

**BOROUGH OF NEW PROVIDENCE  
COUNCIL AGENDA  
February 23, 2009**

**CALL TO ORDER.**

**ROLL CALL:**

Mayor Thoms  
J. Cucco                      J. B. Hern  
A. Galluccio                J. MacDermott  
M. Gennaro                 V. Vyzas

**PLEDGE OF ALLEGIANCE - LED BY GIRL SCOUTS.**

**PUBLIC NOTICE:**

This is a public meeting of the Borough Council of the Borough of New Providence, County of Union and State of New Jersey. Adequate notice of this meeting has been given in accordance with P.L. 1975, Chapter 231, in that an annual notice or revision was made in conformance with Section 13 of the Act.

**PROCLAMATIONS:**

1. Girl Scout Week.
2. American Red Cross.

**APPROVAL OF MINUTES:**

February 9, 2009

**APPOINTMENTS:**

Borough Council Board of Ethics.

**COMMUNICATIONS:**

1. New Providence Community Pool, January 20, 2009. RE: Meeting Minutes.
2. U.S. Department of Transportation, Federal Aviation Administration, February 10, 2009. RE: Increase in Aviation Noise.
3. Comcast, February 11, 2009. RE: Digital Enhancement.
4. City of Summit, February 11, 2009. RE: Development Regulations Ordinance.
5. PSE&G, February 12, 2009. RE: Public Notice.
6. Braunschweiger Jewelers, February 12, 2009. RE: Request To Hang Banners.
7. Summit Area Community School, February 12, 2009. RE: Financials for School.
8. Morris-Union Jointure Commission, February 17, 2009. RE: Request To Waive Alarm Fees.
9. Municipalities:  
Borough of Fanwood            Civilian Dispatchers Observing Prisoners  
Borough of Roselle Park      Property Tax Reimbursement Program

## **COUNCIL COMMITTEE BUSINESS**

### Councilman Cucco

1. Resolution 2009-70           “Resolution Amending Resolution 2009-37:  
‘Resolution Approving Purchases From International  
Salt, Morris County Co-Op #3, For Rock Salt For The  
Year 2009’ Adopted January 5, 2009”
2. Request to Plant Tree On Public Property - Cubscout Den.
3. Request To Bid - New Emergency Generator.

### Councilman Galluccio

1. Resolution 2009-74           “Resolution Of The Borough Council Of The Borough  
Of New Providence, County Of Union, State Of New  
Jersey, Adopting A Facilities Usage Policy And Fee  
Schedule For The Borough Of New Providence”

### Councilman Gennaro

1. Sale of Bond Anticipation Notes.
2. Resolution 2009-71           “Resolution Refunding Or Applying Overpayment Of  
Taxes To Certain Property Owners”
3. Resolution 2009-75           “Resolution Accepting The Proposal Of Maser  
Consulting, P.A. For Professional Design And  
Construction Inspection Services”
4. Resolution 2009-76           “Resolution Authorizing Payment Of The Attached  
Bills Payable List In The Amount Of \$340,814.50”
5. Resolution 2009-77           “Resolution Authorizing Emergency, Temporary  
Appropriation”

### Council President MacDermott

1. For Discussion/Introduction:  
Introduction Of Ordinance 2009-02           “An Ordinance Amending And Supplementing  
Chapter 147 Of The Code Of The Borough Of New  
Providence, Establishing Fees And Licenses”

### Mayor Thoms

1. Limousine License:           Summit Of New Jersey, Inc.
2. Raffle Request RA #862:   Community Service Association.

3. Resolution 2009-69 "Resolution Approving Purchase Order #36081 For Nice Systems, In The Amount Of \$ 3,611.60"
4. Resolution 2009-72 "Resolution Authorizing Agreement Between The Borough Of New Providence And Lexis Nexus-Martindale Hubbell, 121 Chanlon Road, New Providence, NJ 07974"
5. Resolution 2009-73 "Resolution Authorizing Lease Agreement Between The Borough Of New Providence And New Providence Rescue Squad"
6. Introduction Of Ordinance 2009-01 "An Ordinance Of The Borough Of New Providence, County Of Union, State Of New Jersey, Amending Chapter 197 Of The Borough As Respect To Public Intoxication"

#### Councilman Vyzas

1. Resolution 2009-66 "Resolution Authorizing Return Of Escrow Funds To Tower Management Financing"
2. Resolution 2009-67 "Resolution Authorizing Return Of Escrow Funds To Santa Fe Management LLC"
3. Resolution 2009-68 "Resolution Authorizing Return Of Escrow Funds To Joseph And Donna Nobile"

#### **BOROUGH ATTORNEY'S REPORT.**

#### **BOROUGH ADMINISTRATOR'S REPORT.**

#### **COUNCIL COMMITTEE REPORTS.**

#### **PUBLIC COMMENTS:**

This is an opportunity for any member of the public to be heard about issues that are not separate topics scheduled for public hearings tonight. To help facilitate an orderly meeting, and to permit all to be heard, speakers are asked to limit their comments to five (5) minutes, and may only speak once on any one topic.

#### **FORMAL ACTION**

#### CONSENT AGENDA

(routine items that may be passed by a single roll call vote; any Council member may call for a separate discussion or vote on any item)

1. Limousine License: Summit Of New Jersey, Inc.
2. Raffle Request RA #862: Community Service Association.
3. Braunschweiger Jewelers: Request To Hang Banners.
4. Cubscout Den: Request to Plant Tree On Public Property.

5. Request To Bid: New Emergency Generator.
6. Morris-Union Jointure Commission: Request To Waive Alarm Fees.
7. Resolution 2009-66 "Resolution Authorizing Return Of Escrow Funds To Tower Management Financing"
8. Resolution 2009-67 "Resolution Authorizing Return Of Escrow Funds To Santa Fe Management LLC"
9. Resolution 2009-68 "Resolution Authorizing Return Of Escrow Funds To Joseph And Donna Nobile"
10. Resolution 2009-69 "Resolution Approving Purchase Order #36081 For Nice Systems, In The Amount Of \$ 3,611.60"
11. Resolution 2009-70 "Resolution Amending Resolution 2009-37: 'Resolution Approving Purchases From International Salt, Morris County Co-Op #3, For Rock Salt For The Year 2009' Adopted January 5, 2009"
12. Resolution 2009-71 "Resolution Refunding Or Applying Overpayment Of Taxes To Certain Property Owners"
13. Resolution 2009-72 "Resolution Authorizing Agreement Between The Borough Of New Providence And Lexis Nexus-Martindale Hubbell, 121 Chanlon Road, New Providence, NJ 07974"
14. Resolution 2009-73 "Resolution Authorizing Lease Agreement Between The Borough Of New Providence And New Providence Rescue Squad"
15. Resolution 2009-74 "Resolution Of The Borough Council Of The Borough Of New Providence, County Of Union, State Of New Jersey, Adopting A Facilities Usage Policy And Fee Schedule For The Borough Of New Providence"
16. Resolution 2009-75 "Resolution Accepting The Proposal Of Maser Consulting, P.A. For Professional Design And Construction Inspection Services"
17. Resolution 2009-76 "Resolution Authorizing Payment Of The Attached Bills Payable List In The Amount Of \$340,814.50"
18. Resolution 2009-77 "Resolution Authorizing Emergency, Temporary Appropriation"

19. Introduction Of Ordinance 2009-01 “An Ordinance Of The Borough Of New Providence, County Of Union, State Of New Jersey, Amending Chapter 197 Of The Borough Code As Respect To Public Intoxication”
20. Introduction Of Ordinance 2009-02 “An Ordinance Amending And Supplementing Chapter 147 Of The Code Of The Borough Of New Providence, Establishing Fees And Licenses”

**EXECUTIVE SESSION**

1. Resolution 2009-3a “Resolution Establishing February 23, 2009 As The Date, and \_\_\_\_ P.M. As The Time, And The Municipal Center As The Place, For The Holding Of A Special Meeting Of The Mayor And Council Of The Borough Of New Providence, To Discuss Legal Matters, At Which Time The Public Will Be Excluded”

**ADJOURNMENT.**