

SPARTA TOWNSHIP COUNCIL

AGENDA

September 25, 2018

PLEASE TAKE NOTICE that action will be taken on the following items at the regular Council meeting on Tuesday, September 25, 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 Keith Hannam
Tie a Ribbon for the Cure

2. MINUTES Motion _S_ that the Regular Meeting Minutes held on August 28, 2018 be approved as presented.

Motion _S_ that the Executive Meeting Minutes held on August 28, 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

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| 18-13 | Bond Ordinance Providing for the Improvement of Demarest Road Phase II And Green Road by the Township of Sparta, in the County of Sussex, New Jersey, Appropriating \$335,000 Therefor and Authorizing the Issuance of \$199,500 Bonds or Notes of the Township for Financing such Appropriation |
| 18-14 | An Ordinance Accepting Easements From CC Holdings LLC and Approving Mortgage Subordinations |
| 18-15 | An Ordinance Amending Chapter XVIII, the Comprehensive Land Management Ordinances of the Township of Sparta, to Include Within Section 18-4.5h a New Subsection Prohibiting Marijuana Within All Zones |

5. HEARING OF ORDINANCE

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| 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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6. OPEN TO THE PUBLIC

RESOLUTIONS

7. RESOLUTIONS

- 7-1 Refund Tax Overpayment
- 7-2 Resolution to Escheat Premiums to the Township of Sparta
- 7-3 Refund – 2018 State Tax Judgment
- 7-4 Refund Water Overpayment
- 7-5 Resolution Authorizing the Tax Collector to Apply Prepaid Tax Credits
- 7-6 Resolution Approving the Submission of a 2019 New Jersey Department of Transportation – Municipal Aid Grant Application and Execution of a Grant Agreement for the Green Road Improvements Project
- 7-7 Resolution Approving the Submission of a 2019 New Jersey Department of Transportation – Municipal Aid Grant Application and Execution of a Grant Agreement for the East Mountain Road Improvements Project
- 7-8 Resolution of Support from Local Governing Body Authorizing the Sustainable Jersey Grant Application
- 7-9 Resolution Opposing the Legalization of Recreational Marijuana by the State of New Jersey
- 7-10 Resolution to Amend the 2018 Capital Budget

8. COUNCIL LIAISON REPORTS

9. OLD BUSINESS

10. NEW BUSINESS

11. OPEN TO THE PUBLIC

12. EXPENDITURES

13. ADJOURNMENT

Sparta's Website: www.spartanj.org

7-1 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
3001	2	Huntington Mort	133 Seneca Lake Rd	\$4,461.99

7-2 Resolution to Escheat Premiums to the Township of Sparta

BE IT RESOLVED BY THE Township Council of the Township of Sparta that the Tax Collector shall be authorized to escheat the Premium from the following property to the Township of Sparta:

BLOCK	LOT	NAME	ADDRESS	AMOUNT
32003	8	Scheck, Michael	33 Brook Dr	\$3,600.00

7-3 Refund – 2018 State Tax Judgment

BE IT RESOLVED BY THE Township Council of the Township of Sparta that the Tax Collector refunds the following tax overpayment due to the successful 2018 County Board Judgment:

BLOCK	LOT	NAME	ADDRESS	AMOUNT
10001	63	Sureshbabu, Kurra	1 Hyde Park Place	\$6,646.42

7-4 Water Overpayment Refund

BE IT RESOLVED BY THE Township Council of the Township of Sparta that the Tax Collector refunds the following water payment made in error:

ACCT	NAME	ADDRESS	AMOUNT
35002-0	Deck Remodelers	43 Theater Center	\$198.51

7-5 Resolution Authorizing the Tax Collector to Apply Prepaid Tax Credits

BE IT RESOLVED BY THE Township Council of the Township of Sparta that the Tax Collector be allowed, with written consent from the property owner, to apply excess taxes paid between July 17, 2018 to December 31, 2018, to future taxes, pursuant to P.L. 2018.C.8.

7-6 Resolution approving the submission of a 2019 New Jersey Department of Transportation – Municipal Aid Grant Application and Execution of a Grant Agreement for the Green Road Improvements Project.

WHEREAS, the Township of Sparta is requesting funding from the New Jersey Department of Transportation through the 2019 Municipal Aid Program for the completion of the Green Road Improvements Project.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Sparta, in the County of Sussex, State of New Jersey formally approves this grant application.

BE IT FURTHER RESOLVED, that the Township Manager is hereby authorized to submit an electronic grant application identified as MA-2019-Green Road Improvements Project-00205 on behalf of the Township of Sparta to the New Jersey Department of Transportation.

BE IT FURTHER RESOLVED, that the Mayor, Township Manager and/or Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Sparta and that their signature(s) constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

7-7 Resolution Approving the Submission of a 2019 New Jersey Department of Transportation – Municipal Aid Grant Application and Execution of a Grant Agreement for the East Mountain Road Improvements Project

WHEREAS, the Township of Sparta is requesting funding from the New Jersey Department of Transportation through the 2019 Municipal Aid Program for the completion of the East Mountain Road Improvements Project.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Township of Sparta, in the County of Sussex, State of New Jersey formally approves this grant application.

BE IT FURTHER RESOLVED, that the Township Manager is hereby authorized to submit an electronic grant application identified as MA-2019-East Mountain Road Improvements Proj-00206 on behalf of the Township of Sparta to the New Jersey Department of Transportation.

BE IT FURTHER RESOLVED, that the Mayor, Township Manager and/or Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of Sparta and that their signature(s) constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement.

7-8 Resolution of Support from Local Governing Body Authorizing the Sustainable Jersey Grant Application

WHEREAS, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

WHEREAS, the Township of Sparta strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

WHEREAS, the Township of Sparta is participating in the Sustainable Jersey Program; and

WHEREAS, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Gardiner Environmental Fund Small Grants Program funding cycle due October 31, 2018.

NOW THEREFORE BE IT RESOLVED, the Mayor and Council of the Township of Sparta has determined that the Township of Sparta should apply for the aforementioned Grant for the purchase and installation of electric vehicle charging stations at various public facilities.

NOW THEREFORE BE IT RESOLVED, the Mayor and Council of the Township of Sparta, State of New Jersey, authorize the submission of the aforementioned Sustainable Jersey Grant.

7-9 Resolution Opposing the Legalization of Recreational Marijuana by the State of New Jersey

WHEREAS, the Township Council of the Township of Sparta, County of Sussex, New Jersey is strongly committed to the health, well-being, and safety of its citizens and youth; and

WHEREAS, the Township Council of the Township of Sparta is aware that there is legislation being considered in the New Jersey State Legislature that would legalize the use of recreational marijuana; and

WHEREAS, it has been purported that legalization of marijuana may provide substantial revenue to the State of New Jersey through taxes that would be established within the legislation, however, this revenue does not take into consideration the social costs of widespread marijuana use. According to the Rocky Mountain High Intensity Drug Trafficking Area report of November 2017, examples include increased emergency room visits, hospitalizations and treatment for addiction; loss of productivity in the workplace; lower educational achievement; increased unemployment rates, increased accidental injuries; higher crime rates; and

WHEREAS, medical marijuana is generally carefully controlled for the amount of delta-9-tetrahydrocannabinol, generally referred to as "THC". Recreational marijuana, on the other hand, is specifically designed to have as much "THC" as possible; and

WHEREAS, "THC" is known to impair physical function in the user including reaction time while operating a vehicle and the user's ability to perceive danger; and

WHEREAS, New Jersey utilizes drug recognition experts ("DRE") to determine whether someone is under the influence of a drug, including marijuana, when operating a motor vehicle

and there is no current objective standard for operating under the influence of drugs like marijuana as compared to standards established for driving while intoxicated (.08%); and

WHEREAS, marijuana has been genetically modified to increase the potency of the principal psychoactive substance, tetrahydrocannabinol (THC), bringing the THC level from below 10 percent, which the marijuana of the 60's, 70's and 80's contained, to 25 percent and higher, with some derivatives containing up to 98 percent THC (according to Rocky Mountain HIDTA); and

WHEREAS, according to the Lancet Psychiatry Journal, studies have shown that THC potency above 25 percent has been linked to significant increases in psychotic episodes and addiction among users; and

WHEREAS, production and marketing of marijuana concentrates, in places where recreational use has been legalized, commonly have THC levels above 90 percent and are sold in waxes, oils, and edible products in the form of cookies, brownies, candy, gummy bears, and lollipops that are indistinguishable from products that do not contain THC; and

WHEREAS, based on the evidence-based studies, research has established a causal link to significant societal costs associated with marijuana use.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Sparta opposes ANY effort by the New Jersey Legislature to legalize marijuana for Recreational Use; and

NOW, BE IT FURTHER RESOLVED that the Clerk of the Township Council shall forward a certified true copy of this Resolution to the Governor of the State of New Jersey, Lieutenant Governor of the State of New Jersey, all County Boards of Chosen Freeholders, and the Mayor and Council of all towns within the County of Sussex.

7-10 Resolution to Amend the 2018 Capital Budget

WHEREAS, the local capital budget for 2018 was adopted on the 13th day of March 2018; and,

WHEREAS, it is desired to amend said adopted capital budget section.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Sparta, County of Sussex, State of New Jersey that the following amendment to the adopted capital budget section of Capital be made.

(See Attached)

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