

AGENDA
Tuesday, February 16, 2010

REGULAR MEETING
MAYOR & BOARD OF ALDERMEN

TOWN OF BOONTON
100 WASHINGTON STREET
BOONTON, NJ 07005

CALL MEETING TO ORDER

The meeting will be called to order at 7:30 p.m.

SALUTE TO THE FLAG

The Mayor and Board of Aldermen will salute the flag.

ROLL CALL

On a call of the roll, the following officials should be present:

Mr. Daniel Carey	1 st Ward Alderman
Mr. Michael Eoga	1 st Ward Alderman
Dr. Clifford Keezer	2 nd Ward Alderman
Mr. Paul Nevadomski	2 nd Ward Alderman – Board President
Mr. Terry Dunn	3 rd Ward Alderman
Mr. Robert Looker	3 rd Ward Alderman
Mrs. Patricia Bujtas	4 th Ward Alderman
Mr. Anthony Scozzafava	4 th Ward Alderman
Mayor Cyril Weklsky	Mayor
Mr. John H. Dorsey	Town Attorney
Mr. Terry McCue	Administrator
Mrs. Cynthia Oravits	Town Clerk

ADEQUATE NOTICE

Mayor's Statement

Pursuant to the requirements of R.S. 10:4-10, I announce and direct the Clerk to enter into the minutes of this meeting an accurate statement to the effect that:

1. Notice of the meeting was posted at Town Hall on December 16, 2009 and this agenda was posted on February 12, 2010.
2. Notice of the meeting was published in the Citizen of Morris County and the Daily Record Newspapers on December 16, 2009 and a copy of the agenda was sent to each of the Town's official newspapers on February 12, 2010.

PRESENTATION

Freeholder Director Gene F. Feyl, Freeholder Jack Schrier and others will present a ceremonial check to the Mayor and Board of Aldermen from the Historic Preservation Trust Fund for the purchase of the property on Vreeland Avenue.

CORRESPONDENCE

1. Letter dated January 27, 2010 from Rose Bizzarro thanking the Boonton Fire Department.
2. Letter received from Fire Chief Richard Sullivan requesting permission for the Fire Department to take the Harmony Engine Co. and the Salvage and rescue trucks to a parade in Netcong on Saturday, May 22, 2010. He also requested the use of a pickup truck and trailer to transport the hand pumper and the use of the Senior bus, if necessary.
3. Letter received from Fire Chief Richard Sullivan requesting permission for the Fire Department to take the Maxfield Engine Co. and the Maxfield Hook & Ladder trucks to the State Exempts parade held in Wanague on Saturday, June 12, 2010. He also requested to use a pickup truck and trailer to transport the hand pumper and a truck, to transport the steamer, as well as requesting the use of the Senior bus, if necessary.
4. Letter addressed to Mayor Weklsky from Fire Chief Richard Sullivan commending Michael Petonak and the DPW for snow removal.

CONSENT AGENDA

Resolutions 10-60 through 10-65 have been placed on the Consent Agenda

RESOLUTION 10-60

RESOLUTION TO ADOPT MINUTES OF THE MAYOR AND BOARD OF ALDERMEN MEETINGS

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey that the minutes from the following meetings are hereby approved as typed and filed in the Town Clerk's Office:

February 1, 2010 – Regular and Closed Session

RESOLUTION 10-61

RESOLUTION TO APPROVE PAYMENT OF VOUCHERS

WHEREAS, vouchers for payment have been submitted to the Mayor and Board of Aldermen by the various municipal departments;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey that all vouchers approved by the respective Committees be and are hereby ordered paid.

RESOLUTION 10-62

RESOLUTION TO CANCEL WATER/SEWER CHARGES

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey that the following Water/Sewer charges be and are hereby canceled:

Account	Address	Reason	Amount
249-0	118 Liberty Street	Bad Reading	\$ 762.72
3546-2	228 Cornelia Street	Clerical Error	\$ 306.00
135-0	510 Birch Street	Bad Reading	\$ 63.24

RESOLUTION 10-63

RESOLUTION REQUESTING APPROVAL OF THE DIRECTOR OF THE DIVISION OF LOCAL GOVERNMENT SERVICES TO ESTABLISH A DEDICATED TRUST FUND BY RIDER FOR DONATIONS TO THE MILLER-KINGSLAND HISTORIC HOME AND PROPERTY PRESERVATION PURSUANT TO N.J.S.A. 40A:5-29

WHEREAS, permission is required of the Director of Local Government Services for approval as a dedication by rider of revenues received by a municipality when the revenue is not subject to reasonable accurate estimates in advance; and

WHEREAS, N.J.S.A. 40A:5-29 allows municipalities to receive donations for the preservation of the Miller-Kingsland Historic Home and Property; and

WHEREAS, N.J.S.A. 40A:-4-39 provides that the Director of the Division of Local Government Services may approve expenditures of monies by dedication by rider.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Boonton, County of Morris, State of New Jersey as follows:

1. The Mayor and Board of Aldermen hereby request permission of the Director of Local Government Services to pay expenditures for the preservation of the Miller-Kingsland Historic Home and Property as per N.J.S.A. 40A:4-39

2. The municipal Clerk of the Town of Boonton is hereby directed to forward two certified copies of this resolution to the Director of the Division of Local Government Services.

RESOLUTION 10-64
RESOLUTION AUTHORIZING THE TOWN CLERK TO ISSUE TAXI/LIMOUSINE LICENSE

BE IT RESOLVED that the following applicants for Taxi/Limousine Licenses have met the requirements as stated in Chapter 265 entitled "Taxis and Limousines" of the Revised General Ordinances of the Town of Boonton;

LIMOUSINES	LICENSE
JJ&E, 606 Main Street	8
AAGEO, LLC, 254 Myrtle Avenue	9
Airport One Express Limo Inc., 429 Cornelia Street	10
Express Car & Limo Service, Inc., 223 Myrtle Ave.	11
Aban Limousine, 618 Cedar Street	12

NOW, THEREFORE, BE IT FURTHER RESOLVED that the Mayor and Board of Aldermen do hereby authorize the Town Clerk to issue Taxi/Limousine Licenses, effective March 1, 2010 through February 28, 2011.

RESOLUTION 10-65
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON, NEW JERSEY APPOINTING SALVATORE MALANGA AS CROSSING GUARD

BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey that Salvatore Malanga be and is hereby appointed as a Crossing Guard in the Boonton Police Department, at an hourly rate of \$ 11.99 per hour, contingent upon satisfactory completion of the required training.

CONSENT AGENDA VOTE

Resolutions 10-60 through 10-65

Moved:	Seconded:				
	Board Member	Yes	No	Absent	Abstain
Mrs. Bujtas					
Mr. Carey					
Mr. Dunn					
Mr. Eoga					
Dr. Keezer					
Mr. Looker					
Mr. Nevadomski					
Mr. Scozzafava					
Mayor Weklsky					

MEETING OPEN TO THE PUBLIC

Mayor Weklsky will open the meeting to the public for discussion.

MAYOR & BOARD OF ALDERMEN COMMITTEE REPORTS

Committee	Committee Head	Alderman	Alderman
Economic Dev./Marketing	Patricia Bujtas	Michael Eoga	Anthony Scozzafava
Finance & Personnel	Michael Eoga	Paul Nevadomski	Clifford Keezer
Fire	Robert Looker	Clifford Keezer	Daniel Carey
License & Ordinance	Daniel Carey	Anthony Scozzafava	Terry Dunn
Lights, Buildings & Grounds	Clifford Keezer	Patricia Bujtas	Paul Nevadomski
Parking	Anthony Scozzafava	Patricia Bujtas	Daniel Carey
Police	Paul Nevadomski	Clifford Keezer	Terry Dunn
Public Works	Terry Dunn	Robert Looker	Michael Eoga
LIAISON TO:		ALDERMAN	
Board of Education		Daniel Carey	
Board of Health		Robert Looker	
Historic Preservation Commission		Patricia Bujtas	
Boonton Holmes Library		Michael Eoga	
Housing Authority		Terry Dunn	
Local Assistance		Cyril Weklsky	
Municipal Alliance		Anthony Scozzafava	
Parks & Recreation		Clifford Keezer	
Solid Waste & Recycling		Paul Nevadomski	

MAYOR & BOARD OF ALDERMEN - GENERAL DISCUSSION ITEMS

General Discussion, Announcements and Miscellaneous Items of the Mayor and Board of Aldermen

NEW BUSINESS

RESOLUTION 10-66

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON
RELATIVE TO THE HOLMES PUBLIC LIBRARY**

WHEREAS, the Holmes Public Library has been in operation for over 100 years and ~~at least~~ the building was controlled by the Trustees of the Holmes Public Library; and

WHEREAS, in 1993, as a result of a referendum, the Boonton Holmes Public Library came under the jurisdiction of the Trustees of the Boonton Public Library, and those Trustees have for a long period of time been in negotiations, if not litigation, with the Trustees of the Boonton Holmes Library relative to control of the Library and certain funds, etc.; and

WHEREAS, the Trustees of the Boonton Public Library have reached a settlement, an agreement with the Trustees of the Boonton Holmes Library whereby the Trustees of the Boonton Holmes Library will be dissolved and any and all assets controlled by them will be turned over to the Trustees of the Boonton Public Library; and

WHEREAS, pursuant to Statute, specifically N.J.S.A. 40:54-25, titled Any Real Estate, purchase for a library must be held in the name of the municipality, in this case, the Town of Boonton; and

WHEREAS, the Trustees of the Boonton Public Library and the Town have been in serious discussions and negotiations for some period of time as to how the statutory requirement should be satisfied and at the same time, the Library be given total control of the building which indeed is also a statutory requirement and a requirement apparently for the Library to receive some significant aid from the County of Morris; and

WHEREAS, the position of the Mayor and Board of Aldermen, for some period of time has been that the Boonton Public Library has some significant sources of income, i.e., a dedicated tax as well as trust funds which are available to them for the purpose of maintaining the facility by statute and ordinance a requirement that is imposed upon the Library; and

WHEREAS, the Mayor and Board of Aldermen wish to resolve this matter in a manner that is fair to the Boonton Public Library; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Board of Aldermen of the Town of Boonton, that the Town's position is that when the Deed of Conveyance is delivered to the Town, the Town's position will be that the Trustees of the Boonton Public Library shall have total control over the building, and at the same time, the Trustees of the Boonton Public Library shall have the obligation to maintain the building, not only for their uses but in a satisfactory manner so that the building does not become a nuisance and has a pleasant appearance as the building is situated in a strategic location on Main Street. Therefore, the Trustees of the Boonton Public Library shall have total control over the Library and at the same time shall have the total obligation of maintaining the building including any arrangements the Trustees of the Boonton Public Library think are suitable for any tenants.

Moved:	Seconded:		
	Yes	No	Absent
Board Member			
Mrs. Bujias			
Mr. Carey			
Mr. Dunn			
Mr. Eoga			
Dr. Keezer			
Mr. Looker			
Mr. Nevradomski			
Mr. Scozzafava			
Mayor Weklsky			

MEETING OPEN TO THE PUBLIC

Mayor Weklsky will open the meeting to the public for discussion.

**RESOLUTION 09-
RESOLUTION TO RECESS INTO CLOSED SESSION**

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231 P.L. 1975 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter(s).
2. The general nature of the subject matter to be discussed is as follows:

3. It is anticipated at this time that the above stated subject matter will be made public at the conclusion of each individual specified subject matter.
4. This resolution shall take effect immediately.

Moved: _____ Seconded: _____ Voice Vote: in favor [] against []

ADJOURN

Moved: _____ Seconded: _____ Voice Vote: in favor [] against []

There being no further business, the meeting shall adjourn.

(Time _____)
