

SPARTA TOWNSHIP COUNCIL

AGENDA

September 11, 2018

PLEASE TAKE NOTICE that action will be taken on the following items at the regular Council meeting on Tuesday, September 11, 2018 in the Council Chambers, Sparta Township Municipal Building, 65 Main Street, Sparta, New Jersey.

TIME: The meeting is called to order at 7:30 p.m.

STATEMENT: Adequate notice of this meeting was provided to the public and the press on January 9, 2018 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

SALUTE TO THE FLAG

PROCLAMATIONS Prostate Cancer Awareness Month

2. MINUTES Motion S that the Executive Meeting Minutes held on August 14, 2018 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

18-12	Ordinance of the Township of Sparta Amending Chapter 18 Entitled “Comprehensive Land Management Code of the Township of Sparta” to Amend the Zone Map to Add a New District to be Known as the “Planned Commercial-Economic Development (PCED District)”
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5. OPEN TO THE PUBLIC

RESOLUTIONS

6. RESOLUTIONS

6-1	One Day ABC – Sparta Fraternal Order of Police Lodge 26, Sparta, NJ
6-2	Catering Permit – Homestead Restaurant
6-3	ABC Petition To Extend Licensed Premises – Lake Mohawk Country Club, Inc.
6-4	ABC Renewal – 2018 – 2019
6-5	ABC Person-to-Person Transfer License #1918-33-008-012 JKL Tavern, LLC to James Kwok
6-6	Refund Tax Overpayment
6-7	Refund – 2013 State Tax Judgment
6-8	Fireworks Display
6-9	Resolution Supporting the Sparta Township Application for the New Jersey Department of Community Affairs Recreational Opportunities for Individuals with Disabilities Program
6-10	Resolution Authorizing the Issuance of Not Exceeding \$1,766,000 Bond Anticipation

Notes of the Township of Sparta, in the
County of Sussex, New Jersey

- 7. COUNCIL LIAISON REPORTS**
- 8. OLD BUSINESS**
- 9. NEW BUSINESS**
- 10. OPEN TO THE PUBLIC**
- 11. EXPENDITURES**
- 12. ADJOURNMENT**

Sparta's Website: www.spartanj.org

6-1 One Day ABC License – Sparta Fraternal Order of Police Lodge 26 Sparta, NJ

BE IT RESOLVED by the Township Council of the Township of Sparta that permission be granted to Sparta Fraternal Order of Police Lodge 26 Sparta, NJ, P.O. Box 748, Sparta, NJ for a one day liquor license on September 29, 2018 from 2:00 p.m. to 6:00 p.m. to be held at 3 Sparta Junction, Sparta, NJ 07871.

6-2 Catering Permit – Homestead Restaurant

BE IT RESOLVED by the Township Council of the Township of Sparta that permission be granted to the Homestead Restaurant, 294 North Church Road, Sparta, NJ for a catering permit on September 15th & 16th, 2018 from 10:00 a.m. to 6:00 p.m. at Camp Sacajawea, 844 White Lake Road, Sparta, NJ 07871.

6-3 ABC Petition To Extend Licensed Premises – Lake Mohawk Country Club, Inc.

BE IT RESOLVED by the Township Council of the Township of Sparta that permission is granted to Lake Mohawk Country Club, Inc., 21 The Boardwalk, Sparta, NJ to extend the licensed premises as reflected in the Petition to Extend Licensed Premises for the German Christmas Market to be held on November 30th from 12:00 p.m. to 10:00 p.m., December 1st from 10:00 a.m. to 10:00 p.m. and December 2nd, 2018 from 12:00 p.m. to 6:00 p.m. at Lake Mohawk Country Club, 21 The Boardwalk, Sparta, NJ.

The Township Council's approval of Lake Mohawk Country Club, Inc.'s ABC Petition to Extend Licensed Premises is contingent upon the New Jersey Division of Alcoholic Beverage Control's approval of Lake Mohawk Country Club, Inc.'s Petition to Extend Licensed Premises.

6-4 ABC Renewal 2018 – 2019

BE IT RESOLVED by the Township Council of the Township of Sparta that the following Alcoholic Beverage license be and is herewith approved and the Municipal Clerk is authorized to issue said license for the year July 1, 2018 to June 30, 2019.

1918-33-002-004

Homestead Rest Inc
294 North Church Road
Sparta, NJ 07871

6-5 ABC Person-to-Person Transfer License #1918-33-008-012 JKL Tavern, LLC to James Kwok

WHEREAS, an application for the person-to-person transfer of alcoholic beverage license #1918-33-008-012 has been submitted, reviewed and found to be complete in all respects, and;

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey statutes, regulations, promulgated and there under as well as pertinent local ordinances and conditions consistent with Title 33, and;

THEREFORE, BE IT RESOLVED by the Township Council of the Township of Sparta, County of Sussex, acting as the Local Alcoholic Beverage Control Board, that the Person-to-Person transfer of the aforesaid Plenary Retail consumption License to James Kwok, 191 Woodport Road, Sparta, NJ is hereby approved.

6-6 Refund Tax Overpayment

BE IT RESOLVED BY THE Township Council of the Township of Sparta that the Tax Collector refunds the following tax overpayment:

BLOCK	LOT	NAME	ADDRESS	AMOUNT
3038	34	Statewide Closing	52 Hillside Rd	\$2,123.00

6-7 Refund – 2013 State Tax Judgment

BE IT RESOLVED BY THE Township Council of the Township of Sparta that the Tax Collector refunds the following tax overpayment, successful 2013 NJ State Tax Judgment:

BLOCK	LOT	NAME	ADDRESS	AMOUNT
12006	19	Land Holdings of Sparta	23 Wilson Dr	\$11,609.50

6-8 Fireworks Display

BE IT RESOLVED by the Township Council of the Township of Sparta that permission is hereby granted to Fireworks Extravaganza, Rochelle Park, NJ to hold a fireworks display at the Lake Mohawk Golf Club, on Sunday, October 7, 2018 at 7:00 p.m. Subject to all documentation and requirements of the Township being met and approved by the Fire Official.

6-9 Resolution Supporting the Sparta Township Application for the New Jersey Department of Community Affairs Recreational Opportunities for Individuals with Disabilities Program

WHEREAS, the Township of Sparta is striving to improve programming offered to residents with disabilities; and

WHEREAS, the Township of Sparta Recreation Department seeks to implement a bi-weekly bowling nights program to provide residents with a free opportunity to bowl and interact with non-disabled peers; and

WHEREAS, the total cost of this project is approximately \$15,556.80; and

WHEREAS, the Township of Sparta desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for approximately \$12,445.44; and

WHEREAS, as required by the program, the Township of Sparta will provide matching funds of approximately \$3,111.36 (20% of the total project cost); and

NOW THEREFORE BE IT RESOLVED, the Township Council of the Township of Sparta hereby authorizes the application for this grant application and recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between.

NOW THEREFORE BE IT RESOLVED, the Township Manager is authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith.

6-10 Resolution Authorizing the Issuance of Not Exceeding \$1,766,000 Bond Anticipation Notes of the Township of Sparta, in the County of Sussex, New Jersey

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF SPARTA, IN THE COUNTY OF SUSSEX, NEW JERSEY, AS FOLLOWS:

Pursuant to a bond ordinance of The Township of Sparta, in the County of Sussex, New Jersey (the "Township") entitled: "Bond ordinance providing for the improvement of the sanitary sewerage system in and by The Township of Sparta, in the County of Sussex, New Jersey, appropriating \$95,000 therefor and authorizing the issuance of \$60,000 bonds or notes of the Township for financing such appropriation", finally adopted on April 24, 2012 (#11-17) bond anticipation notes of the Township in a principal amount not exceeding \$36,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Township, entitled: "Bond ordinance appropriating \$600,000, and authorizing the issuance of \$300,000 bonds or notes of the Township, for various water utility system improvements or purposes authorized to be undertaken by the Township of Sparta, in the County of Sussex, New Jersey" (#17-07), finally adopted on July 18, 2017, bond anticipation notes of the Township in a principal amount not exceeding \$270,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Township, entitled: "Bond ordinance appropriating \$1,200,000, and authorizing the issuance of \$1,050,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of Sparta, in the County of Sussex, New Jersey" (#18-04), finally adopted on April 24, 2018, bond anticipation notes of the Township in a principal amount not exceeding \$1,050,000 shall be issued for the

purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Pursuant to a bond ordinance of the Township, entitled: “Bond ordinance appropriating \$510,000, and authorizing the issuance of \$410,000 bonds or notes of the Township, for various water utility system improvements or purposes authorized to be undertaken by the Township of Sparta, in the County of Sussex, New Jersey” (#18-09), finally adopted on July 10, 2018, bond anticipation notes of the Township in a principal amount not exceeding \$410,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

All bond anticipation notes (the “notes”) issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Township (the “Chief Financial Officer”), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Township in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Any note issued pursuant to this resolution shall be a general obligation of the Township, and the Township’s faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Township, to the extent it is empowered and allowed under applicable law, will do and perform

all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

All action heretofore taken by officials and professionals of the Township relating to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

This resolution shall take effect immediately.