

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2013 – 046 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 23rd day of January, 2013 that:

1. Prior to the conclusion of this **Regular Meeting**, the Township Council shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
 - () b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
 - () b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
 - () b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
 - (X) b. (4) A collective bargaining agreement including negotiations.
 - () b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
 - () b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
 - (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
 - o Contract – Triple T Construction – Recycling Center
 - o Contract – Building Maintenance Hillcrest
 - o Litigation - Shortway vs. West Milford (Action No. 06-2933)
 - () b. (8) Personnel matters.
 - () b. (9) Deliberations after a public hearing that may result in penalties.
2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted: January 23, 2013

Adopted this 23rd of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford
Office of the Clerk
Interoffice Memorandum

To: Honorable Mayor & Council

From: Antoinette Battaglia, Township Clerk

Date: January 16, 2013

Subject: Liquor License Transfer
1615-33-023-004 - Falciglia Sal F. to Blini, LLC
Person-to-Person & Place-to-Place (Expansion of Premises)

Ladies and Gentlemen:

Public hearings have been scheduled for the above referenced liquor license transfers as required by law and I provide you with the following:

We have received an application for this person-to-person and place-to-place transfer from Sal Falciglia to Blini LLC. The license will change ownership by virtue of the transfer but it will be housed at the same location, 216 Cahill Cross Road. The application was circulated among all necessary departments, approvals & recommendations have been received and no objections have been filed.

When the new licensee is ready to begin operating, they will file the necessary paperwork with the Clerk's office to activate the license. At that time, all relevant departments will be required to review the application again to ensure compliance with applicable statutes.

Most of you know the licensed premises as "Wine in the Woods". The new owner has plans to open a restaurant at that premises and will be required, as stated above, to file the appropriate paperwork at that time. The place-to-place transfer application is the state mechanism used to file the change in use with the Division of Alcoholic Beverage Control and it is called an expansion of premises. As you know, a public hearing is required for all such transfers.

The resolution authorizing the transfers is on the agenda for later in the evening.

Thank you for your consideration.

Antoinette

c: Nancy Gage, Township Administrator
Fred Semrau, Township Attorney

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2013 - 001 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 271, "POLICE SERVICES CHARGES," OF THE REVISED GENERAL ORDINANCES

BE IT ORDAINED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey, as follows:

SECTION 1. Chapter 271 Police services Charges, Section §271-2, Rate for Employment by Third Parties, of the Revised General Ordinances of the Township of West Milford, is hereby amended and supplemented to read as follows:

§ 271-2. Rate for Employment by Third Parties.

Third parties seeking to utilize Township police services must coordinate the services through the Police Department. The Township shall be paid for the outside employment of police by third parties at a rate equal to the overtime rate of the officer being employed or straight time rates of a special officer plus an additional 10% for benefits, supervision, and other overhead. The Township may require the establishment of an escrow account initially funded at an amount estimated to cover the cost of the employment which shall be posted at least 10 days prior to the date in which the employment is needed.

SECTION 2. All ordinances of the Township of West Milford which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

SECTION 4. This Ordinance may be renumbered for purposes of codification.

SECTION 5. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

Introduced:
Adopted:
Effective Date:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST

Antoinette Battaglia, Township Clerk

By: _____
Bettina Bieri, Mayor

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2013 – 002 ~

AN ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 135 “FEES,” OF THE REVISED GENERAL ORDINANCES

BE IT ORDAINED by the Municipal Council of the Township of West Milford, County of Passaic, State of New Jersey, as follows:

BE IT ORDAINED by the Municipal Council of the Township of West Milford, County of Passaic, State of New Jersey, as follows:

§ 135-2 Department of Parks and Recreation

The Department of Parks and Recreation is authorized to charge the following fees:

- A. Bubbling springs membership and badge:
 - (1) Family: consists of parent(s) and all children age 26 living at home

\$250.00 PLUS TWO GUEST BADGES
 - (2) One parent, one child ages 2-24 living at home \$200.00
 - (3) Non-resident family sponsored by resident family:
 (Number will be limited). \$300.00
 - (4) Individual non-resident (Number will be limited). \$150.00
 - (5) Individual: a person age 13 through 61: \$125.00
 - (6) Late fee: additional fee added to membership fee after the
 June deadline of each year: \$ 20.00
- B. Bubbling Spring Park guest membership (per person):
 - (1) A person under two years of age: No charge.
 - (2) A person from two years to seventeen years of age \$5.00
- C. Swim lessons:
 - (1) Lake member.
 - (a) All children:
 - [1] One session \$60.00 [2] Two sessions: \$110.00
 - [3] Three sessions: \$160.00
 - (2) Nonmember.
 - (a) All children:
 - [1] One session: \$ 70.00 [2] Two sessions \$130.00
 - [3] Three sessions: \$185.00
 - (3) Swim team.
 - (a) First child: \$95.00 each.
 - (b) Each additional child: \$90.00 each.
- D. Day camp: children entering kindergarten through 8th grade.
 - (1) Each child: \$250.00 per two-week session.
- E. Teen camp: \$285.00 per two-week session.
- F. Early drop-off/late pickup, per child: \$80 per two-week session;
\$40 per child per one-week session.
- G. Muppet camp: children ages three and four not entering kindergarten \$110.00
- H. A nonrefundable maintenance fee of \$25 shall be charged for each group use permit that requires the opening, closing and/or cleaning of a facility.
- I. Permit fees: Bubbling members will be charged a nonrefundable administrative/user fee of \$30 for guest groups numbering more than twenty-five. Permits must be filled out at the Parks & Recreation office. Groups under twenty-five in number do not need to have a permit or pay a maintenance fee. They must make arrangements with the Lake Director prior to the party.

- | | | |
|----|----------------|---|
| J. | PRIDE | \$15.00 per day not to exceed \$60.00 per week. |
| K. | Pre School | \$225.00 per 7 week session. |
| L. | Friday Fun Day | \$185.00 per 7 week session. |

This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

INTRODUCED:

ADOPTED:

EFFECTIVE DATE:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST

Antoinette Battaglia, Township Clerk

By: _____
Bettina Bieri, Mayor

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2013 - 003 ~

ORDINANCE OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY CONCERNING SALARIES AND COMPENSATION FOR PART TIME AND SEASONAL EMPLOYEES

BE IT ORDAINED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey that pursuant to Chapter 33 entitled Personnel of the Revised General Ordinances of the Township of West Milford, New Jersey, 2007 the following Officers and Employees here below stated shall be classified by job title with the corresponding pay ranges:

TEMPORARY, PART TIME AND SEASONAL EMPLOYEES

JOB TITLE	WAGE RATE
Recreation Attendant (includes coffeehouse monitors, volley ball referees, program assistants)	\$8.00 - \$15.00 per hour
Substitute Lake Director & Day Camp Director	\$12.00 - \$20.00 per hour
Recreation Aide (includes waterfront supervision, concession/gate monitors, seasonal maintenance workers, day camp counselors, program specialist, athletic coordinator)	\$8.25 - \$20.00 per hour
Swim Instructor	\$8.50 per hour. \$15.00 per hour.
Head Swim Instructor/Swim Team Coordinator This was a seasonal rate converted to an hourly rate.	\$15.00 per hour to \$30.00 per hour
Disabled Programs ;	
Summer Aide	\$7.50 - \$12.00 per hour
Aide	\$8.50 - \$15.00 per hour
Teacher	\$15.00 - \$20.00 per hour
Pre School Teacher	\$12.00 - \$22.00 per hour
Building Service Worker (Monitor)	\$9.00 - \$14.00 per hour
Head Teacher	\$25.00 - \$28.00 per hour

Any ordinance or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to such extent as they are in conflict or inconsistency.

This ordinance shall take effect 20 days after its final passage by the Township Council.

INTRODUCED:
 ADOPTED:
 EFFECTIVE DATE:

ATTEST:

TOWNSHIP OF WEST MILFORD
 COUNTY OF PASSAIC
 STATE OF NEW JERSEY

 Antoinette Battaglia, Township Clerk

By: _____
 Bettina Bieri, Mayor

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2013 - 004 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY CONCERNING SALARIES AND COMPENSATION FOR ADMINISTRATIVE, CONFIDENTIAL AND UNAFFILIATED EMPLOYEES

BE IT ORDAINED, by the Township Council of the Township of West Milford, in the County of Passaic, New Jersey that pursuant to Chapter IV entitled Personnel of the Revised General Ordinances of the Township of West Milford, New Jersey, 1976, the following Officers and Employees here below stated shall be classified by job title with the corresponding pay ranges:

MAYOR AND COUNCIL

JOB TITLE	MINIMUM	MAXIMUM
Township Mayor	\$5,348.00	\$5,800
Township Council	\$4,754.00	\$5,200

DEPARTMENT AND OFFICE HEADS

JOB TITLE	MINIMUM	MAXIMUM
Township Administrator	\$70,000.00	\$144,000.00
Director of Finance	\$55,000.00	\$112,000
Director of Public Works	\$55,000.00	\$110,000
Township Clerk	\$55,000.00	\$95,000.00
Director of Community Services and Recreation	\$55,000.00	\$95,000.00
Court Administrator	\$45,000.00	\$90,000

DIVISION HEADS

JOB TITLE	MINIMUM	MAXIMUM
Police Chief	\$137,500.00	\$148,000
Tax Assessor	\$50,000.00	\$109,000
Tax Collector	\$50,000.00	\$93,500.00
Construction Official	\$45,000.00	\$99,000
Fire Marshall	\$50,000.00	\$70,000.00

CONFIDENTIAL AND UNAFFILIATED EMPLOYEES

JOB TITLE	MINIMUM	MAXIMUM
Data Processing Coordinator/Network Administrator	\$35,000.00	\$81,000
Chief Custodian	\$25,000.00	\$71,000
Judge	\$15,000.00	\$36,000
Prosecutor	\$10,000.00	\$27,000.00
Entry-Level Computer Technician	\$15 per hr.	\$20 per hr.

STIPENDS

JOB TITLE	MINIMUM	MAXIMUM
Fire Commissioner	\$3,000.00	\$6,500.00
Deputy Fire Commissioner	\$1,500.00	\$5,000.00
Emergency Management Coordinator	\$2,000.00	\$2,000.00
Deputy Emergency Management Coordinator	\$3,000.00	\$3,000.00
Telecommunications Systems Analyst	\$2,500.00	\$5,500.00
Veteran Officer	\$500.00	\$1,500.00
Secretary Bd./Comm P/T (A) – General	\$130 per mtg.	\$200 per mtg.
Secretary Bd./Comm P/T (B) – Zoning Bd.	\$250 per mtg.	\$500 per mtg.
Deputy Registrar	\$3,000.00	\$6,000.00
Alternate Deputy Registrar	\$1,000.00	\$3,000.00

1. The aforelisted Officers and Employees shall be compensated in accordance with the preceding Salary Range.
2. **BENEFITS:** Benefits relating to vacation, sick days, personal days, longevity, holidays, bereavement leave and medical insurance shall be those as contained in the contract between the West Milford Municipal Employees Guild (AFSCME 3301) and the Township of West Milford or any employment agreement consistent with applicable law.
3. **OVERTIME:** If not otherwise eligible for overtime compensation by contract or law, each full-time department and division head in lieu of overtime compensation as provided in the Guild contract, shall receive three (3) vacation days and up to 35 compensatory hours annually, the latter earned hour for hour for hours worked above forty per week. All other full-time employees listed in this ordinance if not otherwise eligible for overtime compensation by contract or law, shall receive 21 compensatory hours annually, plus one half hour for each hour worked above thirty-five or forty hours per week depending on the applicable contract for the employee's department. Vacation and compensatory time may be used or accumulated as follows: vacation days may be carried for up to one year from January 1 following the year earned, and compensatory hours may be taken no later than April 1 of the year following the year earned.
4. Stipend Positions will not be subject to increases unless specifically authorized by Resolution of the governing body.
5. Any ordinance or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to such extent as they are in conflict or inconsistent. This ordinance shall take effect 20 days after its final passage by the Township Council.

INTRODUCED:
ADOPTED:

ATTEST:

**TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY**

Antoinette Battaglia, Township Clerk

By: _____
Bettina Bieri, Mayor

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 - 047 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING EXECUTION OF A MEMORANDUM OF UNDERSTANDING WITH THE CITY OF NEWARK, THE TOWNSHIP OF WEST MILFORD AND THE WEST MILFORD POLICE DEPARTMENT FOR MONITORING & SECURITY OF WATER SUPPLY FACILITIES IN THE NEWARK WATERSHED

WHEREAS, the City of Newark has obtained and appropriated funding for monitoring and security systems for water supply facilities in the Newark Watershed; and

WHEREAS, the West Milford Police Department has recommended the execution of a Memorandum of Understanding with the City of Newark for the installation of monitoring equipment in the police department to allow for improved monitoring at those facilities ; and

WHEREAS, said agreement outlines the terms and conditions of the responsibilities of each party to the agreement.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic and State of New Jersey that the Mayor and Township clerk be and are hereby authorized to execute a Memorandum of Understanding with the City of Newark to identify the systems & security infrastructure to be exchanged and/or shared by each party and delineate the respective responsibilities of the parties; and

BE IT FURTHER RESOLVED that the Memorandum of Agreement shall not be considered to be complete without final review by the Township Attorney with his original signature affixed thereto as evidence of such final review.

This Resolution shall take effect immediately.

Adopted: January 23, 2013

Adopted this 23rd day of January 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 - 048 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO JOANNA SLAGLE FOR THE PREPARATION OF THE WEST MILFORD TOWNSHIP TRAILS MASTER PLAN FOR AN AMOUNT NOT TO EXCEED \$7,800

WHEREAS, the Mayor and Council of the Township of West Milford has a need to appoint a Professional Planner as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, Joanna Slagle of Banisch Associates, Inc. submitted a proposal dated December 19, 2012 for the preparation and completion of the West Milford Township Trails Master Plan; and

WHEREAS, the total amount of the contract shall not exceed \$7,800.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to N.J.A.C. 5:30-5.4.

WHEREAS, Joanna Slagle has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that she has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit Banisch Associates, Inc. from making any reportable contributions through the term of the contract; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "professional services" without competitive bid and the contract itself must be made available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, County of Passaic and State of New Jersey as follows:

1. The Township Council hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Joanna Slagle of Banisch Associates, Inc. with offices located at 111 Main Street, Flemington, New Jersey, 08822 as professional planner for the Township of West Milford in an amount not to exceed \$7,800.00. The agreement shall be on file in the office of the Township Clerk.
2. The term of the contract shall be for a period to run through December 31, 2013.
3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 23, 2013

Adopted this 23rd day of January, 2013
and certified as a true copy of an original

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 – 049 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWNSHIP AND TMP OF NEW YORK, INC. d/b/a TEPLITZ METAL PROCESSING FOR THE MARKETING OF RECYCLABLE SCRAP METAL

WHEREAS, proposals were solicited for The Marketing Of Recyclable Scrap Metal for the Township of West Milford by the Solid Waste and Recycling Coordinator, West Milford Department of Public Works on December 11, 2012; and

WHEREAS, one proposal was received on December 26, 2012 in the Office of the Township Clerk and conveyed to the Solid Waste and Recycling Coordinator; and

WHEREAS, Teplitz has satisfactorily worked with the Township as the scrap metal vendor for four years; and

WHEREAS, the Director of Public Works and the Solid Waste & Recycling Coordinator have thoroughly reviewed each proposal, and has recommended the award of a contract to TMP of New York, Inc. d/b/a Teplitz Metal Processing;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford, County of Passaic and State of New Jersey that the Mayor and the Municipal Clerk are hereby authorized to execute an agreement with TMP of New York, Inc. d/b/a Teplitz Metal Processing for the marketing of recyclable scrap metal for the period of January 1, 2013 through December 31, 2013 for the Township of West Milford.

Adopted: January 23, 2013

Adopted this 23rd day of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 - 050 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PROFESSIONAL INSURANCE ASSOCIATES, INC. TO SERVE AS RISK MANAGEMENT CONSULTANT FOR THE TOWNSHIP

WHEREAS, the Township of West Milford is a member of the Morris Joint Insurance Fund (MJIF); and

WHEREAS, the West Milford Insurance Committee has recommended that the Township of West Milford retain professional risk management services; and

WHEREAS, Professional Insurance Associates, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the Professional Insurance Associates, Inc. from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey as follows:

1. The Township Mayor and Township Clerk are authorized to execute an agreement with Professional Insurance Associates, Inc., with offices located in Carlstadt, New Jersey to serve as the Township's Risk Management Consultant from January 1, 2013 through December 31, 2013.
2. Compensation for the provision of these services shall be at 5% of the Municipality's annual assessment as promulgated by the Morris County Municipal Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund.
3. Compensation shall be made to the Professional Insurance Associates, Inc. through the Morris Joint Insurance Fund pursuant to their customary payment schedule, as is standard practice in the industry.
4. The Township Commissioners to the Morris Joint Insurance Fund shall keep themselves apprised of these payments by virtue of the regular payment of bills which are authorized and approved at the regular meetings of the MJIF.
5. This resolution shall take effect immediately.

Adopted: January 23, 2013

Adopted this 23rd day of January 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 - 051 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A CARETAKER AGREEMENT WITH JANETTE WEBER TO SERVE AS CARETAKER OF WESTBROOK PARK

WHEREAS, the Township of West Milford previously authorized caretaker agreements for Westbrook Park; and

WHEREAS, the Director of Community Services & Recreation has recommended Janette Weber to serve in this capacity.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford, in the County of Passaic, and State of New Jersey as follows:

1. The Mayor and Municipal Clerk be and are hereby authorized to execute a caretaker agreement with Janette Weber to serve as caretaker of Westbrook Park for the period January 1, 2013 through December 31, 2013.
2. The Chief Financial Officer shall receive a copy of the aforementioned agreement and make appropriate adjustments with respect to any 1099 reporting to the IRS.
3. This Resolution shall take effect immediately.

Adopted: January 23, 2013

Adopted this 23rd day of January 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 – 052 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A PERSON TO PERSON AND PLACE TO PLACE (EXPANSION) TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-023-004 FROM FALCIGLIA SAL F. TO BLINI LLC FOR PREMISES AT THE SAME LOCATION

WHEREAS, an application has been received for a Person to Person and Place to Place transfer of 2012 - 2013 Plenary Retail Consumption License No. 1615-33-023-004 presently held by Falciglia Sal F. to Blini LLC for premises at 216 Cahill Cross Road, West Milford, New Jersey 07480; and

WHEREAS, the Township Council has conducted a public investigation of the applicant as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control dated April 14, 1980, and

WHEREAS, as a result of that investigation the Township Council has determined the following:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.
3. The applicant has disclosed to the issuing authority the source of all financing obtained in the previous license year (July 1, 2011 - June 30, 2012).

WHEREAS, as a further result of the public investigation and upon the recommendation of the Police Department the Township Council authorizes the inactive license be transferred with conditions as follows:

Prior to activating the license inspections of premises must be made and satisfactory recommendations must be received at the Township Clerk's office from the following departments: Health Department, Fire Prevention Department and Police Department. Inactive licenses must submit pages 1, 2 and 11 of the 12-page Application to the Township Clerk's office within ten days of opening premises.

NOW, THEREFORE, BE IT RESOLVED that the application is hereby approved and the Township Clerk is authorized to issue the license certificate for the Mayor and Township Council of the Township of West Milford upon receipt of satisfactory recommendations of premise inspections.

Adopted: January 23, 2013

Adopted this 23rd day of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 - 060 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING A LOWER CO-INSURANCE LIMIT THROUGH THE OFFERING PROVIDED BY XL INSURANCE COMPANY AND THE JOINT INSURANCE FUND (JIF)

WHEREAS, the Township of West Milford (hereinafter, the Township) is a member of the Morris County Municipal Joint Insurance Fund (hereinafter, the JIF) for all Property and Casualty coverages (including but not limited to Property, General Liability, Inland Marine and Workers Compensation) and more specifically, Employment Practices Liability and Public Officials Liability coverage; and

WHEREAS, the Employment Practices Liability and Public Officials Liability coverages are provided by XL Insurance Company, through a separate insurance contract held by the JIF on behalf of its member municipalities; and

WHEREAS, the 2013 renewal program offered by XL Insurance Company allows for various options to change both deductibles and co-insurance, at an additional premium; and

WHEREAS, Municipal Risk Management Consultant (hereinafter, the RMC) has performed due diligence in reviewing the options and provided a recommendation for consideration during a recent public meeting of the Governing Body; and

WHEREAS, the Governing Body, after reviewing and discussing the options presented and recognizing the timeframe for action did by consensus on December 5, 2012 agree to take action.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of West Milford, County of Morris, State of New Jersey, the Township Administrator and RMC are hereby authorized and directed to effectuate the following option

\$20,000 Deductible with a 20% Co-Insurance of the 1st \$100,000. of claim

as stated in the Memorandum issued by the JIF Underwriting Manager for a **January 1, 2013** effective date; and

BE IT FURTHER RESOLVED, a certified copy of this Resolution shall be forwarded to Professional Insurance Associates, 429 Hackensack Street, P.O. Box 818 Carlstadt, NJ 07072, Risk Management Consultant to the Township.

This Resolution shall take effect immediately.

Adopted: January 23, 2013

Adopted this 23rd day of January 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 - 061 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO FOX ARCHITECTURAL DESIGN FOR THE PERFORMANCE OF ARCHITECTURAL SERVICES FOR THE TOWNSHIP MUSEUM IN AN AMOUNT NOT TO EXCEED \$6,300.00

WHEREAS, there exists a need for professional services to be rendered for Architectural Services associated with the West Milford Museum; and

WHEREAS, the Township wishes to retain Fox Architectural Design to provide such professional services regarding the above referenced property and in accordance with its proposal for such services dated March 19, 2010, which has been placed on file with the Office of the Township Clerk; and

WHEREAS, the total amount of the contract shall not exceed \$6,300.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds said funds to be encumbered from the Heritage Trust Fund; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "professional services" without competitive bid and the contract itself must be made available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey as follows:

1. The Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Fox Architectural Design with offices located at 546 Route 10, Ledgewood, New Jersey, 07852 to provide professional services regarding the performance of Architectural Services associated with the West Milford Museum in an amount not to exceed \$6,300.00, with such funds to be provided by the Heritage Trust Fund, and in accordance with its proposal dated March 19, 2010.
2. This contract is awarded without competitive bidding as a professional service in accordance with the provisions of the Local Public Contracts Law because said services are performed by a person authorized by law to practice a recognized profession.
3. The total fee authorized for this contract shall not exceed \$6,300.00 without the prior written approval of the Township Council.
5. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 18, 2013

Adopted this 18th day of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk



MEMO TO: Nancy Gage
Township Administrator

FROM: Tonya E. Cubby, Chairperson *YEC*
Heritage Committee

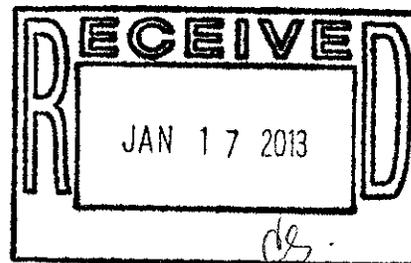
DATE: January 17, 2013

RE: Professional Services Contract
Fox Architectural Design - Museum Ceiling Renovation

C: Antoinette Battaglia, Township Clerk
Julie Zeltner, Treasurer's Office
Heritage Committee

Attached are various documents with regard to Fox Architectural Design and their proposal to continue providing architectural services for the repair/replacement of the West Milford Museum's metal/plaster ceiling. Fox Architectural Design is the architectural firm who provided designs, plans, and bid documents, and acted as our project administrator for the 1999 major renovation of this historically designated building which serves as the Township Museum. They were awarded a professional services contract in 2011 to prepare designs and bid documents for the final phase of this renovation project to replace the ceiling. This phase had been removed from the 1999 project due to limited funds. Several design concepts were submitted to the Heritage Committee for review, but final approval of the plans did not occur within the contract period, so therefore, a new professional service contract is required so that the project can be completed. The original contract amount of \$7,200.00 appropriated for the architectural services is being paid by the Heritage Committee from the Heritage Trust Fund, with monies that were donated or raised through the annual tennis tournaments. A \$900.00 retainer was paid to Fox Architectural Design in 2011, so this new contract amount will be for the balance or **\$6,300.00**. I have attached copies of the new pay to play documents that were received on January 4, 2013, as well a copy as the original purchase order, proposal for services, the original 2011 professional services contract, and a sample resolution.

Kindly advise if there is anything else you require in order for this contract to be approved before we continue with this project. If you have any questions with regard to this matter, please contact me at ext 2798. Thank you!



Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 – 053 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PASSAGE OF CONSENT AGENDA

WHEREAS, the Mayor and Township Council of the Township of West Milford has reviewed the Consent Agenda consisting of various proposed Resolutions and Applications.

NOW, THEREFORE, BE IT RESOLVED, that the following Resolutions and Applications on the Consent Agenda are hereby approved:

Resolutions:

- a. **2013-054** – Correct LOSAP List
- b. **2013-055** – Cancel Check
- c. **2013-056** – Refund Escrow Funds
- d. **2013-057** – Refund Health Department Fee
- e. **2013-058** – Refund Other Liens
- f. **2013-059** – Refund Overpayments

Applications:

- 1. Application for Special Permit for Social Affair by Saint Joseph for March 16, 2013.
- 2. Application for On Premise Draw Raffle License No. 2013-04 by St. Joseph Church for March 16, 2013.
- 3. Application for Casino Night License No. 2013-05 by St. Joseph Church for March 16, 2013.
- 4. Application for Off Premise Draw Raffle License No. 2013-06 by BPOE West Milford Elks Lodge #2236 for April 26, 2013.

Adopted: January 23, 2013

Adopted this 23rd day of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 - 054 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF
NEW JERSEY APPROVING THE CORRECTED LIST OF VOLUNTEER MEMBERS OF THE
TOWNSHIP OF WEST MILFORD FIRE DEPARTMENTS AND FIRST AID SQUADS**

WHEREAS, the Township adopted Resolution No. 2012-389 which approved the certification list of volunteer members of the Township of West Milford for 2011; and

WHEREAS, the list was posted for 30 days and there are corrections to this list.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford, formally approve the corrected list of the volunteer members of the Township of West Milford fire departments and first aid squads for the year 2011, a copy of which list is on file in the Office of the Township Clerk.

Approved: January 23, 2013

Adopted this 23rd day of January 2013
and certified as a true copy of the original.

Antoinette Battaglia, Township Clerk

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST AND AFFIX SEAL

Antoinette Battaglia, Township Clerk

Bettina Bieri, Mayor

Township of West Milford

CORRECTION TO LOSAP LIST FOR 2011

FOR RESOLUTION 2012-389

Names that were on the list that should not be:

Frank Garren	Fire Company # 3
Thomas Timpson	Fire Company #3
Ashley Galimi	WMFAS
Todd Kochakju	WMFAS

Names that should have been on the list:

Stephen Hetteema	Fire Company #3
Kevin Townsend	Fire Company #3
Liam Glinane	WMFAS
Rosemarie Lewis	WMFAS

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 - 055 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF A TOWNSHIP CHECK

BE IT RESOLVED, by the Township Council of the Township of West Milford that, based upon the report and request of the Tax Collector's Office the following check be cancelled:

REASON: OVERPAYMENT OF REFUND - Check Undeliverable

BLOCK/LOT	NAME	AMOUNT	YEAR
5312-1.03	Lena Saffioti	\$250.00	2012
TOTAL		\$250.00	

Adopted: January 23, 2013

Adopted this 23rd day of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 - 056 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF ESCROW MONIES

BE IT RESOLVED, by the Township Council of the Township of West Milford that, based upon the report and request of the Planning Department the following Escrow monies be refunded:

Name & Address	Application No.	Amount of Escrow	Amount Refunded
Your Home Team 37 Christine Court West Milford, NJ 07480	0830-0822	\$3,824.46	\$166.28

Adopted: January 23, 2013

Adopted this 23rd day of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2013 – 057 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF HEALTH DEPARTMENT FEE

WHEREAS, John Dinky, Jr. submitted a septic application for a permit to locate and construction or alter an individual sewage disposal system in the amount of \$90.00 for work at 77 Terra Cotta Road; and

WHEREAS, no work needed to be done;

WHEREAS, the Health Department has recommended that the above referenced fee be refunded;

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized and directed to issue checks refunding such duplicate fees as shown below:

Name	Amount
Earthcare/Residual Management Company Kevin Kopocsi 99 Maple Grange Road Vernon, NJ 07462	\$90.00

Adopted: January 23, 2013

Adopted this 23rd day of January, 2012
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2013 – 058 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF OTHER LIENS

WHEREAS, the Collector of Taxes has reported receiving the amounts shown below for the redemption of the respective lien.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to pay the indicated amount to the holder of the lien certificate as hereinafter shown below:

Certificate No	Certificate Date	Block/Lot/Qual	Reimbursement Amt	Pay to the lien holder
06-076	04/11/2006	12305-011	\$258.29	CHUN T. LI 9 MALJUM COURT WAYNE, NJ 07470
07-073	04/03/2007	12305-011	\$251.78	CHUN T. LI 9 MALJUM COURT WAYNE, NJ 07470
11-002	04/19/2011	00510-011	\$52,250.21	US BANK CUST FOR TOWER DBW 50 SOUTH 16TH ST. STE 1950-TOW PHILADELPHIA, PA 19102
11-034	04/19/2011	02704-011	\$20,975.47	ROSEHILL FUND I LLC PO BOX 503 RYE, NY 10580
11-039	04/19/2011	03603-001	\$741.70	US BANK CUST FOR TOWER DBW 50 SOUTH 16TH ST. STE 1950-TOW PHILADELPHIA, PA 19102
11-048	04/19/2011	04301-009	\$12,397.08	LEAN MAN RETIREMENT PLAN C/O ALEX GARCIA TTEE 103 FINCH ROAD RINGWOOD, NJ 07456
12-0051	03/27/2012	03603-001	\$8,890.43	ROSEHILL FUND 1 LLC JOHN HANRATTY PO BOX 503 RYE, NY 10580
12-0139	03/27/2012	15602-004-CELL	\$36,551.88	TOWER DBW II TRUST 2012-1 1345 AVE / AMERICAS 46 FL NEW YORK, NY 10105
GRAND TOTAL			\$132,316.84	

Adopted: January 23, 2013

Adopted this 23rd day of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2013 – 059 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF OVERPAYMENTS

WHEREAS, there appears on the tax records overpayments as shown below and the Collector of Taxes recommends the refund of such overpayments.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayment as shown below:

REASONS:

- | | | |
|----------------------|----------------------|-------------------------------------|
| 1. Incorrect Payment | 2. Duplicate Payment | 3. Senior Citizen/Veteran Deduction |
| 4. Homestead Rebate | 5. Tax Appeal | |

Block/Lot	Name	Amount	Year	Reason
2512-27	John & Elaine Kieffer 300 Lakeshore Drive, Hewitt, NJ 07421	\$1,042.14	2012	2
3004-19	Ellen Faulkner 220 Skyline Lakes Drive, Ringwood, NJ 07456	\$250.00	2012	3
3405-15	Craig & Gloria Shaljian 12 Old Lakeside Road, Hewitt, NJ 07421	\$161.48	2012	5
3506-8	Joseph Leto 29 Lakeside Road, Hewitt, NJ 07421	\$250.00	2012	3
4010-7	Sandra Luogameno 56 Wanaque Road, Hewitt, NJ 07421	\$250.00	2012	3
4301-37	Bernhard Bartsch 33 Forest Lake Drive, Hewitt, NJ 07421	\$250.00	2012	3
5315-3.10	Glendon Herman 7310 Richmond Rd, West Milford, NJ 07480	\$250.00	2012	3
5601-5	Lillian Bocchiaro 548 Ridge Road, West Milford, NJ 07480	\$250.00	2012	3
6101-5	Ralph & Barbara Zaccaro 678 Morsetown Ro, West Milford, NJ 07480	\$217.02	2012	5
7516-6	Barbara Clare 6 Willow Lane, West Milford, NJ 07480	\$250.00	2012	3
9705-2	Robert Dydo 8 Warren Place, West Milford, NJ 07480	\$250.00	2012	3
9901-14.03	Anne Thornton 1064 Union Valley Rd, West Milford NJ 07480	\$250.00	2012	3
15803-18	Bruce Bobrowski 12 Paradise Road, Oak Ridge, NJ 07438	\$250.00	2012	3
15804-7	Singh Real Estate Enterprises, 555 Lincoln Drive West Ste 100, Marlton, NJ 08053	\$3,051.55	2012	1
16804-18	Daniel & Joanne Vinales 34 Crest Hill Drive, Oak Ridge, NJ 07438	\$2,694.00	2012	2
TOTAL		\$9,666.19		

Adopted: January 23, 2013

Adopted this 23rd day of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2013 – 062 ~

RESOLUTION APPROVING THE PAYMENT OF BILLS

WHEREAS, the Township Treasurer has submitted to the members of the Township Council a report listing individual disbursement checks prepared by his office in payment of amounts due by the Township.

NOW, THEREFORE, BE IT RESOLVED that the Township Treasurer's report of checks prepared by him be approved and issued as follows:

Acct #	Account Name	Amount
1	Current Account	\$432,585.63
2	Reserve Account	423,389.09
3	Animal Control Trust	3,685.12
6	Capital	351,965.03
7	Grants	8,308.86
8	Refuse	169,449.65
9	Refunds.	142,073.03
12	General Ledger	5,004,613.28
16	Heritage Trust	29.71
14	Open Space Trust	66,453.00
17	Trust	2,115.00
18	Development Escrow	7,928.28
19	COAH	0.00
20	Special Reserve	0.00
11	Assessment Trust	0.00
Total		\$6,612,595.68
	\$Less Refund Resolution	-142,073.03
	Actual Bill List	\$6,470,522.65
	Other Payments Ck #51347 US Postmaster	14,000.00
	Ck #51351 Pitney Bowes	1,332.00
	Ck #51352 US Postmaster	\$1,595.00
	Total Expenditures	\$6,487,449.65

Adopted: January 23, 2013

Adopted this 23rd day of January, 2013
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk