



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, April 25, 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 12-174
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:

- Consultant Request
- Tax Clerk
- Township Administrator Recruitment
- OEM Director
- Volunteer
- Personal Manual

Attorney Client Privilege:

- Zoning

Property Acquisition:

- Open Space

Privacy:

- Parking

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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OPEN REGULAR SESSION

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

PLEDGE OF ALLEGIANCE

ROLL CALL

TOWNSHIP COMMITTEE LIAISON REPORTS / DEPARTMENT REPORTS:

1. Police Department [February, March]

CORRESPONDENCE:

1. Passaic River Flood Protection [Berkeley Heights]
2. Complete Streets Training Workshop [Department of Transportation]
3. Open Space Trust Fund Grant [Morris County]

DISCUSSION / ACTION ITEMS:

1. Draft Meyersville Hamlet Ordinance
2. Main/Central Avenue Project
3. Toughbook Data Charges
4. Little League Draft Lease
5. Turf Field Proposal

ORDINANCE PUBLIC HEARING / CONSIDERATION OF ADOPTION:

**ORDINANCE #302-12
RESTRICTING PARKING AT THE MEYERSVILLE FIELD
TO PATRONS OF THE FACILITY**

STATEMENT OF PURPOSE: *To alleviate parking problems at Meyersville Field by restricting parking to users of the onsite facilities.*

WHEREAS, the Recreation Department has experienced a shortage of parking spaces at the Meyersville Field, and

WHEREAS, Recreation Director Lisa Scanlon has recommended that the Township Committee adopt an ordinance restricting parking to patrons of the facility; and

WHEREAS, the tax map references for parking restrictions in other locations set forth in subsections 8-5 and 8-7 need to be updated;

NOW THEREFORE BE IT ORDAINED by the Township Committee of the Township of Long Hill that Chapter VIII of the Township Code entitled “Parking Lots” is hereby supplemented and amended and amended as follows:

Section 1. Section 8-5 entitled “Parking Restrictions and Other Municipal Parking Lots” is supplemented and amended by updating the tax map references in subsection 8-5.1 and 8-5.2 and by adding the following new subsection 8-5.3 entitled “Parking Restrictions in Meyersville Field Parking Lot” which reads as set forth below:

“8-5 PARKING RESTRICTIONS IN OTHER MUNICIPAL PARKING LOTS.

8-5.1 Parking Restrictions in Millington Café Parking Lot.

In the parking lot immediately adjacent to the Millington Railroad Station/Millington Station Café (Lot 7.04, Block 10100 226) parking, stopping and standing are restricted to one (1) hour at all times. Any vehicle parked, stopped or standing in violation of this section shall be subject to the penalties set forth in Sections 8-6 and 8-7 of this chapter.

8-5.2 Parking Restrictions in Millington Fire Company Lot.

In the existing parking lot located at the southeast corner of Long Hill Road and The

Crescent and known as Lot 1, Block 12305 423 on the Township tax maps, parking is restricted to members of the Millington Volunteer Fire Company engaged in fire company business or activities and other persons using the Millington Fire Company building for other purposes such as voting, attendance at fire company dances or other events and other similar activities.

8-5.3 Parking Restrictions in Meyersville Field Parking Lot.

In the parking lot at the Meyersville Field located on New Vernon Road, north of Meyersville Circle.(Lot 9, Block 14602) parking is restricted to patrons of the facility (the ball field, the tennis court, playground area, or the basketball court). For purposes of this section, “patron” shall include players, coaches, spectators, league and team officials, and others actually using the recreation facilities located onsite.

8-6 REMOVAL OF ILLEGALLY PARKED VEHICLES.

Any vehicle parked in a municipal parking lot in violation of any provision of this chapter shall subject the owner of such vehicle to the penalties hereinafter provided, and any Police Officer may cause such vehicle to be removed. The owner of the vehicle shall pay the reasonable cost of such removal and any storage charges which may result from such removal before regaining possession of the vehicle. These costs shall not mitigate the penalty provisions of this chapter.

8-7 HANDICAPPED PARKING SPACES.

Pursuant to N.J.S.A. 40:48-2.46, those parking spaces described below shall be designated and established as "handicapped parking spaces" and shall be so marked by signs in conformance with the current Manual on Traffic Control Devices for Streets and Highways:

Municipal Parking Lot Adjacent to Millington Railroad Station (Lot 3 4, Block 12301 448):
Spaces designated by the handicapped parking signs.

Millington Railroad Station Parking Lots 7.02 and 7.04 ~~7 and part of Lot 6~~, Block 10100 226):

Spaces designated by the handicapped parking signs.

Stirling Railroad Station Parking Lot (Lot 4.01 4 and 5, Block 10100 226; Lots 4.01 and 4.02, Block 11507):

Spaces designated by the handicapped parking signs.

Gillette Railroad Station Parking Lot (Lot 3.01, Block 10100 226):

Spaces designated by the handicapped parking signs.

8-8 VIOLATIONS AND PENALTIES.

Every person convicted of violating any provision of this chapter shall be liable to a penalty of not more than one hundred (\$100.00) dollars.

Section 2. Regulatory and warning signs conforming to the current manual on Uniform Traffic Control Devices for Streets and Highways shall be erected and maintained to effect the above regulations.

Section 3. 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 4. 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 5. This ordinance shall take effect immediately upon final passage and publication as required by law.

OPEN TO THE PUBLIC FOR COMMENT

CLOSE TO THE PUBLIC FOR COMMENT

MOVED by: _____, that Ordinance #302-12 be passed on final reading and adopted. **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 #12-175 through #12-191 are hereby approved.

SECOND by: _____.

ROLL CALL VOTE

**RESOLUTION 12-175
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 12-176
AUTHORIZING RELEASE OF ENGINEERING REVIEW ESCROW [BODNAR]**

WHEREAS, Stephen Bodnar, owner of 45 Highland Avenue for Block: 11103, Lot: 12 requested the return of his Engineering Review Escrow; and

WHEREAS, the Township Engineer has certified that there are no outstanding invoices and has approved the release of the Engineering Review Escrow;

WHEREAS, the Chief Financial Officer has determined that \$939.55 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 Engineering Review Escrow in the total amount of \$939.55 to Stephen Bodnar.

**RESOLUTION 12-177
APPROVAL OF SEWER REFUND**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill does hereby authorize a refund in the amount of \$367.90 for 2010 Sewer on Block: 12203 Lot: 21 to Marco Santacross, 2044 Valley Road, Millington, NJ 07964, due to a change from a flat well rate to a metered well for the year.

**RESOLUTION 12-178
APPROVAL OF TAX REFUND**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill upon the advice of the Tax Collector does hereby authorize a refund of 2012 1st quarter taxes for Block: 12701 Lot: 12 in the amount of \$4,897.40 to Chris J. Garavente, 120 Shawnee Path, Millington, NJ 07946 due to duplicate payment.

**RESOLUTION 12-179
AUTHORIZING REFUND FOR
TAX TITLE LIEN CERTIFICATE [BLOCK: 13501, LOT: 6]**

BE IT RESOLVED, that the Township Committee of the Township of Long Hill upon the advice and recommendation of the Tax Collector, does hereby authorize a refund check which represents the redemption of Tax Title Lien #1236 for Block: 13501 Lot: 6 dated 12/6/2011 in the amount of \$16,760.46 to Ridge Capital, PO Box 653 Montvale, NJ 07645.

**RESOLUTION 12-180
AUTHORIZING FINANCIAL CONTRIBUTION – MEMORIAL DAY PARADE**

BE IT RESOLVED that the Township Committee of the Township of Long Hill, in the County of Morris, State of New Jersey, authorizes the donation of six hundred dollars (\$600) to Memorial Post 484 to offset expenses for the Memorial Day Parade on May 28, 2012.

**RESOLUTION 12-181
APPROVING SPECIAL EVENT LICENSE –
AMERICAN LEGION POST 484**

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 12-07 for the “2012 Memorial Day Parade” to the “Sponsor” American Legion Post 484, for their Special Event to be held on May 28, 2012 on Main Avenue and surrounding streets in Stirling; and

BE IT FURTHER RESOLVED that the Township Committee hereby authorize the street closures for the American Legion Post 484 on May 28, 2012 provided that the closure is acceptable to the Police Chief;

BE IT FURTHER RESOLVED that the American Legion Post 484 are not responsible for funding police services for this event as per Township Code 4-6.5A.

**RESOLUTION 12-182
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 12-05 for the event to the “Sponsor” Long Hill Township P.B.A. Civic Association, for their Special Event to be held on June 1, 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 12-183
APPROVING SPECIAL EVENT LICENSE –
JOSEPH E. ENRIGHT FOUNDATION / HEALTH TREK**

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 12-06 for the “Health Trek” to the “Sponsor” Joseph E. Enright Foundation, for their Special Event to be held on May 12, 2012 on various streets in the township as listed in their application; and

BE IT FURTHER RESOLVED that the Joseph E. Enright Foundation is responsible for police service costs for this event and this approval is contingent upon the submission of an escrow deposit in the amount acceptable by the Police Chief and Township Clerk as per Township Code 4-6.5A.

**RESOLUTION 12-184
AUTHORIZATION FOR THE TOWNSHIP TO ACCEPT A
SUBGRANT AWARD OF THE FEDERAL FISCAL YEAR 2012 OF DEPARTMENT OF
HOMELAND SECURITY EMERGENCY MANAGEMENT PERFORMANCE GRANT
PROGRAM FUNDING AND FOR THE TOWNSHIP CHIEF FINANCIAL OFFICER TO
AMEND THE BUDGET AND CERTIFY THE AVAILABILITY OF FUNDS**

WHEREAS, the Township of Long Hill, Office of Emergency Management has been awarded State Homeland Security Grant Program Subgrant CFDA #97.042, Award #2012-P110-1430 from the New Jersey State Police Office of Emergency Management. The Subgrant, consisting of a total amount of \$10,000.00, including \$5,000.00 Federal Award and \$5,000.00 Local Matching Funds, is for the purpose of enhancing Long Hill Township’s ability to prevent, protect against, respond to and recover from acts of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the subgrant award incorporates all conditions and representations contained or made in application and notice of award #2012-EP-EO-0047; and

WHEREAS, the Long Hill Township Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant Award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for Subgrant Award calls for a match in the amount of \$5,000.00 which the Long Hill Township Office of Emergency Management adequately satisfies through the 2012 Long Hill Township approved budget for Division salaries and wages and fringe benefits.

NOW, THEREFORE, BE IT RESOLVED that the Long Hill Township Committee accepts the award of the FFY10 Homeland Security Emergency Management Performance Grant Program Subgrant in the amount of \$5,000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED that the Director of the Division of Local Government Services is requested to approve the insertion of an item of revenue in the budget of the year 2012 in the sum of \$5,000.00, which is now available from the New Jersey State Police, Office of Emergency Management in the like amount of \$5,000.00 from the aforementioned grant; and

BE IT FURTHER RESOLVED that the like sum of \$5,000.00 is hereby appropriated under the caption FFY12 Homeland Security Emergency Management Performance Grant; and

BE IT FURTHER RESOLVED that the Long Hill Township Clerk, the Long Hill Township Chief Fiscal Officer and the Long Hill Township Director of Emergency Management are authorized to sign the appropriate subgrant award documents; and

BE IT FURTHER RESOLVED that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the Director of the Division of Local Government Services; the Long Hill Township Administrator; the Long Hill Township Chief Financial Officer; the Long Hill Township Office of Emergency Management.

**RESOLUTION 12-185
AUTHORIZING SALE OF ABANDONED JUNK VEHICLE**

WHEREAS, the Township Police Department obtained junk title to an abandoned 1994 Ford, Contour motor vehicle (VIN 1FAFP6532XK234947) pursuant to *N.J.S.A. 39:10A-3*; and

WHEREAS, *N.J.S.A. 39:10A-1b* provides that when any municipality shall have taken possession of a motor vehicle found abandoned and when such motor vehicle which has been ascertained not to be stolen and to be one which can be certified for junk title certificate shall have remained unclaimed by the owner for a period of fifteen (15) business days the same may be sold at auction in a public place; and

WHEREAS, subparagraph d of *N.J.S.A. 39:10A-1* provides that the public agency shall give notice of a sale conducted pursuant to § b by certified mail, to the owner, if his name and address be known and to the holder of any security interest filed with the Director, and by publication in a form to be prescribed by the Director by one (1) insertion, at least five (5) days before the date of the sale, in one or more newspapers published in this state and circulating in the municipality in which such motor vehicle is held; and

WHEREAS, *N.J.S.A. 13:10A-1* further provides that if the motor vehicle is sold at auction prior to identification of the owner, the public agency shall document the condition of the motor vehicle in writing and with photographs prior to the sale; and

WHEREAS, *N.J.S.A. 39:10A-3* provides that said junk title certificate with proper assignment thereon shall be assigned and delivered to the purchaser of the vehicle at public sale; and

WHEREAS, *N.J.S.A. 39:10A-5* provides that the proceeds realized there from, after

payment of the expenses of possession and sale, shall be remitted to the treasury of the public agency as its sole property; and

WHEREAS, *N.J.A.C. 13:21-10.1* provides that a motor vehicle junk title certificate is a terminal certificate which means that the vehicle described thereon may not be subsequently titled or registered in this state;

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 sale of the 1994 Ford 4-door Contour motor vehicle (VIN 1FAFP6532XK234947) is hereby authorized.
2. The public sale shall be conducted in accordance with the requirements of *N.J.S.A. 39:10A-1b* and *d.*
3. The minimum bid that will be accepted is \$250.00.
4. If the towing contractor is the only bidder on the subject vehicle, the junk title to that vehicle may be assigned to the towing contractor to cover the towing and storage charges.
5. If the vehicle is sold to a third party, the proceeds shall be used to pay the towing and storage charges and the transaction shall be handled for budgetary purposes as an appropriation and a refund of appropriation.
6. The vehicle, the sale of which is authorized by this resolution, may be used only for parts or scrap and may not be subsequently titled or registered in the State of New Jersey.

**RESOLUTION 12-186
APPROVAL OF CONFERENCE REQUEST – WASTE WATER SUPERINTENDENT**

WHEREAS, the Township Committee approved Resolution 08-375 which requires Township Committee approval of all overnight conference requests; and

WHEREAS, the Township Committee has received a request through the Department of Public Works Director by the Waste Water Superintendent to attend the NJ Water Environmental Association Conference; and

NOW, THEREFORE, BE IT RESOLVED by, the Long Hill Township Committee hereby approves the request of the Waste Water Superintendent to attend the NJ Water Environmental Association Conference as outlined in the memo dated April 4, 2012.

**RESOLUTION 12-187
APPROVAL OF CONFERENCE REQUEST – WASTE WATER EMPLOYEES**

WHEREAS, the Township Committee approved Resolution 08-375 which requires Township Committee approval of all overnight conference requests; and

WHEREAS, the Township Committee has received a request through the Department of Public Works Director that Wastewater Operator Kevin Lynn and Operator Helper Vincent Testa attend the NJ Water Environmental Association Conference; and

NOW, THEREFORE, BE IT RESOLVED by, the Long Hill Township Committee hereby approves the request for Kevin Lynn and Vincent Testa to attend the NJ Water Environmental Association Conference as outlined in the memo dated April 4, 2012.

**RESOLUTION 12-188
AUTHORIZE CONSUMPTION OF ALCOHOL
AT STIRLING LAKE CONCERT AS PER TOWNSHIP CODE**

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 Recreation Director and Recreation Advisory Committee hereby approve a Lake Concert at Stirling Lake, Saturday, June 23, 2012 with Parrot Beach; and

BE IT FURTHER RESOLVED that based on the recommendation of the Recreation Advisory Committee alcoholic beverages be allowed at the concert in accordance with Long Hill Township Code 11-2.5, *et. sec.*, the Township Committee does hereby approve alcoholic beverages be allowed at the lake concert provided that the Recreation Advisory Committee provide the Police Chief with a plan to check identification and control the consumption of alcoholic beverages and the plan is acceptable to the Police Chief.

**RESOLUTION 12-189
AUTHORIZE WATCHUNG HILLS REGIONAL
MUNICIPAL ALLIANCE TO SUBMIT GRANT APPLICATION**

WHEREAS, the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and

WHEREAS, the Watchung Hills Municipal Alliance assists with the prevention of alcoholism and drug abuse in the Townships of Long Hill, Warren, Watchung and Green Brook; and

WHEREAS, the Township recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Watchung Hills Municipal Alliance Committee has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Somerset on behalf of the Township of Long Hill;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Long Hill, County of Morris, State of New Jersey hereby authorizes submission of an application for the Watchung Hills Regional Municipal Alliance grant for calendar year 2012 in the amount of \$25,873.00 and agree to a local match of \$1,500.

**RESOLUTION 12-190
FLOOD DAMAGE REDUCTION 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; and

WHEREAS, Long Hill Township has over 12 miles of river frontage, the longest in the Passaic Basin and represents the Passaic headwaters ; and

WHEREAS, the **PASSAIC RIVER BASIN FLOOD ADVISORY COMMISSION** has issued fifteen **COMPREHENSIVE RECOMMENDATIONS TO RELIEVE CHRONIC FLOODING**; and

WHEREAS, these fifteen recommendations included increased funding for property buyouts, routine river de-snagging, additional flood water storage areas, better emergency preparedness using inundation maps, and a DEP expedited permit process; and

WHEREAS, Morris County and the State of New Jersey have earmarked funds to buy out flood prone properties in an effort to get people out of harm's way along and within the Passaic River Basin; and

WHEREAS the residents and businesses of Long Hill Township continue to experience personal injury, property loss, loss of income and significant inconvenience due to road closures without any real assistance to remediate or mitigate the continual flood threat; and

WHEREAS, these road closures have placed additional hardships on Public operations including Police, Fire, First Aid, Schools, 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 practical solutions 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 in Long Hill Township without further 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 District 21 legislators and senators.

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 Township Committee of Long Hill Township, 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, property damage, disruption of commerce and emergency services, extraordinary public expenditures and impairment of the tax base, all of which adversely affect the public's health, safety and general welfare.
2. The cumulative effect of development and other obstructions in and around the Passaic River Basin has contributed to a rising water table and increased flood heights.

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 functions of the Passaic River Basin Flood Advisory Commission and to make certain that the County and State continue to implement their recommendations until an acceptable relief system is in implemented.
3. Developing a sustainable river program that highlights positive recreational uses of the river while minimizing the flood damage effect it causes.

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 business interruptions;
5. To minimize damage to public facilities and utilities located in flood prone areas;
6. To 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 National Flood Insurance Program (NFIP).

BE IT FURTHER RESOLVED that the Clerk is hereby directed to forward a copy of this Resolution to all Municipal Clerks in Adjoining Municipalities, to the Morris County Mosquito Commission, to the Morris County Freeholders, to the Morris County Road Department, to the Morris County Park Commission, to the Governor's Office and to our State Representatives.

RESOLUTION 12-191 RESOLUTION SUPPORTING A-2717

WHEREAS, P.L. 2008, c. 46 established a four year timetable for municipal housing trust dollars to be "committed for expenditure, or risk forfeiture to the State;" and

WHEREAS, the 2008 Act did not define the term “committed for expenditure” and deferred to the Council on Affordable Housing (COAH) to promulgate regulations as to the requirements to be met for “committed” as well as a timetable for expenditures; and

WHEREAS, neither COAH nor the Department of Community Affairs has adopted, nor proposed, the regulations pursuant PL 2008, c. 46; and

WHEREAS, hundreds of municipalities submitted spending plans to COAH, of which only a fraction of these plans were reviewed by the agency, and most of these municipalities have not been provided any guidance on their spending plans; and

WHEREAS, at the time of 2008 Act, COAH was prepared to adopt its “3rd round regulations” establishing municipal obligations under the “Fair Housing Act”; and

WHEREAS, COAH’s 3rd round regulations were highly controversial and fundamentally flawed, and subsequently set aside by the Appellate Division, and the appeal of that decision now awaits consideration by the State Supreme Court; and

WHEREAS, eight years of litigation over COAH’s methodology has had a chilling effect not only on the development of affordable housing, but on the ability of local governments to commit trust fund dollars without knowledge of their respective obligations, and certainty that such commitment would count towards its housing obligation; and

WHEREAS, forfeiture of trust fund dollars starting in July 2012 would be fundamentally unfair, inequitable and indefensible since neither COAH nor DCA has provided the required guidance or certainty; and

WHEREAS, these trust fund dollars should be used as intended: to subsidize the costs for municipalities in meeting their affordable housing obligations while assuring that these costs do not fall to local taxpayers; and

WHEREAS, forfeiture of these dollars, estimated by some to be as much as \$200 million, would displace this financial obligation to the taxpayers in these communities; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Committee of the Township of Long Hill in the County of Morris urges our State Legislators to **support and approve A-2717**, which will provide a four-year extension for municipalities to commit the municipal housing trust fund dollars; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the sponsor of A-2717, Assemblyman Anthony Bucco, Senator Thomas Kean, Assembly Representatives Jon Bramnick and Nancy Munoz, members of the Assembly Housing and Local Government Committee, the New Jersey State League of Municipalities and the Office of the Governor.

OLD BUSINESS:

1. Council on Affordable Housing Update
2. White Bridge Road

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