

**BOROUGH OF NEW PROVIDENCE
COUNCIL AGENDA
August 10, 2009**

CALL TO ORDER.

ROLL CALL:

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

PLEDGE OF ALLEGIANCE.

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.

EXECUTIVE SESSION:

1. Resolution 2009-13a "Resolution Establishing August 10, 2009 As The Date, And 6:30 Pm 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 Contract Negotiations And Legal Matters, At Which Time The Public Will Be Excluded"

PUBLIC HEARING ORDINANCES:

1. Ordinance 2009-10 "An Ordinance Of The Borough Of New Providence, County Of Union, State Of New Jersey, Setting Sewer Use Fees For Certain Users Of The Borough's Sanitary Sewer System"

COMMUNICATIONS:

1. Edward MaCauley, Jr., Re: Board of Adjustment Public Hearing, 6 Pittsford Way.
2. Public Service Electric & Gas Company. Re: Notice of Public Hearing.
3. Township of Chatham, Planning Board, July 21, 2009. Re: Adoption of Walkway/Bikeway Plan Element.
4. Murray Hill Health & Racquet Club, July 8, 2009. Re: Dog Walk.

5. Union County Open Space, Recreation & Historic Preservation Trust Fund, July 27, 2009. Re: 2009 Kids Recreation Trust Fund Grant.
6. Pamela Steiner, July 27, 2009. Re: Fall Harvest Banner Request.
7. Jersey Central Power & Light, July 29, 2009. Re: Annual Universal Service Fund Compliance Filing.
8. Jay & Samantha Cary, July 29, 2009. Re: Board of Adjustment Public Hearing, 205 Sagamore Drive.
9. Faith Lutheran Church, July 31, 2009. Re: CROP Walk.
10. Mark & Fina Urness, August 3, 2009. Re: Board of Adjustment Public Hearing, 3 Aspen Court.
11. The Academy of Our Lady of Peace, August 6, 2009. Re: Temporary Sign.
12. County of Union:
 Ordinance 687-2009 Bond Ordinance
 Ordinance 688-2009 Bond Ordinance
 Ordinance 689-2009 Setting Fees – Park Facilities

COUNCIL COMMITTEE BUSINESS:

Councilman Cucco

1. Resolution 2009-228 “Resolution Supporting The: *Over The Limit Under Arrest 2009 Statewide Crackdown*”
2. Resolution 2009-229 “Resolution Approving Partial Payment #2 To Z Brothers Concrete Contractors, Inc., For The Project Commonly Known As ‘Academy Street Roadway Improvement Project’ “
3. Resolution 2009-230 “Resolution Providing For The Insertion Of Any Special Item Of Revenue In The 2009 Budget Pursuant Of N.J.S. 40a:4-87 Chapter 159, P.L. 1948”
4. Resolution 2009-231 “Resolution Providing For The Insertion Of Any Special Item Of Revenue In The 2009 Budget Pursuant Of N.J.S. 40a:4-87 Chapter 159, P.L. 1948”

5. Resolution 2009-232 "Resolution Providing For The Insertion Of Any Special Item Of Revenue In The 2009 Budget Pursuant Of N.J.S. 40a:4-87 Chapter 159, P.L. 1948"
6. Resolution 2009-233 "Resolution Providing For The Insertion Of Any Special Item Of Revenue In The 2009 Budget Pursuant Of N.J.S. 40a:4-87 Chapter 159, P.L. 1948"
7. Resolution 2009-234 "Resolution Authorizing Payment Of The Attached Bills Payable List In The Amount Of \$5,774,870.14"
8. Resolution 2009-235 Resolution Authorizing Shared Service Agreement Between The Borough Of New Providence, The Borough Of Chatham And The City Of Summit

BEING PREPARED BY BOROUGH ATTORNEY - WILL BE SENT ELECTRONICALLY.

9. Introduction of Ordinance 2009-11 Fertilizer Application Ordinance

BEING PREPARED BY BOROUGH ATTORNEY - WILL BE SENT ELECTRONICALLY.

Councilman Galluccio

1. Resolution 2009-236 "Resolution Approving Purchase Order #37129 For Union County College, In The Amount Of \$2,600.00"
2. Resolution 2009-237 "Resolution Approving Purchase Order #37132 For Passaic Valley Coach Lines, In The Amount Of \$1,715.00"

Councilman Hern

1. Resolution -238 "Resolution Of The Borough Of New Providence, County Of Union, State Of New Jersey, Authorizing Installation Of Fiber Optic Cable By Cablevision Lightpath-NJ Within The Borough Right-Of-Way"
2. Introduction of Ordinance 2009-12 "An Ordinance Granting Renewal Of Municipal Consent To Comcast Of New Jersey II, LLC To Construct, Connect, Operate And Maintain A Cable Television And Communications System In The Borough Of New Providence, Union County, New Jersey"

Council President MacDermott

1. Resolution 2009-239 “Resolution Advancing Don Sretenovic To Patrolman Second Grade In The Police Department Of The Borough Of New Providence”
2. Resolution 2009-240 “Resolution Appointing School Crossing Guards For The 2009-2010 School Year For The Borough Of New Providence”

Mayor Thoms

1. Resolution 2009-241 “Resolution Authorizing Agreement Between The Borough Of New Providence And The Pioneer Triathlon Association”
2. Resolution 2009-242 “Resolution Approving Purchase Order #37111 For Fail Safe Testing, In The Amount Of \$3,626.25”
3. Raffle Request RA-867 Lions Club.
4. Raffle Request RA-868 OLP Home School Association
5. Raffle Request RA-869 OLP Home School Association

BOROUGH ADMINISTRATOR’S REPORT.

1. Newsletter.

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 three (3) 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. Resolution 2009-228 “Resolution Supporting The: *Over The Limit Under Arrest 2009 Statewide Crackdown*”
2. Resolution 2009-229 “Resolution Approving Partial Payment #2 To Z Brothers Concrete Contractors, Inc., For The Project Commonly Known As ‘Academy Street Roadway Improvement Project’ “

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| 14. | Resolution 2009-241 | “Resolution Authorizing Agreement Between The Borough Of New Providence And The Pioneer Triathlon Association” |
| 15. | Resolution 2009-242 | “Resolution Approving Purchase Order #37111 For Fail Safe Testing, In The Amount Of \$3,626.25” |
| 16. | Introduction of Ordinance 2009-11 | Fertilizer Application Ordinance |
| 17. | Introduction of Ordinance 2009-12 | “An Ordinance Granting Renewal Of Municipal Consent To Comcast Of New Jersey II, LLC To Construct, Connect, Operate And Maintain A Cable Television And Communications System In The Borough Of New Providence, Union County, New Jersey” |
| 18. | Raffle Request RA-867 | Lions Club. |
| 19. | Raffle Request RA-868 | OLP Home School Association. |
| 20. | Raffle Request RA-869 | OLP Home School Association. |

ADJOURNMENT.