

SPARTA TOWNSHIP COUNCIL

AGENDA

July 25, 2017

PLEASE TAKE NOTICE that action will be taken on the following items at the regular Council meeting on Tuesday, July 25, 2017 in the Council Chambers, Sparta Township Municipal Building, 65 Main Street, Sparta, New Jersey.

- | | |
|-------------------------------------|--|
| TIME: | The meeting is called to order at 6:00 p.m. |
| STATEMENT: | Adequate notice of this meeting was provided to the public and the press on January 3, 2017 by delivering to the press and posting at the Municipal Building a copy of the Annual Notice of Meetings |
| 1. ROLL CALL | G,H,M,Q,W, MGR.,ATTY., MUN CLERK |
| RESOLUTION | Open Public Meetings Act-Executive Session Motion <u>S</u> |
| SALUTE TO THE FLAG | |
| 2. MINUTES | Motion <u>S</u> that the regular and executive Council meeting minutes held on July 11, 2017 be approved as presented. |
| OPEN TO THE PUBLIC | ITEMS NOT ON THE AGENDA |
| 3. MANAGER'S REPORT | |
| APPROVAL OF MANAGER'S REPORT | |

4. INTRODUCTION OF ORDINANCE

17-08	An Ordinance Deleting Section 6-5.1, “Location Restrictions” of Chapter VI, “Alcoholic Beverage Control” of the Revised General Ordinances of the Township of Sparta
-------	--

5. OPEN TO THE PUBLIC

RESOLUTIONS

6. RESOLUTIONS

6-1	Disabled Veteran Tax Refund and Property Tax Exemption
6-2	Resolution Authorizing Acceptance of the Corrective Action Plan
6-3	Resolution Approving the Collective Bargaining Agreement With the Merchandise Drivers Local 641, International Brotherhood of Teamsters and the Township of Sparta
6-4	Resolution of the Township of Sparta Authorizing an Agreement for Payment in Lieu of Taxes Between the Township of Sparta and Capital Care, Inc. & Laddey Lane, LLC
6-5	Fireworks Display

7. COUNCIL LIAISON REPORTS

8. OLD BUSINESS

9. NEW BUSINESS

10. OPEN TO THE PUBLIC

ANY ITEMS

11. EXPENDITURES

12. ADJOURNMENT

Sparta's Website: www.spartanij.org

6-1 Disabled Veteran Tax Refund and Property Tax Exemption

WHEREAS, the owner of Block 3001, Lot 2, is a 100% permanently disabled veteran in accordance with N.J.S.A 54:4-30.30; and

WHEREAS, the property was purchased on May 31, 2017, and is entitled to the exemption as of that date.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Sparta that the Tax Collector refund monies paid in the amount of \$726.25., on Block 3001, Lot 2 for the 2nd quarter of 2017 and cancel the taxes due for the 3rd and 4th quarter of 2017.

6-2 Resolution Authorizing Acceptance of the Corrective Action Plan

BE IT RESOLVED by the Township Council of the Township of Sparta that the Township of Sparta hereby accepts the following Corrective Action Plan for the year 2016 as submitted by the Chief Financial Officer in compliance with Local Finance Notice No. 92-15 dated July 8, 1992.

Corrective Action Plan 2016 Audit Report

Recommendations:

1. That ordinances with a cash deficit over 5 years be funded

Findings of Audit Recommendations:

1. That ordinances with a cash deficit over 5 years are fully within the Township's Utilities Fund. A concerted effort will be made to raise the amounts in future budgets. Funds have been applied to the amount in 2017.

6-3 Resolution Approving the Collective Bargaining Agreement With the Merchandise Drivers Local 641, International Brotherhood of Teamsters and the Township of Sparta

WHEREAS, the Sparta Township Council has negotiated a Collective Bargaining Agreement ("Agreement") with the Merchandise Drivers Local 641, International Brotherhood of Teamsters (Sparta Township Police Dispatchers) for the period January 1, 2016 through December 31, 2019.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Sparta that the Collective Bargaining Agreement between the Township of Sparta and the Merchandise Drivers Local 641, International Brotherhood of Teamsters for the period January 1, 2016 through December 31, 2019 is hereby approved and the Mayor is authorized to execute the Agreement on behalf of the Township of Sparta; and

BE IT FURTHER RESOLVED this Resolution shall take effect immediately.

A copy of this Resolution shall be placed on file with the Clerk of the Township.

If any section, subsection, sentence, clause or phrase in this resolution is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Resolution.

6-4 Resolution of the Township of Sparta Authorizing an Agreement for Payment in Lieu of Taxes Between the Township of Sparta and Capital Care, Inc. & Laddey Lane, LLC

WHEREAS, Capital Care Inc. & Laddey Lane, LLC is proposing to construct a four bedroom group home within the Township of Sparta on a site located at 6 – Laddey Lane (Block 37001, Lot 19), very low, low and moderate income rental units. Capital Care, Inc. & Laddey Lane, LLC has deed restricted the units as affordable housing units, pursuant to the Uniform Housing Affordability Controls, N.J.A.C. 5:80-26.1, et seq. The deed restriction will be recorded and filed in the Sussex County Clerk’s Office; and

WHEREAS, as part of Capital Care, Inc. & Laddey Lane, LLC’s housing project, it has requested that the Township enter into the attached Agreement for Payment in Lieu of Taxes (“Agreement”) by which the Township agrees to accept payments in lieu of taxes (P.I.L.O.T.) in return for the tax exemption as reflected in the Agreement; and

WHEREAS, Capital Care, Inc. & Laddey Lane, LLC has agreed, as a condition of the Township’s tax exemption and the P.I.L.O.T. that the project shall remain as a COAH qualified inclusionary development for the thirty (30) year term of the Agreement; and

WHEREAS, Capital Care, Inc. & Laddey Lane, LLC has presented to the Township Council a revenue projection for the project which sets forth the anticipated revenue to be received from the operation of the project as estimated by Capital Care, Inc. & Laddey Lane, LLC, a copy of which is attached to the Agreement as Exhibit “A” ; and

WHEREAS, Capital Care, Inc. & Laddey Lane, LLC has agreed to make various road and drainage improvements to Laddey Lane as identified by the Township Engineer as a condition of occupancy and prior to the municipality considering acceptance of the roadway;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Sparta, County of Sussex, State of New Jersey, that:

1. The Agreement for Payment in Lieu of Taxes between the Township of Sparta and Capital Care, Inc. & Laddey Lane, LLC (Exhibit “A”) is hereby approved subject to the terms and conditions contained in this Resolution.

2. This Resolution is further conditioned upon Capital Care, Inc. & Laddey Lane, LLC complying within all terms and conditions with the Agreement.

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are authorized to sign the Agreement on behalf of the Township.

6-5 Fireworks Display

BE IT RESOLVED by the Township Council of the Township Sparta that permission is hereby granted to Fireworks Extravaganza, Rochelle Park, NJ to hold a fireworks display at the Lake Mohawk Country Club on Saturday, July 29, 2017 between the hours of 9:00 p.m. to 10:00 p.m. Subject to all documentation and requirements of the Township being met and approved by the Fire Official.

RESOLUTION – OPEN PUBLIC MEETINGS ACT – EXECUTIVE 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 Township Council of the Township of Sparta, County of Sussex, State of New Jersey, as follows:

The public shall be excluded from discussion of an action upon the hereinafter specified subject matters:

The general nature of the subject matter to be discussed is as follows:

- a. Litigation
- b. Personnel
- c. Contract Negotiations

It is anticipated at this time that the above stated subject matter will be made public when deemed appropriate.

This resolution shall take effect immediately.