

**WEST PATERSON MUNICIPAL COUNCIL
AGENDA FOR REGULAR MEETING OF
MAY 2, 2007**

- 1. In accordance with the Open Public Meeting Law, P.L.1975 notice requirements for this meeting have been set forth in the resolution adopted by the Municipal Council at its Reorganization Meeting of January 3, 2007 detailing the time and place, with notice given to the public by posting a copy on the bulletin board in the Municipal Building transmitting copies to the Herald News and The Record of West Paterson.**
- 2. Flag salute and Prayer**
- 3. Roll Call**
- 4. Morris Canal Presentation**
- 5. Committee Reports:**
 - A. Administration & Finance – Councilwoman Pascrell
 - B. Buildings & Grounds/Public Works – Councilwoman Gatti
 - C. Public Safety – Councilwoman Patterson
 - D. Health & Senior Services – Councilman Spinelli
 - E. Recreation & Community Relations – Council President Kazmark
 - F. Laws & Ordinances – Councilman DiDomenico
- 6. Mayor’s Report**
- 7. Municipal Engineer’s Report**
- 8. Municipal Attorney’s Report**
- 9. Administrator’s Report**
- 10. Consent Agenda:**

All matters listed under the Consent Agenda are considered to be routine by the Council and will be enacted by one resolution. The items listed herein will be acted upon after having been read. Any item may be removed from the Consent Agenda by the request of any member of this Governing Body, and if so removed, will be acted upon as a separate matter.

- a. RESOLUTION, R07-95 is a resolution authorizing the Octoberwoman Foundation to conduct 2 raffles on October 5, 2007 at the Westmount Country Club.**

**BOROUGH OF WEST PATERSON
COUNTY OF PASSAIC, NEW JERSEY
R07-95
RAFFLE APPLICATION**

WHEREAS; the Octoberwoman Foundation of 39 Spring Valley Road, Park Ridge, New Jersey, is seeking approval to conduct an off premise raffle and a tricky tray to be held October 5, 2007 at 728 Rifle Camp Road, West Paterson, New Jersey, better known as the Westmount Country Club; and

WHEREAS; the applicant has filed application with Legalized Games of Chance under the state of New Jersey; Regulations (N.J.A.C.13:47-6.4) as well as the Municipal Clerk's office of the Borough of West Paterson; and

NOW BE IT RESOLVED, that the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey does hereby give their authorization and approval to The Octoberwoman Foundation to conduct said raffle as mentioned in this resolution.

b. RESOLUTION, R07-97 is a resolution granting Schindler Elevator and their agent, Mike Molino the use of Frank D. Zaccaria Park, July 14, 2007.

**BOROUGH OF WEST PATERSON
COUNTY OF PASSAIC, NEW JERSEY
R07-97
AUTHORIZATION FOR USE
OF THE FRANK ZACCARIA PARK**

WHEREAS; Schindler Elevator Corp., and their agent Mike Molino of 35 Garret Drive, West Paterson has requested authorization from the governing body for the use of the Frank Zaccaria Park for a Company Picnic to be conducted on July 14th, 2007 from 11:00AM-4:00PM with approx. 100 people; and

WHEREAS; security approval by Chief Robert Reda has been granted, and the applicant will be notified in writing of the alcoholic beverage consumption restrictions and no swimming permitted; and

WHEREAS, notification has been made to the DPW and the Board of Recreation, and a copy of the applicant's application and certificate of liability is on file in the Municipal Clerks office;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of West Paterson grant permission to Schindler Elevator and its agent, Mike Molino of 35 Garret Drive, West Paterson, New Jersey the use of the Frank Zaccaria Park for their event to be conducted on July 14, 2007.

c. RESOLUTION, R07-94 is a resolution authorizing the Person to Person Transfer of ABC #1616-44-016-001 from All In One, Inc. to West Paterson Liquor, LLC #1616-44-016-002

**BOROUGH OF WEST PATERSON
COUNTY OF PASSAIC, NEW JERSEY
RESOLUTION R07-94
Liquors License Transfer**

WHEREAS, application has been filed with the Municipal Council of the Borough of West Paterson for the Person to Person Transfer of Plenary Retail Consumption License #1616-44-016-001 issued to All In One, Inc, t/a Freddie's Corner, 295 Mt. Pleasant Ave., West Paterson, NJ; and

WHEREAS, all requirements applicable thereto have been properly made and are in order; and

NOW, THEREFORE, BE IT RESOLVED, that the said transfer application be and is hereby granted to, West Paterson Liquor LLC for premises at 295 Mt. Pleasant Ave, West Paterson, NJ under Plenary Retail

Consumption License #1616-44-016-002.

BE IT FURTHER RESOLVED, that the Municipal Clerk be and is hereby authorized to execute the requisite endorsement of the aforesaid transfer upon the presentation of the license certificate as aforesaid.

d. RESOLUTION, R07-98 a resolution approving the consent agenda items a. through c.

**BOROUGH OF WEST PATERSON
COUNTY OF PASSAIC, NEW JERSEY
RESOLUTION R07-98
APPROVAL OF CONSENT AGENDA**

BE IT RESOLVED, by the Mayor and Council of the Borough of West Paterson that the actions noted in the Consent Agenda, items **a.** through **c.** be and are hereby approved and the proper officers are directed to take necessary action on same.

Record of Mayor and Council Vote on Passage

	AYE	NAY	Abstain	Absent		AYE	NAY	Abstain	Absent
Kazmark					Pascrell				
DiDomenico					Spinelli				
Gatti					Mayor Lepore				
Patterson									

This resolution was approved by the Mayor and Council of the Borough of West Paterson at its Reorganization Meeting, held on the 2nd day of May, 2007. Signed and sealed before me.

Kevin Galland, Acting Municipal Clerk

Dated

11. Old Business:

12. New Business:

a. RESOLUTION, R07-96 is a resolution certifying the Local Tax Levy for 2007 for the Board of Education.

**BOROUGH OF WEST PATERSON
COUNTY OF PASSAIC, NEW JERSEY
R07-96**

**RESOLUTION OF THE MUNICIPAL COUNCIL OF THE BOROUGH OF WEST PATERSON,
COUNTY OF PASSAIC, STATE OF NEW JERSEY IN REGARD TO CERTIFICATION OF THE
LOCAL TAX LEVY FOR 2007 FOR THE BOARD OF EDUCATION OF THE BOROUGH OF
WEST PATERSON, COUNTY OF PASSAIC, STATE OF NEW JERSEY**

WHEREAS, the Board of Education of the Borough of West Paterson, presented to the voters, at the Annual School Election held on Tuesday, April 17, 2007 tax levy requirements for the Board of Education for Current Expense in the amount of \$11,510,000.;and

WHEREAS, the voters at said election rejected the Current Expense; and

WHEREAS, the Board of Education transmitted the 2007-08 Budget to the Municipal Council of the Borough of West Paterson on April 23, 2007 pursuant to N.J.S.A. 18a:22-37; and

WHEREAS, the Municipal Council of the Borough of West Paterson thoroughly reviewed the 2007-2008 Budget and related information as presented by the Board of Education; and

WHEREAS, a joint meeting of a committee representing the Municipal Council of the Borough of West Paterson and a committee representing the Board of Education was held on April 23, 2007 and the following line items were proposed by the Board of Education representatives for reduction from the 2007-2008 Budget:

<u>Line #</u>	<u>Account Name</u>	<u>Amount</u>
00150	Local Tax Levy	\$125,000.00
00121	Budgeted Fund Balance	\$125,000.00

WHEREAS, after careful deliberation of the information relative to the 2007-2008 School District Budget, the Municipal Council has reached an agreement with the Board of Education.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Borough of West Paterson, County of Passaic, State of New Jersey that said Municipal Council has determined that the amount of the local district tax levy requirements for the Board of Education of the Borough of West Paterson for 2007-2008 for Current Expense is \$11,385,000. and said amount to be raised is considered by the Municipal Council to be sufficient to provide for a thorough and efficient education system for the Board of Education of the Borough of West Paterson; and

BE IT FURTHER RESOLVED, by the Municipal Council of the Borough of West Paterson that the Municipal Clerk is directed to certify to the Passaic County Board of Taxation, the Passaic County Superintendent of Schools and the Board of Education of the Borough of West Paterson that the amount of \$11,385,000. is necessary to be raised by Taxation for 2007, in said Borough for 2007-2008 for Current Expense Revenue, Local tax levy, which amount shall be included in the taxes to be raised, levied and collected in said municipality for Current Expense of the schools; and

BE IT FURTHER RESOLVED, that the above detailed reduction agreed upon by the Borough of West Paterson will not effect thorough and efficient education for the Local Board of Education School System; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Municipal Clerk to the persons and or departments herein named, for certification purposes.

13. Executive Session.

**BOROUGH OF WEST PATERSON
COUNTY OF PASSAIC, NEW JERSEY
Resolution RE07-07
RESOLUTION AUTHORIZING EXECUTIVE SESSION
PURSUANT TO N.J.S.A. 10:4-12**

BE IT RESOLVED, by the Mayor and Council of the Borough of West Paterson, County of Passaic, State of New Jersey, that pursuant to the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., it is necessary to convene an executive session to discuss items authorized by N.J.S.A. 10:4-12 (b), specifically:

- o Matters relating to employment relationship.

BE IT FURTHER RESOLVED, that it is anticipated that the deliberation conducted in closed session may be disclosed to the public upon the determination by the Mayor and Council that the public interest will no longer be served by such confidentially and if not then legally privileged.

14. Adjournment

Kevin V. Galland
Acting Municipal Clerk
Administrator