
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Reorganization Meeting
Date of Meeting: January 2, 2013
Time of Meeting: 6:30 P.M.
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The Reorganization Meeting of the Governing Body was called to order by Mayor Bettina Bieri at 6:30 p.m.

Adequate Notice Statement

Mayor Bieri read the following statement:

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Reorganization meeting was advertised in the Herald News in its issue of December 30, 2013; copies were provided to the Suburban Trends, the Record, Star Ledger and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

Please also make note of all fire and emergency exits – located to the left, right, and rear of this room - for use in case of an emergency. Thank you.

Pledge of Allegiance

Mayor Bieri led all in attendance in the Pledge of Allegiance.

Mayor Bieri recognized a number of dignitaries in the audience including Senator Pennachio and members of the Board of Chosen Freeholders.

Administration of Oath

Senator Pennachio administered the following Oaths of Public Office:

Councilwoman Vivienne Erk (January 1, 2013 – December 31, 2015) – The Councilwoman's son held the bible as she was sworn into office.

Councilman Michael Hensley (January 1, 2013 – December 31, 2015) – The Councilman's mother held the bible as he took his oath of office.

Senator Pennachio wished everyone a happy & healthy holiday season and conveyed regards from Assemblyman Webber and Assemblywoman DeCroce.

Roll Call

Present: Councilmembers Ada Erik, Mike Hensley, Vivienne Erk, Edward Rosone, Luciano Signorino, Carlla Horton. Mayor Bettina Bieri.
Absent: None.
Also Present: Township Clerk Antoinette Battaglia and Township Attorney Fred Semrau.

Agenda No. IV

Election of Council President

Councilwoman Erik nominated Councilman Signorino to serve as Council President for the upcoming year. Councilwoman Horton made a motion to close and confirm.

Mayor Bieri asked if there were any other nominations for consideration.

Roll call for Council President.

Moved: Erk Seconded: Hensley
Voted Aye: Erik, Hensley, Erk, Signorino, Horton.
Voted Nay: Rosone.
Motion carried:

Council President Lou Signorino accepted the nomination.

Agenda No. V

Resolution 2013-001 Authorizing Passage of Special Consent Agenda

Agenda No. V 1

~ Resolution 2013 - 001 ~

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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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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 on the Consent Agenda are hereby approved:

- 1) Resolutions Re-establishing Committees
 - a) **2013-002** - Re-establishment of the Autumn Lights Committee
 - b) **2013-003** - Re-establishment of the Beautification/Recycling Task Force Committee
 - c) **2013-004** - Re-establishment of the Heritage Committee
 - d) **2013-005** - Re-establishment of Municipal Alliance Committee (CASA)
 - e) **2013-006** - Re-establishment of Safety Committee
 - f) **2013-007** - Re-establishment of Stormwater Pollution Prevention Team

- 2) Resolutions Pertaining to Policies and Financial-related Issues
 - a) **2013-008** – Annual Meeting Notice
 - b) **2013-009** - Signatures on Township Accounts
 - c) **2013-010** - Designating Official Newspapers for the Township of West Milford
 - d) **2013-011** - Establishing a Cash Management Plan
 - e) **2013-012** - Provide for the Hours of Collection of Taxes
 - f) **2013-013** - Rate of Interest to be Charged on Unpaid Taxes and Improvement Assessments
 - g) **2013-014** - Authorizing Certain Statutory Payments of Claims & Other Claims Regular in Nature
 - h) **2013-015** - Authorizing the CFO to Maintain a Petty Cash and Various Change Funds
 - i) **2013-016** – Release of Executive Session Minutes
 - j) **2013-017** - Authorizing the 2013 Temporary Budget

Adopted: January 2, 2013

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

1) Resolutions Re-establishing Committees

The following resolutions were included in the consent agenda.

Agenda No. V 1a
~ Resolution 2013-002 ~
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC,
STATE OF NEW JERSEY RE-ESTABLISHING AN
AUTUMN LIGHTS COMMITTEE**

WHEREAS, as a result of hard work and dedication invested by residents of the Township of West Milford, the Township has, for seventeen years, been proud to host an annual Autumn Lights Festival; and

WHEREAS, the Council believes there is sufficient public interest and an adequate number of willing volunteers to organize and operate an eighteenth Autumn Lights Festival in 2012.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford hereby re-establishes an Autumn Lights Committee for the purpose of undertaking and promoting an October 13, 2012 (rain date October 14, 2012) town-wide festival with the following provisions:

1. Rocky Hazelman shall serve as chairperson of the ALF Committee.
2. The members of the committee shall serve until December 31, 2013.
3. The continuing need for the Autumn Lights committee shall be reviewed by the Township Council at its January 1st re-organization meeting and the committee shall cease to exist at that time unless re-established by Council resolution.

Adopted: January 2, 2013

Agenda No. V 1b
~ Resolution 2013-003 ~
RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC,

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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STATE OF NEW JERSEY RE-ESTABLISHING A BEAUTIFICATION/RECYCLING TASK FORCE COMMITTEE (ADVISORY)

WHEREAS, the Mayor & Township Council of the Township of West Milford wishes to re-establish a Beautification/Recycling Task Force Committee (Advisory); and

WHEREAS, the purpose of the committee shall be to develop and promote a beautification program within the Township of West Milford and to provide advice with regard to garbage and recycling matters in the Township; and

WHEREAS, the committee shall seek approval from the Township Administrator before proceeding with any beautification programs; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council that it does hereby re-establish the Beautification/Recycling Task Force Committee with the following provisions:

1. **MEMBERSHIP:** The number of members shall be (14) fourteen members, one of whom shall be a liaison member of the Township Council; eleven shall be citizen members; one who shall be a representative from the West Milford commercial community; and one liaison member who shall be the Recycling Coordinator.
2. **CHAIRPERSON:** The committee shall appoint one member from the (14) members to serve as Chair of the committee
- a. **APPOINTING AUTHORITY:** The member of the Township Council shall be appointed by the Township Council. All other members shall be appointed by and shall serve at the pleasure of the Township Council. In the event that a member fails to attend three consecutive meetings of the committee, the Chairperson will advise the appointing authority in order to have a replacement appointed.
- b. **SUNSET:** The Committee shall cease to exist unless re-established by the Township Council at its Organizational Meeting scheduled for January 1, 2014.

Adopted: January 2, 2013

Agenda No. V 1c
~ Resolution 2013-004 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY FOR THE RE-ESTABLISHMENT OF THE HERITAGE COMMITTEE

WHEREAS, the Township Council of the Township of West Milford did establish the West Milford Township Heritage Committee (Advisory) to undertake the following:

1. To work cooperatively on the renovation of the designated Township museum site in conjunction with various Township departments and other professionals appointed by the Township.
2. To gather in, catalog and properly store records, artifacts, photographs and other historical materials for placement into the West Milford Township Museum.
3. To oversee the operation of and scheduling at the West Milford Township Museum.

WHEREAS, upon consideration, it is the opinion of the Mayor and Township Council that the Committee should continue its efforts.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council that it does hereby re-establish a West Milford Township Heritage Committee (Advisory) to undertake this work with the following provisions:

1. **MEMBERSHIP:** The total number of members of this committee shall be seventeen (17) members; one of whom shall be a liaison member of the Township Council, one of whom shall be a liaison member of the Township staff, and fifteen (15) of whom shall be citizens of the Township of West Milford. In the event that a member fails to attend three unexcused consecutive meetings of the committee, the Chairman will advise the appointing authority in order to have a replacement appointed.
2. **APPOINTING AUTHORITY:** The member of the Township Council shall be appointed by and serve at the pleasure of the Township Council. The member of the Township staff shall be appointed by and serve at the pleasure of the Mayor.
3. **SUNSET:** The Committee shall cease to exist unless re-established by the Township Council at its Organizational Meeting scheduled for January 1, 2014.

Adopted: January 2, 2013

Agenda V 1d
~ Resolution 2013-005 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY RE-ESTABLISHING THE COMMUNITY AGAINST SUBSTANCE ABUSE C.A.S.A. TO SERVE AS THE MUNICIPAL ALLIANCE COMMITTEE

WHEREAS, the Township did establish a West Milford Community Against Substance Abuse (C.A.S.A.) Committee to serve as the local Municipal Alliance Committee; and

WHEREAS, the purpose of the Community Against Substance Abuse (C.A.S.A.) Committee is to study, research and recommend to the Township Council the operation and administration of programs in professional counseling which are of benefit to the residents of the Township; and

WHEREAS, the Township is eligible for funding from the State of New Jersey for the purpose of developing and organizing efforts to reduce alcoholism and drug abuse through a local Municipal Alliance Committee.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford that it does hereby re-establish a Community Against Substance Abuse (C.A.S.A.) Committee to act as the Township of West Milford Municipal Alliance Committee with the following provisions:

MEMBERSHIP: The Committee shall consist of fourteen (14) members as follows:

- 1 Council Liaison
- 1 Staff Member – Director of Community Services & Recreation
- 1 Staff Member – CASA Coordinator
- (Voting Members)**
- 1 Health Board Member
- 1 BOE Student Assistance Coordinator
- 1 Alcohol Abuse Counselor
- 1 West Milford Police Representative
- 1 Child Study Team Representative
- 1 PTA Representative
- 5 Citizen Members

APPOINTING AUTHORITY: The Township Council shall appoint all members.

TERMS: All members shall serve a one-year term ending on December 31, 2013.

Adopted: January 2, 2013

Agenda No. V 1e
~ Resolution 2013-006 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY RE-ESTABLISHING A SAFETY COMMITTEE

WHEREAS, the Mayor and Township Council did establish a Safety Committee to review and discuss with management safety issues concerning the Township of West Milford.

WHEREAS, the purpose of the Safety Committee is to provide greater flexibility in complying with future safety requirements and meeting the needs of the Township of West Milford.

MEMBERSHIP: The Committee shall be comprised of eight (8) members as follows:

- 1 Staff Member - Health Department
- 1 Staff Member - Land Use Department
- 1 Staff Member – Administration
- 1 Staff Member – Police Department
- 1 Staff Member - Department of Public Works
- 1 Staff Member – Fire Department
- 1 Staff Member – Department of Community Services & Recreation
- Fire Commissioner

WHEREAS, the Personnel Administrator shall serve as the secretary to the Safety Committee responsible for providing meeting notifications, preparing agendas, and filing related reports with the Morris County Joint Insurance Fund (JIF) and/or its affiliates as necessary.

WHEREAS, each of the following organizations shall be notified of every scheduled safety meeting to provide them an opportunity to send one representative to the meeting, said representatives to be afforded the right to fully participate in the meeting(s):

Each of the Township's Bargaining Units

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Ambulance Squad(s)
 Township's Insurance Committee

BE IT FURTHER RESOLVED that the Safety Committee shall report to the Township Administrator, making recommendations, rendering opinions and providing input with respect to safety issues affecting the Township of West Milford.

Adopted: January 2, 2013

Agenda No. V 1f
 ~ Resolution 2013-007 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY RE-ESTABLISHING A TOWNSHIP STORMWATER POLLUTION PREVENTION TEAM

WHEREAS, the State of New Jersey requires the re-establishment of a Stormwater Pollution Prevention Team to assist in the development of regulations by the Township in conformance with requirements of the State's Stormwater pollution Prevention Program.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Township Council of the Township of West Milford that it does hereby re-establish a Stormwater Pollution Prevention Team (number of team members may vary) as follows:

Purpose: to prepare an assessment of the infrastructure improvements that would be necessary to the Township's Stormwater facilities and to also develop a plan to maintain these facilities in accordance with state regulations.

Membership: The Committee shall consist of seven (7) members including:

- | | |
|--|-----------------------------------|
| Program Coordinator | Director of Public Works |
| Public Notice Coordinator | Township Clerk |
| Post Construction Stormwater Management
Coordinator & Ordinance Coordinator | Land Use Administrator |
| Local Public Education Coordinator | Environmental Commission Chairman |
| Public Works Coordinator | Director of Public Works |
| Illicit Connection Coordinator | Health Officer |
| GIS Specialist | Mapping Coordinator |

Adopted: January 2, 2013

Agenda No. V 2

2) **Resolutions Pertaining to Policies and Financial related Issues.**

Agenda No. V 2a
 ~ Resolution 2013-008 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ADOPTING THE SCHEDULE FOR TOWNSHIP COUNCIL WORKSHOP AND REGULAR MEETINGS FOR THE 2013 CALENDAR YEAR

BE IT RESOLVED, that the Township Council of the Township of West Milford does hereby adopt the following schedule of Workshop and Regular Meetings of the Governing Body of the Township for the 2013 calendar year:

January 02, 2013	Reorganization Meeting Council Workshop Meeting	July 17, 2013	Council Workshop Meeting Regular Council Meeting
January 23, 2013	Regular Council Meeting	August 21, 2013	Council Workshop Meeting Regular Council Meeting
February 06, 2013	Council Workshop Meeting	September 04, 2013	Council Workshop Meeting
February 20, 2013	Regular Council Meeting	September 18, 2013	Regular Council Meeting
March 06, 2013	Council Workshop Meeting	October 02, 2013	Council Workshop Meeting
March 20, 2013	Regular Council Meeting	October 16, 2013	Regular Council Meeting
April 03, 2013	Council Workshop Meeting	November 06, 2013	Council Workshop Meeting
April 17, 2013	Regular Council Meeting	November 20, 2013	Regular Council Meeting
May 1, 2013	Council Workshop Meeting	December 04, 2013	Council Workshop Meeting
May 22, 2013	Regular Council Meeting	December 18, 2013	Regular Council Meeting
June 5, 2013	Council Workshop Meeting		
June 19, 2013	Regular Council Meeting		

BE IT FURTHER RESOLVED that all Meetings of the Governing Body of the Township of West Milford as outlined herein shall be held in the main meeting room of Town Hall located at 1480 Union Valley Road, West Milford, New Jersey 07480 and all such meetings shall begin at 6:30 p.m.

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BE IT FURTHER RESOLVED that official action may be taken at all meetings outlined herein.

BE IT FURTHER RESOLVED that this resolution shall constitute the Annual Notice for the Township of West Milford and the Township Clerk be and is hereby instructed to advertise such notice as required by law and this notice shall be continually posted on the official bulletin board of the Township and shall be retained on file in the Office of the Township Clerk.

Adopted: January 2, 2013

Agenda No. V 2b
~ Resolution 2013-009 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY CONCERNING SIGNATURES ON TOWNSHIP ACCOUNTS

BE IT RESOLVED, by the Township Council of the Township of West Milford that two out of the three following signers; Mayor Bettina Bieri, Township Administrator, Nancy C. Gage, or Chief Financial Officer, Monica Goscicki will be the required signers on Township checks.

BE IT FURTHER RESOLVED, that Lakeland Bank is hereby authorized to accept the manual or facsimile signatures of Mayor Bettina Bieri, Township Administrator, Nancy C. Gage, and the Chief Financial Officer Monica Goscicki on Township checks.

Adopted: January 2, 2013

Agenda No. V 2c
~ Resolution 2013-010 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY DESIGNATING THE LEGAL NEWSPAPERS FOR THE PUBLICATION OF LEGAL NOTICES AND OTHER ITEMS FOR THE TOWNSHIP

BE IT RESOLVED, by the Township Council of the Township of West Milford that the following newspapers shall be designated as newspapers in which legal notices and advertisements may be published:

**HERALD NEWS
SUBURBAN TRENDS
STAR LEDGER
THE RECORD**

Adopted: January 2, 2013

Agenda No. V 2d
~ Resolution 2013-011 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY REINSTATING THE TOWNSHIP OF WEST MILFORD'S CURRENT CASH MANAGEMENT PLAN

WHEREAS, pursuant to Chapter 8, Laws of 1982, the Township of West Milford is required to adopt a Cash Management Plan, including the designation of a depository or depositories; and

WHEREAS, the Township of West Milford is to adopt a cash management plan for 2013; and

WHEREAS, the Township CFO requested that the cash management plan provided by Lakeland Bank remain employed by the Township of West Milford, in order to continue the maximization of interest being earned on township deposits and investments; and

WHEREAS, Lakeland Bank will continue to provide their current proposal as adopted by the Governing Body of The Township of West Milford at the January 2, 2013 meeting, which still remains the most beneficial and advantageous to the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford that the Cash Management Plan is to continue as follows:

<u>Account</u>	<u>Account Number</u>
Claims Account	612672068
Current Account	513000179
Payroll Account	513000160
Capital Account	612300241
Escrow Account	612300284
Scala Trust Account	612300268
Trust Account	612300292
Heritage Trust Account	612409634

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Dog Trust Account	612409626
Unemployment Trust Account	612409596
Assessment Trust Account	612410071
Open Space Trust Account	612410047
COAH Trust	612656712

Adopted: January 2, 2013

Agenda No. V 2e
~ Resolution 2013-012 ~
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC,
STATE OF NEW JERSEY TO PROVIDE FOR THE
HOURS OF COLLECTION OF TAXES**

BE IT RESOLVED, by the Township Council of the Township of West Milford that the following shall be the hours for the collection of taxes, assessments and other monies due the Township:

1. West Milford Town Hall – Open Daily, 8:30 a.m. to 4:30 p.m. prevailing time except Saturday, Sunday and legal holidays.
2. West Milford Town Hall – Hours for Collection, 8:45 a.m. to 4:15 p.m. daily prevailing time except Saturday, Sunday and legal holidays.

Adopted: January 2, 2013

Agenda No. V 2f
~ Resolution 2013-013 ~
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF
NEW JERSEY TO PROVIDE FOR THE RATE OF INTEREST TO BE CHARGED ON UNPAID
TAXES AND IMPROVEMENT ASSESSMENTS**

BE IT RESOLVED, by the Township Council of the Township of West Milford that the rate of interest to be charged and collected by the Tax Collector and her department shall be as follows:

1. On all unpaid and delinquent taxes, the rate of eight percent (8%) per annum on the first \$1,500.00 of the delinquency, and eighteen percent (18%) per annum on any amount in excess of \$1,500.00.
2. On all unpaid and delinquent improvement assessments the rate of eight percent (8%) per annum on the first \$1,500.00 of the delinquency, and twelve percent (12%) per annum on any amount in excess of \$1,500.00.
3. No interest shall be charged on taxes if payment is made within ten (10) calendar days after the date upon which the same becomes payable.
4. That a penalty be charged to a taxpayer in the amount of 6% of a delinquency in excess of \$10,000.00 who fails to pay the delinquency prior to the end of the calendar year, as authorized by N.J.S.A. 54:4-67.
5. That when the taxes, interest and costs on a tax sale certificate is more than \$200.00, but less than \$5,000.00 an additional penalty shall be charged equal to 2% of the amount paid; if the sum exceeds \$5,000.00, an additional penalty shall be charged equal to 4% of the amount paid; and when the sum exceeds \$10,000.00 such additional penalty shall be equal to 6% of such amount paid, as authorized by N.J.S.A. 54:5-61.
6. That the provisions of the resolution shall apply to all existing tax sale certificates.

Adopted: January 2, 2013

Agenda No. V 2g
~ Resolution 2013-014 ~
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC,
STATE OF NEW JERSEY AUTHORIZING CERTAIN STATUTORY PAYMENTS OF CLAIMS AND
OTHER CLAIMS REGULAR IN NATURE**

WHEREAS, all claims of payment by the Township of West Milford, County of Passaic, State of New Jersey, are required to be first submitted to the Township of West Milford Council for consideration before payment, and

WHEREAS, due to the nature of certain claims and timing of the particular meeting involved, certain claims should be paid when presented which are statutory and regular in nature, rather than held for the next council meeting of the Township of West Milford due to the nature of said claims.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Milford Council, as follows:

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~ Resolution 2013-016 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE MUNICIPAL CLERK TO RELEASE EXECUTIVE SESSION MINUTES IN ACCORDANCE WITH THE OPEN PUBLIC MEETINGS ACT

WHEREAS, the Open Public Meetings Act calls for the production of minutes from Executive Sessions and provides for said minutes to remain privileged communications - confidential until such time that same, pursuant to law, shall be released to the public; and

WHEREAS, the Mayor and Township Council periodically review and approve Executive Session minutes as to their completeness; and

WHEREAS, subsequent to said approval, minutes may become available to the public.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the Municipal Clerk shall have the authority to release Executive Session minutes to the public upon request after consultation with the Municipal Attorney and it is determined that the specific Executive Session minutes in accordance with the law be released to the public.

BE IT FURTHER RESOLVED that this Resolution shall be considered on an annual basis at the reorganization meeting of the Mayor and Council.

Adopted: January 2, 2013

Agenda No. V 2j
 ~ Resolution 2013-017 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE 2012 TEMPORARY BUDGET

WHEREAS, NJSA 40A:4-19 provides that where contracts, commitments or payments are to be made prior to the final adoption of the 2013 budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

WHEREAS, said temporary appropriations are extended and now limited to 26.25% of the total appropriation in the 2012 budget, exclusive of any appropriations made for debt service, public assistance, and capital improvement fund in said 2011 budget,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford that the following temporary budget appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for their records:

APPROPRIATION	ACCOUNT NUMBER	2012 BUDGET AS APPROVED	2013 TEMPORARY BUDGET	COMMENTS / EXPLANATIONS
Administrator S&W	01-201-20-100-100	\$320,689	\$84,181	
Administrator O.E.	01-201-20-100-200	\$83,950	\$25,000	
TOTAL		\$404,639	\$109,181	
Township Mayor & Council S&W	01-201-20-105-100	\$34,000	\$8,925	
Township Mayor & Council O.E.	01-201-20-105-200	\$850	\$223	
TOTAL		\$34,850	\$9,148	
Information Technology S&W	01-201-20-140-100	\$90,131	\$23,659	
Information Technology O.E.	01-201-20-140-200	\$34,675	\$9,102	
TOTAL		\$124,806	\$32,761	
Legal O.E.	01-201-20-155-200	\$269,000	\$269,000	
General Services S&W	01-201-20-161-100		\$ -	
General Services O.E.	01-201-20-161-200	\$77,500	\$20,344	
TOTAL		\$77,500	\$20,344	
Insurance, Other	01-201-23-210-200	\$894,770	\$450,000	
Insurance, Group	01-201-23-220-200	\$3,594,705	\$943,610	
Health Benefit Waiver	01-201-23-230-200	\$20,400	\$5,355	

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APPROPRIATION	ACCOUNT NUMBER	2012 BUDGET AS APPROVED	2013 TEMPORARY BUDGET	COMMENTS / EXPLANATIONS
TOTAL		\$4,509,875	\$1,398,965	
Clerk S&W	01-201-20-120-100	\$239,167	\$62,781	
Clerk O.E.	01-201-20-120-200	\$23,530	\$6,177	
TOTAL		\$262,697	\$68,958	
Elections S&W	01-201-20-146-100	\$1,200	\$315	
Elections O.E.	01-201-20-146-200	\$16,400	\$4,305	
TOTAL		\$17,600	\$4,620	
Treasurer S&W	01-201-20-130-100	\$138,811	\$36,438	
Treasurer O.E.	01-201-20-130-200	\$15,973	\$4,193	
Treasurer O.E. - Less Library Chargebacks			\$ -	
TOTAL		\$154,784	\$40,631	
Annual Audit	01-201-20-135-200	\$40,000	\$40,000	
Annual Audit Additional Services	01-201-20-135-200	\$20,000	\$20,000	
TOTAL		\$60,000	\$60,000	
Tax Collector S&W	01-201-20-145-100	\$178,345	\$46,816	
Tax Collector O.E.	01-201-20-145-200	\$18,115	\$4,755	
TOTAL		\$196,460	\$51,571	
Tax Assessor S&W	01-201-20-150-100	\$282,344	\$74,115	
Tax Assessor O.E.	01-201-20-150-200	\$9,535	\$2,503	
TOTAL		\$291,879	\$76,618	
PLANNING BOARD O.E.	01-201-21-180-200	\$30,500	\$30,500	
COMPREHENSIVE PLANNING				
Planning, Comp. S&W	01-201-21-181-100	\$111,026	\$29,144	
Planning, Comp. O.E.	01-201-21-181-200	\$20,800	\$5,460	
TOTAL		\$131,826	\$34,604	
ZONING ADMINISTRATION S&W	01-201-21-185-100	\$74,333	\$19,512	
BOARD OF ADJUSTMENT O.E.	01-201-21-186-200	\$30,200	\$30,200	
Historic Preservation S&W	01-201-20-175-100	\$1,600	\$420	
Historic Preservation O.E.	01-201-20-175-200	\$800	\$210	
TOTAL		\$2,400	\$630	
Autumn Lights Festival	01-201-20-171-471	\$3,000	\$ -	
Building S&W	01-201-22-195-100	\$332,851	\$87,373	
Building O.E.	01-201-22-195-200	\$6,530	\$1,714	
TOTAL		\$339,381	\$89,088	
Environmental Commission S&W	01-201-22-196-100	\$1,600	\$420	
Environmental Commission O.E.	01-201-22-196-200	\$880	\$231	
TOTAL		\$2,480	\$651	
Police Patrol S&W	01-201-25-240-100	\$4,183,924	\$1,098,280	
Police Patrol O.E.	01-201-25-240-200	\$146,240	\$38,388	
Police Patrol-Purchase of Police Vehicles	01-201-25-240-900	\$70,462	\$ -	
Police Detective S&W	01-201-25-241-100	\$620,059	\$162,766	
Police Administration S&W	01-201-25-242-100	\$488,346	\$128,191	
Police Communication S&W	01-201-25-243-100	\$306,224	\$80,384	
Police Comm. O.E.	01-201-25-243-200	\$20,000	\$5,250	
Police Specials S&W	01-201-25-244-100	\$33,000	\$8,663	
Police Specials O.E.	01-201-25-244-200	\$6,300	\$1,654	

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TOTAL		\$5,874,555	\$1,523,575	
Emergency Management S&W	01-201-25-252-100	\$5,000	\$1,313	
Emergency Management O.E.	01-201-25-252-200	\$30,500	\$15,006	
TOTAL		\$35,500	\$16,319	
First Aid - WMFAS Contributions	01-201-25-260-200	\$79,500	\$20,869	
First Aid - UGL 1st Aid Squad Contributions	01-201-25-260-200	\$40,500	\$10,631	
TOTAL		\$120,000	\$31,500	
Aid To Vol. Fire Co.	01-201-25-255-200	\$90,000	\$23,625	
Fire Prevention Bureau S&W	01-201-25-265-100	\$176,013	\$46,203	
Fire Prevention Bureau O.E.	01-201-25-265-200	\$18,380	\$4,825	
Fire Co. Admin. S&W	01-201-25-266-100	\$8,000	\$2,100	
Fire Co. Admin. O.E.	01-201-25-266-200	\$261,650	\$68,683	
LOSAP	01-201-25-267-200	\$119,000	\$0.00	
TOTAL		\$673,043	\$145,436	
Engineering S&W	01-201-20-165-100	\$292,600	\$76,808	
Engineering O.E.	01-201-20-165-200	\$40,400	\$10,605	
TOTAL		\$333,000	\$87,413	
DPW Streets & Roads S&W	01-201-26-290-100	\$1,510,278	\$396,448	
DPW Streets & Roads O.E.	01-201-26-290-200	\$408,900	\$107,336	
DPW Buildings & Grounds S&W	01-201-26-291-100	\$92,072	\$24,169	
DPW Buildings & Grounds O.E.	01-201-26-291-200	\$37,600	\$9,870	
DPW Snow Removal S&W	01-201-26-294-100	\$170,000	\$170,000	
DPW Snow Removal O.E.	01-201-26-294-200	\$567,950	\$567,950	
DPW Vehicle Maintenance S&W	01-201-26-315-100	\$256,258	\$67,268	
DPW Vehicle Maintenance O.E.	01-201-26-315-200	\$280,500	\$93,000	
TOTAL		\$3,323,557	\$1,436,041	
Public Health S&W	01-201-27-330-100	\$307,360	\$80,682	
Public Health O.E.	01-201-27-330-200	\$34,657	\$9,098	
Vital Statistics S&W	01-201-27-331-100	\$9,000	\$2,363	
Vital Statistics O.E.	01-201-27-331-200	\$18,640	\$4,893	
Housing Standard Bureau O.E.	01-201-27-332-441	\$25,000	\$6,563	
Environmental Health S&W	01-201-27-335-100	\$193,157	\$50,704	
Environmental Health O.E.	01-201-27-335-200	\$73,670	\$19,338	
Animal Control S&W	01-201-27-340-100	\$88,208	\$23,155	
Animal Control O.E.	01-201-55-500-200	\$0	\$ -	
TOTAL		\$749,692	\$196,794	
Recreation Programs S&W	01-201-28-370-100	\$380,231	\$99,811	
Recreation Programs O.E.	01-201-28-370-200	\$132,000	\$34,650	
Recreation-Bubbling Springs S&W	01-201-28-371-100	\$167,000	\$ -	
Recreation-Bubbling Springs O.E.	01-201-28-370-200	\$50,000	\$ -	
Recreation-Admin. S&W	01-201-28-372-100	\$160,572	\$42,150	
Recreation-Admin. O.E.	01-201-28-372-200	\$79,100	\$20,764	
Recreation-Hillcrest S&W	01-201-28-374-100	\$133,149	\$34,951	
Recreation-Hillcrest O.E.	01-201-28-374-200	\$20,350	\$5,342	
Recreation-Parks Maintenance S&W	01-201-28-375-100	\$273,033	\$71,671	
Recreation-Parks Maintenance O.E.	01-201-28-375-200	\$117,350	\$30,804	

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Senior Citizen Services S&W	01-201-28-376-100	\$83,831	\$22,006	
Senior Citizen Services O.E.	01-201-28-376-200	\$12,125	\$3,183	
TOTAL		\$1,608,741	\$365,332	
Veteran's Bureau S&W	01-201-20-172-100	\$1,350	\$354	
Veteran's Bureau O.E.	01-201-20-172-200	\$150	\$39	
TOTAL		\$1,500		
Celebration of Public Events O.E.	01-201-30-420-200	\$6,550	\$ -	
Mass Transportation	01-201-30-432-200	\$85,000	\$22,313	
Library S&W	01-201-29-390-100	\$529,900	\$139,099	
Library O.E.	01-201-29-390-200	\$571,339	\$149,976	
TOTAL		\$1,101,239	\$289,075	
Municipal Court S&W	01-201-43-490-100	\$326,158	\$85,616	
Municipal Court O.E.	01-201-43-490-200	\$13,100	\$3,439	
Municipal Court Prosecutor S&W	01-201-43-491-100	\$26,000	\$6,825	
Municipal Court Prosecutor O.E.	01-201-43-491-200	\$2,500	\$656	
TOTAL		\$367,758	\$96,536	
Utilities-Electricity	01-201-31-430-200	\$160,200	\$42,053	
Utilities-Street Lights	01-201-31-435-200	\$49,000	\$12,863	
Utilities-Telephone	01-201-31-440-200	\$150,000	\$39,375	
Utilities-Natural Gas	01-201-31-446-200	\$117,500	\$30,844	
Utilities-Fuel	01-201-31-460-200	\$410,000	\$370,000	
TOTAL		\$886,700	\$495,134	
MISCELLANEOUS & STATUTORY EXPENDITURES				
PENSION & FICA				
PERS	01-201-36-471-532	\$834,204	\$ -	
Social Security	01-201-36-472-533	\$603,171	\$158,332	
Defined Contributions Retirement Prog	01-201-36-475-536	\$4,100	\$1,076	
PFRS	01-201-36-473-534	\$1,242,649	\$ -	
TOTAL		\$2,684,124	\$159,409	
Salaries & Wages Adjustment Account	01-201-37-480-501	\$218,181	\$ -	
Compensated Absences	01-201-38-485-110	\$100,000		
Interlocal agreement – Finance	01-201-47-400-130	\$48,266	\$12,670	
DEFERRED CHARGES & RESERVE FOR UNCOLLECTED TAXES				
Judgments		\$0		
Deficit in 2004 Assessment Bonds	01-201-46-886-596	\$17,407		
Emergency Authorization	01-201-46-887-528	\$270,000		
Reserve for Tax Appeals	01-201-46-886-667	\$20,000		
Def Charges-Ord 92-14 Impr to Mun Prop	01-201-46-886-510	\$39,000		
Reserve for Uncollected Taxes	01-201-50-899-200	\$1,890,000		
TOTAL		\$2,236,407	\$ -	
GRANTS	G-02-41	\$216,941	\$56,947	
SUBTOTAL		\$27,688,965	\$7,268,804.62	26.25%
CURRENT YEAR CAPITAL				
Capital Improvements Fund	01-201-44-900-200	\$50,000	\$ -	
Cap Improvements Fund Down Payments			\$ -	

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APPROPRIATION	ACCOUNT NUMBER	2012 BUDGET AS APPROVED	2013 TEMPORARY BUDGET	COMMENTS / EXPLANATIONS
Cap. Improv. Fund-Fire Emer Equip.	01-201-44-900-230	\$523,175		
TOTAL		\$573,175	\$ -	
Debt Service Total		\$2,434,218	\$1,634,772.75	
TOTAL OPERATING BUDGET		\$30,696,358	\$8,903,577	
SOLID WASTE DISTRICT BUDGET				
Solid Waste S&W	26-201-55-500-100	\$93,302	\$24,492	
Solid Waste O.E. All Other	26-201-55-500-200	\$86,250	\$22,641	
Contractual Services	26-201-55-500-514	\$1,148,805	\$301,561	
Disposal Fees	26-201-55-500-548	\$705,000	\$185,063	
Grants - Recycling County of Passaic		\$0	\$ -	
Prior Year's Bills		\$0	\$ -	
Commercial Pick Up		\$0	\$ -	
TOTAL		\$2,033,357	\$533,756	26.25%

Adopted: January 2, 2013

Agenda No. VI

Appointments

1. Professionals – Mayor with advice and consent of Council

Agenda No. VI 1a
 ~ Resolution 2013-018 ~

MAYOR'S APPOINTMENT OF FRED SEMRAU, ESQ. AS TOWNSHIP ATTORNEY IN ACCORDANCE WITH SECTION §15-30 OF THE TOWNSHIP CODE

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby provide advice and consent to the Mayor's appointment of Fred Semrau, Esq. to the position of Township Attorney in accordance with section §15-30 of the Township Code for a term of one year from January 1, 2013 through December 31, 2013.

Adopted: January 2, 2013

Moved: Erik Seconded: Rosone
 Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
 Voted Nay: None.
 Motion carried.

Agenda No. VI 1b
 ~ Resolution 2013-019 ~

MAYOR'S APPOINTMENT OF CHARLES FERRAIOLI AS MUNICIPAL AUDITOR WITH COUNCIL CONSENT

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby concur with the Mayor's appointment of Charles Ferraioli to the position of Municipal Auditor in accordance with section §15-117 of the Township Code for a term of one year from January 1, 2013 through December 31, 2013.

Adopted: January 2, 2013

Moved: Erik Seconded: Rosone
 Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
 Voted Nay: None.
 Motion carried.

2. Staff Designations – Mayor with advice and consent of Council

Agenda No. VI 2a
 ~ Resolution 2013-020 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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MAYOR'S APPOINTMENT OF NANCY GAGE AS COMMISSIONER, CATHERINE SHANAHAN AS ALTERNATE COMMISSIONER AND GAIL VAN HOOK AS SAFETY DELEGATE TO THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby provide advice and consent to the Mayor's appointment of the Nancy Gage as Commissioner, Catherine Shanahan as Alternate Commissioner and Gail Van Hook as Safety Delegate to represent the Township of West Milford's interests as a member of the Morris County Municipal Joint Insurance Fund (MJIF).

Adopted: January 2, 2013

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Agenda No. VI 2b
~ Resolution 2013-021 ~

MAYOR'S APPOINTMENT OF NANCY GAGE AS COMMISSIONER AND CATHERINE SHANAHAN AS ALTERNATE COMMISSIONER TO THE NEW JERSEY HEALTH INSURANCE FUND

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby provide advice and consent to the Mayor's appointment of Nancy Gage as Commissioner and Catherine Shanahan as Alternate Commissioner to represent the Township of West Milford's interests as a member of the New Jersey Health Insurance Fund (HIF).

Adopted: January 2, 2013

Moved: Erik Seconded: Erk
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Agenda No. VI 2c
~ Resolution 2013-022 ~

MAYOR'S APPOINTMENT OF THE NANCY GAGE AS COMMISSIONER AND CATHERINE SHANAHAN AS ALTERNATE COMMISSIONER TO THE NEW JERSEY SUSTAINABLE ENERGY JOINT MEETING (NJSEM)

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby provide advice and consent to the Mayor's appointment of the Nancy Gage and Catherine Shanahan as Commissioner and Alternate Commissioner, respectively, to represent the Township of West Milford's interests as a member of the New Jersey Sustainable Energy Joint Meeting (NJSEM).

Adopted: January 2, 2013

Moved: Erik Seconded: Erk
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Agenda No. VI 3

3. **Staff Designations - Council**

Agenda No. VI 3a
~ Resolution 2013-023 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY MAKING AN APPOINTMENT TO THE PASSAIC COUNTY SOLID WASTE ADVISORY COUNCIL

BE IT RESOLVED, by the Mayor and Township Council of the Township of West Milford that they do hereby make the following appointment as a Township Representative to the Passaic County Solid Waste Advisory Council:

David Stires, Township Representative - Term expires 12/31/2013

Adopted: January 2, 2013

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Agenda No. VI 3b
~ Resolution 2013-024~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPOINTING MEMBERS TO THE EMERGENCY MANAGEMENT COUNCIL IN ACCORDANCE WITH SECTION §15-50 OF THE TOWNSHIP CODE

WHEREAS, Residents' safety is enhanced by the Emergency Management Council; and

WHEREAS, Township Code Section §15-50 provides for an Emergency Management Council to assist in supervising and coordinating the civilian defense and disaster control activities of the Township; and

WHEREAS, the Emergency Management Council shall consist of up to 13 persons.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, New Jersey, that it, hereby appoints the following members to the Emergency Management Council:

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, New Jersey, that it hereby appoints the following members by title to the Emergency Management Council:

Board of Education Representative - Business Administrator or designee
Chief of Police
Director of Community Services & Recreation
Fire Commissioner
Fire Marshal
Health Officer
Mayor
Public Works Director
Network Administrator
Township Administrator
Construction Official
Upper Greenwood Lake Volunteer Ambulance Corps - President or President's designee
West Milford First Aid Squad - Captain or Captain's designee

Adopted: January 2, 2013

Moved: Erik Seconded: Hensley
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Agenda No. VI 4

4. Boards Committees and Commissions

The Council may make nominations from the floor for various boards, committees and commissions.

ADA Committee

Councilwoman Erik nominated Councilwoman Erk as Council Liaison to the ADA Committee. Seconded by Councilman Horton. Councilwoman Erik made a motion to close and confirm.

Moved: Erik Seconded: Horton
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Autumn Lights Festival

Councilwoman Erik nominated Councilman Rosone as Council Liaison to the ALF Committee. Seconded by Councilwoman Horton. Councilwoman Erik made a motion to close and confirm.

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Moved: Erik Seconded: Horton
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Beautification / Recycling Task Force Committee (Advisory)

Councilwoman Horton nominated Councilwoman Erik as Council Liaison to the Beautification / Recycling Task Force Committee. Seconded by Councilman Rosone. Councilman Hensley made a motion to close and confirm.

Moved: Horton Seconded: Rosone
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Councilwoman Erik nominated Dave Stires as Recycling Coordinator on the Beautification / Recycling Task Force Committee. Seconded by Councilman Hensley. Councilwoman Erik made a motion to close and confirm.

Moved: Erik Seconded: Hensley
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Discussion: Councilwoman Erik made a motion to defer making any new nominations to the Beautification / Recycling Task Force to the next meeting. Seconded by Councilman Hensley. This is due to no citizen leadership forms received for the vacant positions. It was agreed however, to proceed with nominations for citizen members seeking reappointment.

Councilwoman Erik made a motion to withdraw the table motion of moving nominations to next meeting. Seconded by Councilman Signorino. All in favor vote.

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Councilwoman Erik nominated the following citizen members to the Beautification / Recycling Task Force Committee: Joann Blom, Doris Aaronson, Laura Calvetto, Marilyn Lichtenberg, James Rogers, and John Waldo. Councilwoman Horton seconded. Councilman Rosone made a motion to close and confirm.

Moved: Rosone Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Building Standards Board

Councilman Rosone nominated Councilman Signorino as Council Liaison to the Building Standards Board. Councilman Hensley seconded. Councilwoman Horton nominated Councilwoman Erik. Councilman Signorino seconded. Councilman Rosone made a motion to close and confirm.

Moved: Rosone Seconded: Horton
Voted Aye: Erik, Hensley, Erk, Signorino, Rosone, Horton.
Voted Nay: None.
Motion carried.

Roll call for Councilman Signorino as Council Liaison to Building Standards Board.

Moved: Rosone Seconded: Hensley
Voted Aye: None.
Voted Nay: Erik, Hensley, Erk, Signorino, Rosone, Horton.
Motion defeated.

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Roll call for Councilwoman Erik as Council Liaison to Building Standards Board.

Moved: Rosone Seconded: Hensley
Voted Aye: Erik, Hensley, Erk, Signorino, Rosone, Horton.
Voted Nay: None.
Motion carried.

Economic Development Commission

Councilman Rosone nominated Councilwoman Erk as Council Liaison to the Economic Development Commission. Seconded by Councilwoman Erk. Councilman Horton nominated Councilman Hensley. Seconded by Councilman Signorino. Councilman Rosone made a motion to close and confirm.

Moved: Signorino Seconded: Rosone
Voted Aye: Erik, Hensley, Erk, Signorino, Rosone, Horton.
Voted Nay: None.
Motion carried.

Roll call for Councilwoman Erk as Council Liaison to the Economic Development Commission.

Moved: Erik Seconded: Rosone
Voted Aye: Erk, Rosone.
Voted Nay: Erik, Hensley, Signorino, Horton.
Motion defeated.

Roll call for Councilman Hensley as Council Liaison to the Economic Development Commission.

Moved: Seconded:
Voted Aye: Erik, Hensley, Signorino, Horton.
Voted Nay: Erk, Rosone.
Motion carried.

Councilman Hensley nominated citizen member Clint Space to the Economic Development Commission. Councilman Signorino nominated citizen members Paul Zarrillo and Tim Wagner. Seconded by Councilman Hensley. Councilwoman Erik nominated citizen members Robert Nicholson and Angelo Silvestri. Seconded by Councilman Hensley.

Discussions: Councilman Rosone made a motion to table the Economic Development Commission nominations to the January 23, 2013 Regular Meeting. Seconded by Councilman Signorino. Being this commission has been recently reestablished with new arrangements, Council would like to consider the number of citizen member open positions, the number of individuals seeking reappointments, the number of citizen leadership forms received and any new citizen leadership forms received. This would give the Council more time and a better chance to review it all.

Township Attorney stated if the motion to table nominations vote is carried then all nominations made at this point would not be considered and all new nominations would be considered at the January 23, 2013 meeting.

Roll call to table nominations to the January 23, 2013 Regular Council Meeting for the Economic Development Commission.

Moved: Rosone Seconded: Signorino
Voted Aye: Erik, Erk, Rosone, Signorino, Horton.
Voted Nay: Hensley.
Motion carried.

Fire Prevention Bureau

Councilman Signorino nominated Councilman Rosone as Council Liaison to the Fire Prevention Bureau. Seconded by Councilwoman Horton. Councilman Rosone made a motion to close and confirm.

Moved: Rosone Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

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Greenwood Lake Bi-State Commission

Councilman Signorino nominated Eric Hastings and Philip Weisbecker to serve on the Greenwood Lake Bi-State Commission. Seconded by Councilwoman Erik. Councilman Rosone made a motion to close and confirm.

Moved: Rosone Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Health Board Advisory

Councilwoman Horton nominated citizen members Bobbie DeSol and Theresa Mueller to serve on the Health Board Advisory. Seconded by Councilman Signorino. Councilman Rosone made a motion to close and confirm.

Moved: Signorino Seconded: Rosone
Voted Aye: Erik, Hensley, Erk, Signorino, Rosone, Horton.
Voted Nay: None.
Motion carried.

Heritage Committee

Councilwoman Erik nominated Councilman Signorino as Council Liaison to the Heritage Committee. Seconded by Councilwoman Horton.

Councilman Rosone nominated Councilwoman Erk. Councilwoman Erk declined the nomination as Council Liaison to the Heritage Committee.

Discussions ensued regarding Mike Hensley and Vivienne Erk serving as citizen members on this committee because of their positions on Council. Technically yes, Township Attorney Semrau stated from a legal perspective they can.

Councilwoman Erik made a motion to close and confirm.

Roll call for Councilman Signorino as Council Liaison to Heritage Committee.

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Councilman Signorino nominated citizen members Robert Bailey, Adrian Birdsall, Vivienne Erk, Tonya Cubby, Sondra Bejgrowicz, Marilyn Lichtenberg, Mary Kochka, Robert Kochka, Kristen Koerner, James Scheuering, Joann Blom, Michael Gerst, Colleen Andreniuk and Dale MacNeill to serve on the Heritage Committee. Seconded by Councilwoman Erik. Councilman Hensley made a motion to close and confirm.

Moved: Hensley Seconded: Erk
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Insurance Committee

Councilman Signorino made a motion to table this item for discussion at the February 6, 2013 Workshop Meeting. Seconded by Councilman Rosone. Councilman Hensley made a motion to close and confirm.

Moved: Signorino Seconded: Rosone
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

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Lakes Committee

Councilman Signorino nominated Councilwoman Horton as Council Liaison to the Lakes Committee. Seconded by Councilwoman Erik. Councilman Hensley made a motion to close and confirm.

Moved: Hensley Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Municipal Alliance Committee (CASA)

Councilwoman Erik nominated Councilwoman Horton to serve as Council Liaison to CASA, seconded by Councilman Signorino. Councilwoman Erik made a motion to close and confirm.

Roll call for Councilwoman Horton as Council Liaison to Municipal Alliance Committee (CASA).

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Councilman Signorino nominated Jayme Mulhern, Staff Member, Marlene Terhune, CASA Coordinator on the Municipal Alliance CASA committee. Seconded by Councilwoman Horton.

Roll call for Jayme Mulhern and Marlene Terhune.

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Councilman Signorino nominated citizen members Connie Livoti, Frank Yevchak, Thomas Livoti, and Bobbie DelSol, health board member on the CASA committee. Seconded by Councilwoman Horton.

Councilwoman Erik nominated citizen members Marilyn Lichtenberg on the CASA committee. Seconded by Councilwoman Horton. Councilwoman Erik made a motion to close and confirm.

Roll call for all citizen members above to the Municipal Alliance Committee (CASA).

Moved: Erik Seconded: Horton
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Parks & Recreation Advisory Committee

Councilwoman Horton nominated Councilman Signorino as Council liaison to this committee. Councilman Signorino declined the nomination.

Councilwoman Erik nominated Councilman Hensley as Council liaison to this committee. Seconded by Councilwoman Horton. Councilman Hensley made a motion to close and confirm.

Roll call for Councilman Hensley as Council Liaison to Parks & Recreation Advisory Committee.

Moved: Hensley Seconded: Horton
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Councilwoman Erik nominated citizen members John Lauritano, Paul Heisler, Charles Carbone, Frank Yevchak, Michael Baez, Phil Pirro, Mark Lynch, David Volpe, William Hemstead, and Michele Vogt to Parks & Recreation Advisory Committee. Seconded by Councilwoman Horton. Councilman Signorino made a motion to close and confirm.

Roll call for above citizen members on the Parks & Recreation Advisory Committee.

Moved: Signorino Seconded: Horton

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Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Planning Board

Councilwoman Erik nominated Councilman Signorino as the Class III Council Liaison member to the Planning Board. Seconded by Councilwoman Horton. Councilman Rosone made a motion to close and confirm.

Roll call for Council Signorino as Council Liaison to Planning Board.

Moved: Rosone Seconded: Hensley
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Roll call on nomination by Councilman Rosone on Steven Castronova as Class IV Alternate 2 member to the Planning Board. Seconded by Councilwoman Horton. Councilman Hensley made a motion to close and confirm.

Roll call for Steven Castronova Class IV Alternate 2 to Planning Board.

Moved: Hensley Seconded: Horton
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Transportation Advisory Committee

Councilman Rosone made a motion to table the Transportation Advisory Committee for discussion at the February 6, 2013 Workshop Meeting. Seconded by Councilman Signorino.

Roll call to table to February 6, 2013 Workshop Meeting.

Moved: Rosone Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Zoning Board of Adjustment

Councilman Signorino nominated Frank Curcio to Citizen 5, Michael Siesta to Citizen 7, Michael Gerst to Alternate 1 and Clint Space to Alternate 2. Seconded by Councilwoman Horton. Councilman Rosone made a motion to close and confirm.

Moved: Rosone Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

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Appointments to Boards, Commissions and Committees – Mayor’s Appointments

Economic Development Commission

Mayor Bieri announced she too will hold off on appointments to the Economic Development Commission until Council appointments and the public has a chance to submit citizen leadership forms.

Environmental Commission

Mayor Bieri announced the following appointments to the Environmental Commission: Douglas Ott Planning Board Representative, Thomas Tamayne Citizen Member 4 and Lucas Slot to Alternate 2.

Historic Preservation Commission

Mayor Bieri announced the following appointment to the Historic Preservation Commission: Cheryl Bullock to Class C Alternate 1.

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Library Board of Trustees

Mayor Bieri announced the following appointment to the Library Board of Trustees: Nancy Gridley to Citizen Member 2.

Planning Board

Mayor Bieri announced Glenn Wenzel to Class II Township Official, and Douglas Ott to Class IV Citizen Environmental Member.

Agenda VII

Action Items

Mayor Bieri asked to move all Resolutions 2013-025, 2013-026, 2013-027, 2013-028, 2013-029, 2013-030, 2013-031, 2013-032, 2013-033, 2013-034, 2013-035, 2013-036, 2013-037, 2013-038, 2013-039, 2013-040, 2013-041 and 2013-042 as one.

Moved: Erik Seconded: Rosone
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Resolutions Authorizing Professional Services Contracts

Agenda VII a
~ Resolution 2013-025 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD,
COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING
THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR THE
POSITION OF TOWNSHIP ATTORNEY**

WHEREAS, the Township of West Milford has a need to appoint a Township Attorney as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; 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 bids and the contract itself must be available for public inspection; and

WHEREAS, the term of a contract for this service is one year from January 1, 2013 through December 31, 2013; and

WHEREAS, Fred Semrau, Esq. will provide legal services as sought by the Township of West Milford at the annual compensation not to exceed \$130,000.00; and

WHEREAS, Fred Semrau, Esq. 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 firm of Dorsey & Semrau, LLC from making any reportable contributions through the term of the contract.

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

NOW THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey authorizes the Mayor and the Municipal Clerk to enter into a contract with Dorsey & Semrau, LLC as described herein to the satisfaction of the Mayor and Council; and

BE IT FURTHER RESOLVED that the contract, resolution and all other pertinent documents shall remain on file in the office of the Township Clerk; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Township's legal newspaper.

Adopted: January 2, 2013

Agenda VII b
~ Resolution 2013-026 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR & OPEN PROFESSIONAL SERVICE CONTRACT FOR LABOR COUNSEL AND OPRA MATTERS TO DAVID CORRIGAN, ESQ.

WHEREAS, the Township of West Milford has a need to appoint Labor Counsel as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

WHEREAS, the Township Council has determined that Mr. Corrigan's services encompass all responsibilities associated with an appointment as Labor Counsel to represent the Township with regard to all labor matters and matters relating to OPRA disputes in an amount not to exceed \$60,000; 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 bids and the contract itself must be available for public inspection; and

WHEREAS, David F. Corrigan, Esq. has submitted a Business Entity Disclosure Certification which certifies that his 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 firm of David F. Corrigan, LLC from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds said funds to be encumbered from account # 3-01-20-155-502 for services rendered as the Township Labor Counsel and for services rendered in conjunction with the above referenced legal matters; 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 of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with David F. Corrigan, Esq. of the firm David F. Corrigan, LLC, with offices located at 54-B West Front St., Keyport, New Jersey 07735 to serve as Special Labor Counsel and to work with the Township Administrator on labor matters from 2010 and prior years and OPRA matters on behalf of the Township at a rate of \$125 per hour and in an amount not to exceed \$60,000.00.
2. The total fee authorized for this contract shall not exceed \$60,000.00 without the prior written approval of the Township Council.
3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 2, 2013

Agenda VII c
~ Resolution 2013-027 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH HAWKINS, DELAFIELD, & WOODS FOR BOND COUNSEL SERVICES

WHEREAS, the Township of West Milford has a need to appoint Bond Counsel as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; 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 bids and the contract itself must be available for public inspection; and

WHEREAS, Robert Beinfield of the firm Hawkins, Delafield & Wood, LLC will provide legal services as bond counsel in an amount not to exceed \$23,000; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from various accounts pursuant to "Section 20" of the Local Bond Law in an amount not to exceed \$23,000 without prior written approval from the Township Council.

WHEREAS, Robert Beinfield, Esq. 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 firm of Hawkins, Delafield & Wood, LLC from making any reportable contributions through the term of the contract; and

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WHEREAS, the Chief Financial Officer has recommended that Hawkins, Delafield & Woods be retained to provide Bond Counsel services to the Township of West Milford.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Hawkins, Delafield, & Woods for professional bond counsel services in an amount not to exceed \$23,000 which shall include services administered as bond counsel to the Township.
2. This contract is awarded as a "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The duration of the contract shall be for the 2013 calendar year.
4. The total fee authorized for this contract shall not exceed \$23,000 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 2, 2013

Agenda VII d
~ Resolution 2013-028 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR THE POSITION OF TOWNSHIP AUDITOR

WHEREAS, the Township of West Milford has a need to appoint a Township Auditor as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; 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 bids and the contract itself must be available for public inspection, and,

WHEREAS, the term of a contract for this service is one year from January 1, 2013 through December 31, 2013; and

WHEREAS Charles Ferraioli of the firm Ferraioli, Wielkotz, Cerullo & Cuva, P.A. will provide auditing services and financial consulting in an amount not to exceed \$60,000; and

WHEREAS, Charles Ferraioli 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 firm of Ferraioli, Wielkotz, Cerullo & Cuva, P.A. from making any reportable contributions through the term of the contract; and

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

NOW THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey authorizes the Mayor and the Municipal Clerk to enter into a contract with Ferraioli, Wielkotz, Cerullo & Cuva, P.A. as described herein; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file in the office of the Township Clerk; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Township's legal newspaper.

Adopted: January 2, 2013

Agenda VII e
~ Resolution 2013-029 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR THE POSITION OF TOWNSHIP ENGINEER

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, the Township of West Milford has a need to appoint a Township Engineer or firm as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; 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 bids and the contract itself must be available for public inspection; and

WHEREAS, Paul Ferriero of Ferriero Engineering, Inc. will provide Engineering Services in an amount not to exceed \$30,000.00; 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, Ferriero Engineering, 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 firm Ferriero Engineering, Inc. from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Ferriero Engineering, Inc. for professional Engineering services as Township Engineer in an amount not to exceed \$30,000.00.
2. This contract is awarded as a "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The duration of the contract shall be for the 2013 calendar year.
4. The total fee authorized for this contract shall not exceed \$30,000.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 2, 2013

Agenda VII f
~ Resolution 2013-030 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT TO FERRIERO ENGINEERING, INC. FOR GEOGRAPHICAL INFORMATION SYSTEMS (GIS) SERVICES

WHEREAS, the Township of West Milford has a need to appoint a GIS professional or firm as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; 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 bids and the contract itself must be available for public inspection; and

WHEREAS, Ferriero Engineering, Inc. will provide GIS Services in an amount not to exceed \$17,000.00; 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, Ferriero Engineering, 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 firm Ferriero Engineering, Inc. from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

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1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Ferriero Engineering, Inc. for professional GIS services in the amount not to exceed \$17,000.00.
2. This contract is awarded as a "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The duration of the contract shall be for the 2013 calendar year.
4. The total fee authorized for this contract shall not exceed \$17,000.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 2, 2013

Agenda VII g
~ Resolution 2013-031 ~

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 PAUL FERRIERO OF FERRIERO ENGINEERING, TO WORK ON OPEN SPACE MATTERS AS DICTATED BY THE TOWNSHIP COUNCIL

WHEREAS, with the creation of a dedicated source of tax revenue ("Open Space Trust Fund") for the acquisition of open space, the Township has worked hard in attempting to obtain various parcels of land throughout the Township for open space purposes; and

WHEREAS, the Township Council must perform due diligence prior to expending open space funds on property acquisition; and

WHEREAS, from time to time, such due diligence requires engineering review of certain facets of any given property being considered for open space acquisition; and

WHEREAS, Paul Ferriero 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 firm of Ferriero Engineering from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services said funds to be encumbered from the Township's Open Space Trust Account.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Township Mayor and Township Clerk be and are hereby authorized to execute a contract with Paul Ferriero, PE, PP, CME, LEED AP for professional services to perform due diligence at the Council's direction on properties to be considered for open space acquisition.
2. This contract is awarded without competitive bidding as "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The term of this contract shall be until December 31, 2013.
4. The total fee authorized for this contract shall not exceed \$3,000 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolutions authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 2, 2013

Agenda VII h
~ Resolution 2013-032 ~

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 CHARLES MCGROARTY TO SERVE AS PLANNING CONSULTANT FOR AN AMOUNT NOT TO EXCEED \$22,500

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, Charles McGroarty has provided professional planning services as sought by the Township of West Milford at a rate of \$142.00 per hour; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, the total amount of the contract shall not exceed \$22,500.00; 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, Charles McGroarty has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that he 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 Charles McGroarty 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 \$22,500.00. 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 2, 2013

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~ Resolution 2013-033 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT WITH TOM GILMARTIN FOR REGISTERED ENVIRONMENTAL HEALTH SPECIALIST IN THE TOWNSHIP'S HEALTH DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$20,500

WHEREAS, the Township of West Milford has a need to appoint a Registered Environmental Health Specialist (REHS) as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

WHEREAS, the Chief Financial Officer has determined and certified that the value of the acquisition will exceed \$17,500; 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 bids and the contract itself must be available for public inspection; and

WHEREAS, the term of a contract for this service shall be January 1, 2013 to December 31, 2013; and

WHEREAS, Tom Gilmartin will provide REHS services as sought by the Township of West Milford and outlined in a contract on file in the Office of the Township Clerk in an amount not to exceed \$20,500.00; and

WHEREAS, Tom Gilmartin 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 him from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4*, said funds to be encumbered from account number 3-01-27-335-480.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey authorizes the Mayor and the Municipal Clerk to enter into a contract with Tom Gilmartin as described herein to the satisfaction of the Township Administrator; and,

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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BE IT FURTHER RESOLVED that the contract, resolution and all other pertinent documents shall remain on file in the office of the Township Clerk; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Township's legal newspaper.

Adopted: January 2, 2013

Agenda VII j
~ Resolution 2013-034 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT WITH GENE OSIAS FOR REGISTERED ENVIRONMENTAL HEALTH SPECIALIST IN THE TOWNSHIP'S HEALTH DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$13,000

WHEREAS, the Township of West Milford has a need to appoint a Registered Environmental Health Specialist (REHS) as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

WHEREAS, Gene Osias will provide REHS services as sought by the Township of West Milford and outlined in a contract on file in the Office of the Township Clerk in an amount not to exceed \$13,000.00; 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 bids and the contract itself must be available for public inspection; and

WHEREAS, the term of a contract for this service shall terminate on December 31, 2013; and

WHEREAS, Gene Osias will provide REHS services as sought by the Township of West Milford to review applications submitted to the Health Department; and

WHEREAS, Gene Osias 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 him from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4*, said funds to be encumbered from account number 3-01-27-335-480.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey authorizes the Mayor and the Municipal Clerk to enter into a contract with Gene Osias as described herein to the satisfaction of the Township Administrator; and,

BE IT FURTHER RESOLVED that the contract, resolution and all other pertinent documents shall remain on file in the office of the Township Clerk; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Township's legal newspaper.

Adopted: January 2, 2013

Agenda VII k
~ Resolution 2013-035 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO THE LAND CONSERVANCY OF NEW JERSEY FOR OPEN SPACE CONSULTING AND ADVISORY SERVICES

WHEREAS, with the creation of a dedicated source of tax revenue ("Open Space Trust Fund") for the acquisition of open space, there exists a need to retain the services of an open space preservation consultant whose staff members have the technical expertise and experience in the field of open space and farmland preservation and stewardship; and

WHEREAS, The Land Conservancy of New Jersey is a nonprofit organization whose mission is to preserve and protect open space for natural, historic, agricultural and recreational purposes and to assist municipalities in the stewardship of open space lands; and

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WHEREAS, the Township wishes to retain The Land Conservancy of New Jersey for the purpose of assisting the West Milford Township Council and the West Milford Township with a variety of open space services and landowner negotiations, including, but not limited to, the preparation of grant applications as may be required with regard to the possible acquisition of open space and farmland and other various related services; and

WHEREAS, the total amount of the contract for the twelve (12) month term shall not exceed \$11,500.00; and

WHEREAS, funds are available through the Township's Open Space Trust Fund; and

WHEREAS, pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-3, when the cost or price of any contract awarded by the contracting agent in the aggregate does not exceed in a contract year the total sum of \$17,500, the contract may be awarded by the contracting unit without public advertising for bids; 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 Council of the Township of West Milford, County of Passaic and 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 The Land Conservancy of New Jersey, 19 Boonton Avenue, Boonton, New Jersey, 07005, as open space preservation consultant to assist the Township in the area of open space acquisition, preservation and stewardship in an amount not to exceed \$11,500.00.
2. The total fee authorized for this contract shall not exceed \$11,500.00 without the prior written approval of the Township Council.
3. This contract should include the requirement of a completed application to the Passaic County Open Space Fund for this year and presentation.
4. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 2, 2013

Agenda VII I
~ Resolution 2013-036 ~

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 PIAZZA & ASSOCIATES, INC. FOR AFFORDABLE HOUSING COMPLIANCE AND MONITORING SERVICES IN AN AMOUNT NOT TO EXCEED \$4,800.00

WHEREAS, there exists a need for the Township to retain the services of an experienced, qualified entity or agency to provide affordable housing compliance and monitoring services and to serve as an Administrative Agent to the Township with respect to its affordable housing obligation; and

WHEREAS, the Township wishes to award a contract without competitive bidding to Piazza & Associates, Inc. for the performance of such affordable housing compliance and monitoring services related to the actual number of COAH units in West Milford and the need to engage such services to satisfy the requirements for COAH compliance and certification for the sale, resale or rental of one unit; and

WHEREAS, the total amount of the contract shall not exceed \$4,800.00 and the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4*.

WHEREAS, pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-3, when the cost or price of any contract awarded by the contracting agent in the aggregate does not exceed in a contract year the total sum of \$17,500, the contract may be awarded by the contracting unit without public advertising for bids; and

WHEREAS, Piazza & Associates, Inc. has completed and submitted both a Political Contribution Disclosure Form and 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 Piazza & Associates, Inc. from making any reportable contributions through the term of the contract, and

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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 of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Piazza & Associates, Inc. 216 Rockingham Row, Princeton, N.J. 08540, for affordable housing compliance and monitoring services in an amount not to exceed \$4,800.00.
2. The total fee authorized for this contract shall not exceed \$4,800.00 without the prior written approval of the Township Council.
3. The Political Contribution Disclosure Form, Business Disclosure Entity Certification and the Determination of Value, the contract & resolution shall be placed on file in the office of the township clerk.
4. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 2, 2013

Agenda VII m

~ Resolution 2013-037 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO MJB SITE DEVELOPMENT CONSULTANTS, INC. FOR SURVEYING SERVICES TO REVIEW AND CERTIFY THE UPDATED TOWNSHIP TAX MAPS

WHEREAS, the Township of West Milford's Engineering Department anticipates executing changes to the Township's Tax Maps in 2013; and

WHEREAS, the State of New Jersey requires that such changes be reviewed and certified by a licensed land surveyor; and

WHEREAS, the Township of West Milford has a need to appoint a Professional, Licensed Land Surveyor as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

WHEREAS, MJB Site Consultants 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 firm of MJB Site Development Consultants, Inc. from making any reportable contributions through the term of the contract; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Township Mayor and Township Clerk be and are hereby authorized to execute a contract with MJB Site Development Consultants, Inc for professional services to review and certify changes made to the Township's Tax Maps in 2013 in an amount not to exceed \$2,750.00.
2. This contract is awarded without competitive bidding as "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The term of this contract shall be from January 1, 2013 through December 31, 2013.
4. The total fee authorized for this contract shall not exceed \$2,750.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolutions authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 2, 2013

Agenda VII n

~ Resolution 2013-038 ~

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 PRINCETON PUBLIC AFFAIRS GROUP, INC. TO REPRESENT THE WATERSHED COALITION GROUP IN AN AMOUNT NOT TO EXCEED \$36,000.00

WHEREAS, the Township Council of the Township of West Milford has devoted significant attention to matters pertaining to the Newark Watershed; and

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WHEREAS, the Townships of West Milford, Vernon, Hardyston, Jefferson, Rockaway and the Borough of Kinnelon all have significant lands within their municipality known as the Newark Watershed and owned by the City of Newark; and

WHEREAS, these "host" communities have collaborated to form a "Watershed Coalition" with the goal of obtaining equity with respect to these watershed lands by way of a partnership with the City of Newark, legislative initiatives and/or legal review; and

WHEREAS, the Township of West Milford has retained the services of the Princeton Public Affairs Group, Inc. to act as the lead lobbyist in an effort to achieve the goals of the Watershed Coalition; and

WHEREAS, as advocates for the Watershed Coalition, Princeton Public Affairs Group, Inc. will, at a minimum, devise & implement strategies to facilitate a solution to the valuation of the Newark Watershed property through either direct negotiations with the City of Newark or through the development of a legislative solution that secures West Milford's fair share as well as monitor & recommend other potential solutions and state funding opportunities available through key departments and agencies; and

WHEREAS, each member of the Watershed Coalition has agreed to contribute on a monthly basis for a period of one year, which contribution is based generally upon the amount of watershed land within their respective community:

WHEREAS, the total amount of the contract shall not exceed \$36,000.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds said funds to be encumbered from account number 3-01-20-161-450; 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 Council of the Township of West Milford, County of Passaic and 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 Princeton Public Affairs Group, Inc. with offices located at The Princeton House, 160 West State Street, Trenton, New Jersey, 08608 to advocate and guide the Township Council and the Watershed Coalition in matters pertaining to the Newark Watershed in an amount not to exceed \$36,000.00.
2. The total fee authorized for this contract shall not exceed \$36,000.00 without the prior written approval of the Township Council.
3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 2, 2013

Resolutions Authorizing Miscellaneous Contracts

Agenda VII o

~ Resolution 2013-039 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A CARETAKER AGREEMENTS WITH RICHARD ASHLEY AND NICHOLAS BRIAN EZZO TO SERVE AS CO-CARETAKERS OF WESTBROOK PARK

NO ACTION TAKEN

Agenda VII p

~ Resolution 2013-040 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY PROVIDING FOR AN AGREEMENT FOR PROFESSIONAL SERVICES WITH CHILTON MEMORIAL HOSPITAL FOR THE YEAR 2013

WHEREAS, there exists a need for certain Community Health Education services to the West Milford Health Department; and

WHEREAS, the Township received a proposal to provide these services from Chilton Memorial Hospital; and

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WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, *et seq.*) requires that a resolution authorizing the award of a contract be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for this contract, said encumbrances to be taken from account number 3-01-27-330-450.

NOW, THEREFORE, BE IT RESOLVED by the Township of West Milford, New Jersey as follows:

1. That the proper Township Officials are hereby authorized and directed to execute a contract for \$39.00 per hour in a total amount not to exceed \$7,800.00 for community health education services with:
CHILTON MEMORIAL HOSPITAL
97 West Parkway, Pompton Plains, New Jersey 07444
2. This contract is awarded without competitive bidding as a "Professional Service" in connection with N.J.S.A. 40A: 11-5 (1) (a).
3. That a notice of this action shall be published once in the *Herald News*.

Adopted: January 2, 2013

Agenda VII q
~ Resolution 2013-041 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING AN INTERLOCAL AGREEMENT WITH THE BOROUGH OF BLOOMINGDALE FOR REGISTRAR SERVICES

WHEREAS, the Township of West Milford has had an interlocal agreement with the Borough of Bloomingdale for Registrar services since 2009; and

WHEREAS, the Township of West Milford desires to continue with this agreement until such time as an internal review of the Health Department's needs can be conducted; and

WHEREAS, said agreement outlines the terms and conditions of the services to be provided; and

WHEREAS, the Chief Financial Officer certifies that funds are available for this purpose said funds to be encumbered from account # 3-01-27-331-200.

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 an inter-local agreement with the Borough of Bloomingdale for Registrar of Vital Statistics services for the 2013 calendar year in an amount not to exceed \$17,900.00, said agreement to be available for public inspection in the office of the Township Clerk.

This Resolution shall take effect immediately.

Adopted: January 2, 2013

Agenda VII r
~ Resolution 2013-042 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY TO ENTER INTO AN AGREEMENT FOR BANKING SERVICES WITH LAKELAND BANK

WHEREAS, The Township of West Milford has a need to make arrangements with a financial institution to provide banking services, including but not limited to checking accounts and interest bearing accounts; and

WHEREAS, the Township of West Milford sent requests for Proposals to five financial institutions in the Township of West Milford area; and

WHEREAS, Lakeland Bank was the only financial institution to respond; and

WHEREAS, it is recommended that the Township of West Milford enter into an agreement with Lakeland Bank to provide banking services for a period of three years, at which time the Township may request an extension of the contract or request proposals from other financial institutions.

NOW, THEREFORE, BE IT RESOLVED by the Town Council of the Township of West Milford, County of Passaic, New Jersey that the Mayor, Chief Financial Officer and Administrator

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enter into an agreement with Lakeland Bank to provide banking services to the Township for a period of three years.

BE IT FURTHER RESOLVED, that this agreement does not preclude the Township from investing funds in other financial institutions.

Adopted: January 2, 2013

Agenda No. VIII

Public Comments

Mayor Bieri opened the meeting to the public after advising that there is a five-minute limit for each speaker.

Bob Nicholson 20 Hyde Road, Stockholm congratulated Councilmembers Erk & Hensley. He said that technically EDC started on January 2nd this year but they cannot meet in January because the Council has not made appointments. He said the process is improper.

Motion to close Public Comments.

Moved: Rosone Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Agenda No. IX

Mayor and Council Comments & Attorney Report

Mr. Semrau said there are vacancies on the EDC and they commission cannot act until the appointments are sufficient to constitute a quorum. Councilwoman Horton said there is nothing improper with people submitting applications. People who keep an eye on what is going on are aware of the opening. We accept forms throughout the year even if there are no vacancies.

Agenda No. XII

Adjournment

There being no further business to come before the Council, the Township Council adjourned the meeting at 7:13:57 p.m. taking a five-minute recess before the workshop meeting.

Moved: Signorino Seconded: Rosone
Voted Aye: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Motion carried.

Approved: May 1, 2013

MAYOR BETTINA BIERI, PRESIDING OFFICER

ANTOINETTE BATTAGLIA, TOWNSHIP CLERK