEREAS, the Chief Financial Officer has determined that \$18,600.00 remains in the account;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Long Hill hereby directs the Chief Financial Officer to return the balance of the cash Performance Bond in the total amount of \$18,600.00 to Anthony Giuliano – 81 Milito Way Basking Ridge, NJ 07920.

**RESOLUTION 12-059
AUTHORIZING AN INTERLOCAL AGREEMENT BETWEEN LONG HILL TOWNSHIP AND
MORRIS COUNTY – SALTING, SANDING, AND/OR PLOWING OPERATIONS**

WHEREAS, pursuant to Interlocal Services Act, N.J.S.A. 40:8A-1 st. seq., local units may join together to provide authorized services for each other; and

WHEREAS, the Township of Long Hill and the County of Morris desire to join together in an agreement whereby the Township will perform on behalf of Morris County the required salting, sanding and/or plowing operations of designated portions of the County road system within the Township of Long Hill for rates outlined in the agreement; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey, that the Mayor and the Township Clerk are hereby

authorized to execute an Interlocal Agreement between Long Hill Township and the County of Morris effective on the date of execution through December 31, 2012.

**RESOLUTION 12-060
APPROVING SPECIAL EVENT LICENSE
[LONG HILL TOWNSHIP PBA CIVIC ASSOCIATION]**

BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey upon the advice of the Township Clerk, that all documents have been reviewed and are in good order, does hereby authorize the Township Clerk to approve and sign the application and approve License Number S 12-01 for the event to the "Sponsor" Long Hill Township P.B.A. Civic Association, for their Special Event to be held on January 21, 2012 at the Long Hill Township Community Center on Warren Avenue in Stirling; and

BE IT FURTHER RESOLVED that the Police Department has determined that police services are not required for this event.

**RESOLUTION 12-061
AUTHORIZING THE RETURN OF REMAINING SPECIAL EVENT
ESCROW [LORD STIRLING SCHOOL]**

WHEREAS, Lord Stirling School held a special event called the Great Swamp Devil Run on October 30, 2011 and has requested that the remaining Special Event Escrow fees be returned; and

WHEREAS, the Chief of Police has certified that there are no outstanding invoices and have approved the release of this Special Event Escrow;

WHEREAS, the Chief Financial Officer has determined that \$588.87 remains in the account;

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Long Hill hereby directs the Chief Financial Officer to return the balance of the Special Event Escrow in the total amount of \$588.87 to the Maureen Baxter, Lord Stirling School – P.O. Box 369, 99 Lord Stirling Road Basking Ridge, NJ 07920.

**RESOLUTION 12-062
CERTIFYING JUNIOR MEMBERSHIPS WITH MILLINGTON
VOLUNTEER FIRE COMPANY [DEBIASSE AND GERECHT]**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby certify that Chris DeBiasse and Matthew A. Gerech are Junior Members of the Millington Volunteer Fire Company.

**RESOLUTION 12-063
CERTIFYING JUNIOR MEMBERSHIP WITH STIRLING
VOLUNTEER FIRE COMPANY [CASTRO]**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby certify that Adriana Castro is a Junior Member of the Stirling Volunteer Fire Company.

**RESOLUTION 12-064
APPROVING SPECIAL PERMIT
FOR SOCIAL AFFAIR [STIRLING FIRE CO.]**

WHEREAS, the Stirling Volunteer Fire Company #1 has submitted an Alcoholic Beverage Control Application for a Special Permit for a Social Affair to be held on February 4, 2012 from 6:00 p.m. to 11:59 p.m. to be held at 321 Somerset Street, Stirling, New Jersey 07980; and

WHEREAS, the Chief of Police has reviewed the application and has no objection to the granting of a special permit to be issued to the applicant to sell alcoholic beverages at the affair to be held on the date and premises noted, subject to, however, the following conditions:

1. The following individual will be the only persons allowed to serve alcohol:

Joseph Cerami, Alessandro Gallo, Craig Tuma
Address on file in Police Headquarters
2. No one under the age of 21 shall be served alcoholic beverages.
3. No person assumed to be under the influence of an alcoholic beverage shall be served or allowed to walk or drive from the event.
4. No alcoholic beverages are to be carried or consumed in the parking lot area. The consumption of alcoholic beverages shall be confined to the interior of Stirling Volunteer Fire Company No.'s Headquarters.
5. Alcoholic beverages shall only be served and/or consumed between the hours of 6:00 p.m. and 11:59 p.m.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey as follows:

1. The Township Committee, the licensing authority of the municipality, has no objection to the granting of a special permit and consents thereto with the special conditions as outlined by the Chief of Police.
2. The Township Clerk is hereby authorized to sign the municipal certification on the application and forward it to the applicant.

**RESOLUTION 12-065
CONFIRMING AWARD CONTRACT UNDER FAIR AND OPEN PROCEDURES
AUTHORIZING THE PURCHASE OF TWO WAY RADIOS AND PAGERS FOR VARIOUS
DEPARTMENTS WITHIN THE TOWNSHIP AND UTILIZING STATE OF NEW JERSEY
CONTRACT #A-53804**

BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey as follows:

1. The Township will be switching Emergency Call Centers on or about April 1, 2012 and this change has necessitated the acquisition of new radios and pagers for the Emergency Services of the Township.
2. The Finance Officer has certified sufficient funds are available under accounts C-04-55-287-001-102 and C-04-55-289-001-102.

RESOLUTION 12-066

**AUTHORIZING CHANGE ORDER NO. 12 TO THE
CONTRACT WITH DeMAIO ELECTRICAL COMPANY**

WHEREAS, a purchase order was prepared in the name of DeMaio Electrical Company under a locally bid contract for the Rehabilitation of 5 Pump Stations.

WHEREAS, it is necessary to adjust the contract to reflect a emergency service work performed at Skyline Pump station due to pump failures

Change Order #	Description	Amount	Net Amount of Contract
12	Exhaust Fan at Skyline Drive pump station	\$5,065.00	\$1,018,179.77

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey as follows:

1. Change Order Number 12 as described in the preamble is hereby approved.
2. The change order shall be charged to C-04-55-247-000-B. The Chief Financial Officer has determined that a Certification of Available Funds is necessary.

**RESOLUTION 12-067
AUTHORIZING CHANGE ORDER NO. 13 TO THE
CONTRACT WITH DeMAIO ELECTRICAL COMPANY**

WHEREAS, a purchase order was prepared in the name of DeMaio Electrical Company under a locally bid contract for the Rehabilitation of 5 Pump Stations.

WHEREAS, it is necessary to adjust the contract to reflect a emergency service work performed at Skyline Pump station due to pump failures

Change Order #	Description	Amount	Net Amount of Contract
13	Emergency work at Skyline Drive pump station	\$15,477.80	\$1,023,244.77

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey as follows:

1. Change Order Number 13 as described in the preamble is hereby approved.
2. The change order shall be charged to C-04-55-247-000-B. The Chief Financial Officer has determined that a Certification of Available Funds is necessary.

**RESOLUTION 12-068
ENDORING SAFE STREETS TO SCHOOLS GRANT APPLICATION**

WHEREAS, the Long Hill Township Committee hereby endorses and authorizes the Mayor to execute SAGE application SRS-I-2012- LHT-00159 to the New Jersey State Aid Program for Safe Streets to Schools, the project will connect the Gillette School to the existing path into Riverside Park adjacent to the municipal building, thus creating a walking route along Valley Road and will serve as the evacuation route for all students from the school.

NOW THEREFORE BE IT RESOLVED, by taking this action, the Township Committee

acknowledges its future maintenance obligations as they relate to the sidewalks and agree to continue the maintenance for a period of at least twenty (20) years.

**RESOLUTION 12-069
AUTHORIZE APPROVAL OF MUNICIPAL SERVICES AGREEMENT WITH CHESTNUT RUN
CONDOMINIUM ASSOCIATION**

NOW THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Long Hill in the County of Morris, State of New Jersey, hereby approves the Municipal Service Agreement with Chestnut Run for snow removal and street lights in accordance with the Municipal Services Act N.J.S.A. 40:67-23.1 *et seq.*;

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of Long Hill Township and that their signature constitutes acceptance of the terms and conditions of the agreement.

**RESOLUTION 12-070
APPOINTMENT OF QUALIFIED PURCHASING
AGENT THROUGH MARCH 31, 2012 - SHEOLA**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby appoint Richard Sheola as Qualified Purchasing Agent through March 31, 2012.

**RESOLUTION 12-071
FLOOD DAMAGE PREVENTION RESOLUTION**

***A RESOLUTION ADOPTED PURSUANT TO SECTION N.J.A.C. 40:48-1, NEW JERSEY
CODE ANNOTATED, FOR THE PURPOSE OF ESTABLISHING REGULATIONS DESIGNED
TO PROMOTE PUBLIC HEALTH, SAFETY, AND GENERAL WELFARE OF ITS CITIZENRY.***

WHEREAS, the residents of Long Hill Township continue to be impacted by significant flooding due to the Passaic River with three major floods in the past five years (2007, 2010 and 2011) all recorded well above major flood stage (9.35 ft., 9.38 ft. and 10.26 ft. respectively); and

WHEREAS, the **PASSAIC RIVER FLOOD ADVISORY COMMISSION** has issued a **15-POINT PLAN TO MITIGATE IMPACT OF FLOODS IN MORRIS, PASSAIC AND BERGEN COUNTIES**; and

WHEREAS, an Advisory Commission, as directed by Governor Christie through Executive Order 23, has considered the causes and impacts of flooding, and to come up with potential long- and short-term remedies to help minimize a problem that has long impacted many towns, communities and residents of Morris, Passaic and Bergen counties; and

WHEREAS, the 15-point package of recommendations includes enhanced efforts to buy flood-prone properties, elevate homes in flood areas, improve the operation of the Pompton Lake floodgates, increase river de-snagging and shoal dredging efforts, create larger flood water storage areas, steer future development away from flood zones, create better water flow in Passaic Basin rivers, and directs the DEP to expedite permits for county and municipal projects aimed at eliminating or reducing flood; and

WHEREAS, the Department of Environmental Protection has approximately \$31 million dollars for State wide acquisition of properties through the Blue Acres program with much of these funds earmarked to buy out properties that are vulnerable to flooding and storms to get

people out of harm's way along and within the Passaic River Basin; and

WHEREAS the residents of the Township of Long Hill and other communities in Morris, Passaic and Bergen Counties continue to experience personal injury, property damage/loss, loss of wages, income/revenue and inconvenience due to significant road closures of major highways and arteries without any real assistance to remediate or mitigate the continual flood threat that has significantly lowered home values and placed additional hardships on public operations within those communities such emergency services (police/fire/first aid), hospitals, schools, mail service and other vital support services;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Long Hill, in the county of Passaic, and State of New Jersey, that we support the recommendations advanced by the Passaic River Basin Flood Advisory Commission calling for a realistic package of recommendations (15 recommendations in total) that will help to minimize the impact of flooding in the Passaic River Basin;

BE IT FURTHER RESOLVED that the recommendations and initiatives of the Passaic River Basin Flood Advisory Commission be acted upon without delay in order to prevent and or minimize the impact of future flooding within the region by calling upon the continued support of Governor Christie, along with our legislators and senators

District 21 - (Morris, Essex, Somerset and Union) Berkeley Heights, Chatham Township, Cranford, Garwood, Harding, Long Hill, Madison, Mountainside, New Providence, Roselle Park, Springfield (Union), Summit, Warren, Watchung, Westfield

District 25 - (Morris) Boonton, Boonton Township, Denville, Dover (Morris), Jefferson, Mendham Township, Mine Hill, Morris, Morristown, Mount Arlington, Mountain Lakes, Randolph, Rockaway, Rockaway Township, Roxbury, Victory Gardens, Wharton

District 26 - (Morris and Passaic) Bloomingdale, Butler, Chatham Borough, East Hanover, Florham Park, Hanover, Kinnelon, Lincoln Park, Montville, Morris Plains, Parsippany-Troy Hills, Pequannock, Pompton Lakes, Riverdale, West Milford

District 27 - (Essex) Caldwell, Essex Fells, Fairfield (Essex), Livingston, Maplewood, Newark, North Caldwell, Orange, Roseland, South Orange, West Caldwell, West Orange

District 35 - (Bergen and Passaic) Glen Rock, Haledon, Hawthorne, North Haledon, Paterson, Prospect Park, Totowa

District 40 - (Bergen, Essex and Passaic) Cedar Grove, Franklin Lakes, Little Falls, Mahwah, Midland Park, Oakland, Ridgewood, Ringwood, Verona, Wanaque, Wayne, Wyckoff

Eighth Congressional District

ESSEX COUNTY: Belleville, Bloomfield, Cedar Grove, Glen Ridge, Maplewood (part), Montclair (part), Nutley, South Orange (part), Verona, West Orange (part)

PASSAIC COUNTY: Clifton, Haledon, Little Falls, North Haledon (part), Passaic City, Paterson, Pompton Lakes, Prospect Park, Totowa, Wayne, West Paterson

Eleventh Congressional District

ESSEX COUNTY: Caldwell, Essex Fells, Fairfield, Livingston, Millburn (part), North Caldwell, Roseland, West Caldwell

MORRIS COUNTY: All

PASSAIC COUNTY: Bloomingdale

SOMERSET COUNTY: Bernard's Twp., Bridgewater (part), Raritan, Somerville

SUSSEX COUNTY: Byram, Hopatcong, Ogdensburg, Sparta, Stanhope

ARTICLE I. STATUTORY AUTHORIZATION, FINDINGS OF FACT, PURPOSE AND OBJECTIVES

Authorization.

The Legislature of the State of New Jersey has in N.J.S.A. 40:48-1, et seq., delegated the responsibility to local governmental units to adopt regulations designed to promote public health, safety, and general welfare of its citizenry. Therefore, the Mayor and Council of the Borough of Lincoln Park, of New Jersey does ordain as follows:

Findings.

1. The flood hazard areas of the Township of Long Hill are subject to periodic flooding which results in injury and loss of property, health and safety hazards, disruption of commerce and government services, extraordinary public expenditures for flood protection and relief, and impairment of the tax base, all of which adversely affect the public health, safety, and general welfare.
2. These flood losses are caused by the cumulative effect of obstructions in areas of special flood hazard which increase flood heights and velocities, and when inadequately anchored, cause damage in other areas. Uses that are inadequately flood proofed, elevated or otherwise protected from flood damage also contribute to the flood loss.

Statement of Purpose.

It is the purpose of this resolution to promote the public health, safety, and general welfare, and to minimize public and private losses due to flood conditions in specific areas by provisions designed:

1. To heighten awareness for short and long term relief of communities continuously impacted by significant flooding.
2. To ensure community support for the work of the Passaic River Basin Flood Advisory Commission and to make certain that this awareness and focus remain in effect until an acceptable relief system is in place.

Objectives.

The objectives of this Resolution are:

1. To protect human life, health, safety and property;
2. To minimize expenditure of public funds for costly flood control projects;
3. To minimize the need for rescue and relief efforts associated with flooding and generally undertaken at the expense of the general public;
4. To minimize prolonged business interruptions;
5. To minimize damage to public facilities and utilities such as water and gas mains, electric, telephone and sewer lines, streets and bridges located in flood prone areas;
6. To help maintain a stable tax base by providing for the sound use and development of flood prone areas to minimize blight in flood areas;
7. To ensure that potential homebuyers are notified that property is in a flood prone area and the methods set forth to reduce continued flood losses;
8. To maintain eligibility for participation in the NFIP.

BE IT FURTHER RESOLVED that the Clerk is hereby directed to forward a copy of this Resolution to all Municipal Clerks in Morris County, Clerks in Portions of Essex County, Bergen County, Passaic County and Somerset County.

OLD BUSINESS:

NEW BUSINESS

MEETING OPEN TO PUBLIC COMMENT

At this point in the meeting, the Township Committee welcomes comments from any member of the public. To help facilitate an orderly meeting and to permit the opportunity for anyone who wishes to be heard, speakers are asked to limit their comments to 3 minutes. If reading from a prepared statement, please provide a copy and email a copy to the Clerk's Office after making your comments so it may be properly reflected in the minutes.

MEETING CLOSED TO PUBLIC COMMENT

ADJOURNMENT