
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council
Date of Meeting: January 4, 2006
Time of Meeting: 7:30 P.M.
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Mayor DiDonato called this meeting to order at 7:30 p.m. and read the following statement:

Adequate Notice Statement

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Regular meeting was advertised in the *Herald News* in its issues of December 26, 2005 and January 8, 2006; copies were provided to the *Suburban Trends*, the *Record*, *Star Ledger*, and *Greenwood Lake News* 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.

Pledge of Allegiance

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

Administration of Oath to Township Council

Honorable Mayor Joseph DiDonato administered the Oath of Office.

Councilman Carmelo Scangarello - January 1, 2006 - December 31, 2008
Councilman Philip Weisbecker - January 1, 2006 - December 31, 2008

Roll Call

Present: Councilmembers Weisberger, Elcavage, Gervens, Nolan, Warden, Scangarello.
Mayor DiDonato.

Absent:None.

Also Present: Township Administrator Richard Kunze, Township Clerk Antoinette Battaglia and
Township Attorney Fred Semrau.

Council President

Councilman Warden nominated Councilman Gervens to serve as Council President for the upcoming year.

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

On motion by Councilman Weisbecker, seconded by Councilman Warden the nominations were closed.

January 4, 2006 Township of West Milford

Moved: Elcavage Seconded: Gervens
Voted Aye: Weisberger, Elcavage, Gervens, Nolan, Warden, Scangarello.
Voted Nay: None.
Councilman Gervens was voted Council President for 2006.

Councilman Gervens thanked the Council for their vote of confidence and assured them that he will work hard with and for them in the coming months.

Swearing In

Mayor DiDonato advised that he wishes to appoint Antoinette Battaglia to the position of Township Clerk and asked for Council concurrence.

January 4, 2006 Township of West Milford

Moved: Elcavage Seconded: Nolan
Voted Aye: Weisberger, Elcavage, Gervens, Nolan, Warden, Scangarello.
Voted Nay: None.
Antoinette Battaglia was appointed to serve as Township Clerk.
Mayor DiDonato invited Ms. Battaglia forward and administered the oath of office.

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Organization Meeting

The West Milford Town Council considered the following items for action.
Mayor DiDonato read the items to be considered for action as consent Agenda #1.

- a) Resolution for the reestablishment of the Autumn Lights Committee
- b) Resolution for the reestablishment of the Beatification/Recycling Task Force Committee
- c) Resolution for the Reestablishment of Municipal Alliance Committee (CASA)
- d) Resolution for the reestablishment of the Heritage Committee

Mayor DiDonato asked the Council if any member wished to have item or items removed from the consent agenda for discussion. There being no such request from the Council, Mayor DiDonato offered Consent Agenda #1 to the Council for consideration.

January 4, 2006 Township of West Milford

Moved: Elcavage Seconded: Gervens
Voted Aye: Weisberger, Elcavage, Gervens, Nolan, Warden, Scangarello.
Voted Nay: None.
Consent Agenda #1 Adopted

Included in and adopted by the vote Authorizing Passage of the Consent Agenda #1 were the following resolutions:

Agenda No. **VI 1) a)**

RESOLUTION NO. 2006 - 001

RESOLUTION RE-ESTABLISHING AN AUTUMN LIGHTS COMMITTEE

WHEREAS, the Township Council of the Township of West Milford is desirous of retaining the popular Autumn Lights Festival, now in its tenth year; and

WHEREAS, the Council believes there is sufficient public interest and willing volunteers to result in a successful event.

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 7, 2006 (raindate October 8, 2006) town-wide festival with the following provisions:

- 1. The members of the committee shall serve until December 31, 2006.
- 2. The continuing need for the Autumn Lights committee shall be reviewed by the Township Council at its January 1 re-organization meeting and the committee shall cease to exist at that time unless re-established by Council resolution.

BE IT FURTHER RESOLVED that Laurie Ardis be appointed Autumn Lights Committee Chair and that residents interested in volunteering to assist with the festival be urged to contact Laurie Ardis.

Adopted January 4, 2006

Agenda No. **VI 1) b)**

RESOLUTION NO. 2006 - 002

**RESOLUTION FOR THE RE-ESTABLISHMENT
OF A BEAUTIFICATION/RECYCLING TASK FORCE COMMITTEE (ADVISORY)**

WHEREAS, the Township Council of the Township of West Milford did
establish the Beautification/Recycling Task Force Committee (Advisory); and

WHEREAS, the Beautification Committee was directed to develop and

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promote a beautification program within the Township of West Milford; and

WHEREAS, upon consideration, it is the opinion of the Mayor and Township Council that the Beautification/Recycling Task Force Committee (Advisory) should continue its efforts; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and 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 who shall be a liaison member of the Township Council; one shall be a member of the West Milford League of Women Voters; ten shall be citizen members; one who shall be a representative from the West Milford commercial community; and one liaison member who shall be the Waste Disposal and Recycling Coordinator.
2. **APPOINTING AUTHORITY:** The member of the Township Council shall be appointed by the Mayor and Township Council. All other members shall be appointed by and shall serve at the pleasure of the Mayor and Township Council. The Waste Disposal and Recycling Coordinator shall be appointed by the Mayor. In the event that a member fails to attend three consecutive meetings of the committee, the Chairman will advise the appointing authority in order to have a replacement appointed.
3. **SUNSET:** The Committee shall cease to exist unless re-established by the Mayor and Township Council at its Organizational Meeting scheduled for January 4, 2007.

Adopted January 4, 2006

Agenda No. **VI 1) c)**
RESOLUTION NO. 2006 - 003

RESOLUTION 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 was to study, research and recommend to the Township Council and the then Township Manager 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 twenty-three (23) members including: one (1) member who shall be a member of the Township Council, one (1) member who shall be a member of the West Milford Board of Health, three (3) members from the Township Staff, one (1) member from the Police Department, one (1) member shall be the Alcohol Abuse Counselor from the West Milford School District, fifteen (15) citizen members.

APPOINTING AUTHORITY: The Township Council shall appoint all members.

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TERMS: All members shall serve a one-year term ending on December 31, 2006.

Adopted January 4, 2006

Agenda No. **VI 1) d)**

RESOLUTION NO. 2006 - 004

**RESOLUTION FOR THE RE-ESTABLISHMENT OF
THE TOWNSHIP HERITAGE COMMITTEE (ADVISORY)**

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; and

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 who 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 Mayor and 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 4, 2007.

Adopted January 4, 2006

Agenda No. **VI 1) e)**

RESOLUTION NO. 2006 - 005

RESOLUTION RE-ESTABLISHING A TRANSPORTATION ADVISORY COMMITTEE

WHEREAS, the Mayor and Township Council of the Township of West Milford are interested in re-establishing a Transportation Advisory Committee to review the current transportation program offered by the Township to the citizens of West Milford and submit recommendations to the Mayor and Township Council regarding changes to and improvements to the current program.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council that it does hereby re-establish a Transportation Advisory Committee with the following provisions:

- 1) **NAME**
The name of this committee is the West Milford Transportation Advisory Committee (TAC)
- 2) **PURPOSE, AUTHORITY, DUTIES**
A. The purpose and authority of this committee is to develop recommendations for the Township Council of the Township of West Milford concerning:

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1. Evaluating the current transportation policies and services provided by the Township.
2. Improvements to the coordination of existing services.
3. Improvements to the dissemination of information to the public about existing and future services.
4. Additional funding sources.
5. Planning for the transportation needs as the result of any future growth in the Township.

B. The committee's authority and existence will terminate when the Township Council has completed consideration of its recommendations.

3) **MEMBERSHIP**

There will be fourteen (14) members on the committee:

1. Member of the Township Council
2. Representative of the Township's Senior Citizen Committee
3. Representative of the Township's A.D.A. Committee
4. West Milford School District Transportation Coordinator
5. Township Transportation Coordinator
6. Representative of the Passaic County Para Transit Office
7. Representative of New Jersey Transit
8. Township Recreation Director
9. One (1) Passaic County Planning Department Member
10. One (1) Office of Seniors, Disabled and Veterans Member
11. Four (4) citizen members

4) **APPOINTING AUTHORITY**

The members of the Transportation Advisory Committee shall be appointed by and serve at the pleasure of the Township Council. In the event that a member fails to attend three consecutive meetings of the committee, the committee may recommend the Township Council terminate that appointment and declare the position vacant.

5) **OFFICERS AND STAFFING**

- a. Officers. The Officers consist of a chair and vice chair who shall be selected by the membership and who shall serve at the pleasure of the membership for one-year terms. Officers may be re-elected.
- b. Chair. The chair shall have general directional powers over the committee. The chair shall preside at all committee meetings and set committee agendas. The chair shall also be an ex-officio member of all subcommittees and shall be the sole spokesperson for the committee unless this responsibility is delegated in writing.
- c. Vice Chair. The vice chair shall execute all powers of the chair in the absence of the chair.
- d. Staff. The Township will provide staff support to the committee for meeting notification, typing, copying and information gathering to the extent that the budget permits.

6) **ORGANIZATIONAL PROCEDURES**

- a. The committee shall hold meetings as necessary at a time and place designated by the chair.
- b. Fifty-one percent of the voting membership of the committee shall constitute a quorum.
- c. These bylaws may be repealed or amended, or new bylaws may be adopted by a majority vote of the Township Council on its own initiative, or upon a recommendation from the committee.
- d. The parliamentary authority for this committee is Robert's Rules of Order Reviewed, except where superseded by these bylaws or local, state, or federal law.

Adopted January 4, 2006

Mayor DiDonato read the items to be considered for action as consent Agenda #2.

- a) Resolution concerning signatures on township Accounts
- b) ~~Resolution designating the Legal Newspapers for the Publication of Legal Notices and Other Items for the Township of West Milford~~
- c) Resolution establishing a Cash Management Plan
- d) Resolution to provide for the Hours of Collection of Taxes
- e) Resolution to provide for the Rate of Interest to be Charged on Unpaid Taxes and Improvement Assessments
- f) Resolution authorizing certain Statutory Payments of Claims and Other Claims Regular in Nature
- g) Resolution authorizing the township Administrator to Maintain a Petty Cash and Various Change Funds (as listed on Resolution)
- h) ~~Resolution authorizing the 2006 Temporary Budget.~~

January 4, 2006

Township of West Milford

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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 Name</u>	<u>Account Number</u>
Current Account	513000179
Payroll Account	513000160
Capital Account	612300241
Escrow Account	612300284
Public Assistance I Trust Account	612300098
Scala Trust Account	612300268
Developer's Trust Account	612300292
Miscellaneous Trust Account	612300055
Heritage Trust Account	612409634
Dog Trust Account	612409626
Unemployment Trust Account	612409596
Assessment Trust Account	612410071
Public Assistance II Trust Account	612409618
LOSAP Trust Account	612410055
Open Space Trust Account	612410047

Adopted: January 4, 2006

Agenda No. VI 2 d

Resolution 2006-008

A RESOLUTION 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 – Daily, 9:00 a.m. to 4:00 p.m. prevailing time except Saturday, Sunday and legal holidays.
2. West Milford Town Hall – First Wednesday of February, May, August, and November from 4:30 p.m. to 6:30 p.m.

Adopted: January 4, 2006

Agenda No. VI 2e

Resolution 2006-009

RESOLUTION TO PROVIDE FOR THE RATE OF INTEREST TO BE CHARGED ON UNPAID TAXES AND IMPROVEMENT ASSESSMENTS

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

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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 shall exceed the sum of \$750.00 and additional penalty shall be charged equal to 2% of the amount paid; when the sum exceed \$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 this resolution shall apply to all existing tax sale certificates.

Adopted: January 4, 2006

Agenda No. VI 2f

Resolution 2006-010

RESOLUTION 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 of West Milford Council, as follows:

- 1) The Township of West Milford does hereby approve the payment between meetings of the following encumbered claims for payment, when the same are presented to the Township of West Milford Council and Chief Financial Officer of the Township of West Milford.
 - a) Township of West Milford payroll obligations.
 - b) Township of West Milford required payments to the Board of Education.
 - c) Required County tax payments to the County Treasurer.
 - d) Banks for investment purposes, internal transfers, and debt service obligations.
 - e) State of New Jersey – Application Fees
 - i) Permit Fees
 - ii) DEP
 - iii) License Fees
 - iv) State Surcharges
 - v) Marriage License Fees
 - vi) Rabies Control Fees
 - f) Miscellaneous disbursements approved by specific resolutions.
 - g) Reissue of lost or mutilated checks after stop payment has been enforced.
 - h) Ten percent (10%) Bid Bond Returns (Clerk's office).
 - i) Certain emergencies at only the discretion of the Township of West Milford Mayor or Administrator by the Mayor's designation.
- 2) The Chief Financial Officer is hereby authorized and directed to prepare the proper vouchers for payment of the above recited accounts when same is properly presented to him/her for payment, and thereafter said claim shall be transcribed on the next scheduled Bill list to be approved by the Township of West Milford Council.
- 3) A certified copy of this resolution shall be forward to the Chief Financial Officer of the Township of West Milford.

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Agenda No. VI 2 g
Resolution 2006 – 011

Resolution Authorizing the Township Administrator to Reinstate and Maintain Various Petty Cash Funds (As Listed Below) to Facilitate "Change Funds" and Required Cash Reimbursements for Various Minor Expenditures made by Township Employees

WHEREAS, N.J.S.A 40A: 5-21 authorizes the establishment of a petty cash and change funds;
and

WHEREAS, it is necessary from time to time to allow the availability of cash fund for immediate unforeseen minor cash expenditures no greater than \$25.00 each as follows:

- | | |
|--|----------|
| 1. Tax Collector | \$150.00 |
| 2. Municipal Court | \$100.00 |
| 3. Health Department | \$ 50.00 |
| 4. Construction Department | \$100.00 |
| 5. Animal Control | \$100.00 |
| 6. Municipal Clerk | \$ 50.00 |
| 7. Recreation Bubbling Springs | \$200.00 |
| 8. Recreation Administration | \$200.00 |
| 9. Recreation Programs Change Fund | \$ 50.00 |
| 10. Recreation Coffee House Change Fund | \$ 50.00 |
| 11. Police Department | \$100.00 |
| 12. Administration Motor Vehicle Registration Fund | \$250.00 |
| 13. Administration Misc. Reimbursement Fund | \$250.00 |

NOW THEREFORE, BE IT RESOLVED, by the Council of the Township of West Milford, County of Passaic, State of New Jersey, that a reimbursable aforementioned impress funds aggregate of \$1,650.00 be reestablished for 2006,

AND BE IT FURTHER RESOLVED, that said **WHEREAS**, amounts are to be returned to the Township's General Fund no later than December 31st each year.

Adopted: January 4, 2006

The Township Council took action on the following resolutions:

The Township Attorney, Fred Semrau, advised that he has looked at the Township's code and can find no reference to a Township ordinance outlining the process for designation of an official newspaper. He recommended that the Council consider the resolution as presented; he will confirm the statutory requirements and advise at the next meeting. If necessary, the Council can consider an amendment to the resolution at that time. The Administrator concurred advising that the Township must advertise certain actions from today's meeting.

Agenda No. VI 2 b

RESOLUTION 2006-012

**A 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:

- SUBURBAN TRENDS**
- STAR LEDGER**
- NORTH JERSEY HERALD AND NEWS**
- THE RECORD**

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GENERAL SERVICES			
General Services S&W	01-20-161-100	\$9,000	\$2,363
General Services O.E.	01-20-161-200	\$137,700	\$36,146
TOTAL		\$146,700	\$38,509
INSURANCE			
Insurance, Other	01-23-210-200	\$616,500	\$161,831
Insurance, Other, Less Library Charge Back	01-23-210-200		\$0
Insurance, Group	01-23-220-506	\$2,810,000	\$804,011
Insurance, Group - Less Library Chargebacks	01-23-220-506		\$0
TOTAL		\$3,426,500	\$965,843
Heritage O.E.	01-20-173-200	\$2,000	\$0
CLERK'S OFFICE			
CLERK			
Clerk S&W	01-20-120-100	\$243,000	\$63,788
Clerk O.E.	01-20-120-200	\$23,200	\$6,090
TOTAL		\$266,200	\$69,878
ELECTIONS			
Elections S&W	01-20-146-101	\$12,000	\$0
Elections O.E.	01-20-146-101	\$19,600	\$0
TOTAL		\$31,600	\$0
FINANCE			
TREASURER			
Treasurer S&W	01-20-130-100	\$253,000	\$66,413
Treasurer O.E.	01-20-130-200	\$18,750	\$4,922
Treasurer O.E. - Less Library Chargebacks	01-20-130-200		\$0
TOTAL		\$271,750	\$71,334
ANNUAL AUDIT			
Annual Audit	01-20-135-200	\$40,000	\$10,500
Annual Audit Additional Services	01-20-135-201	\$10,000	\$2,625
TOTAL		\$50,000	\$13,125
TAX COLLECTOR			
Tax Collector S&W	01-20-145-100	\$245,000	\$64,313
Tax Collector O.E.	01-20-145-200	\$9,500	\$2,494
TOTAL		\$254,500	\$66,806
ASSESSOR			
Tax Assessor S&W	01-20-150-200	\$287,000	\$75,338

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Tax Assessor O.E.	01-20-150-200	\$4,500	\$1,181
TOTAL		\$291,500	\$76,519
PLANNING AND BUILDING			
PLANNING BOARD O.E.	01-21-180-200	\$42,100	\$11,051
COMPREHENSIVE PLANNING			
Planning, Comp. S&W	01-21-181-100	\$375,000	\$98,438
Planning, Comp. O.E.	01-21-181-200	\$8,400	\$2,205
TOTAL		\$425,500	\$111,694
ZONING ADMINISTRATION S&W	01-21-185-100	\$61,000	\$16,013
BOARD OF ADJUSTMENT O.E.	01-21-186-200	\$19,300	\$5,066
HISTORIC PRESERVATION			
Historic Preservation S&W	01-20-175-101	\$600	\$158
Historic Preservation O.E.	01-20-175-200	\$1,000	\$0
TOTAL		\$1,600	\$158
TOURISM COMMITTEE (Formerly R/D)	01-20-171-200	\$24,000	\$6,300
BUILDING / CODE ENFORCEMENT			
Building S&W	01-22-195-100	\$344,000	\$90,300
Building O.E.	01-22-195-200	\$11,900	\$3,124
TOTAL		\$355,900	\$93,424
ENVIRONMENTAL COMMISSION			
Environmental Commission S&W	01-22-196-101	\$1,000	\$0
Environmental Commission O.E.	01-22-196-200	\$1,000	\$0
TOTAL		\$2,000	\$0
PUBLIC SAFETY			
POLICE DEPARTMENT			
Police Patrol S&W	01-25-240-100	\$3,482,000	\$914,025
Police Patrol O.E.	01-25-240-200	\$67,800	\$17,798
Police Patrol-Purchase of Police Vehicles	01-25-240-201	\$165,000	\$0
Police Detective S&W	01-25-241-100	\$712,000	\$186,900
Police Administration S&W	01-25-242-100	\$420,000	\$110,250
Police Communication S&W	01-25-243-100	\$267,000	\$70,088
Police Comm. O.E.	01-25-243-200	\$30,000	\$7,875
Police Specials S&W	01-25-244-100	\$27,000	\$7,088
Police Specials O.E.	01-25-244-200	\$3,000	\$788
TOTAL		\$5,173,800	\$1,314,810
EMERGENCY MANAGEMENT O.E.	01-25-252-200	\$23,000	\$6,038

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FIRST AID SQUADS			
First Aid Organization Contributions	01-25-260-200	\$96,000	\$12,600
First Aid - UGL 1st Aid Squad	01-25-261-200	\$0	\$12,600
TOTAL		\$96,000	\$25,200
FIRE DEPARTMENT			
Aid To Vol. Fire Co.	01-25-255-200	\$90,000	\$23,625
Fire Prevention Bureau S&W	01-25-265-100	\$181,000	\$47,513
Fire Prevention Bureau O.E.	01-25-265-200	\$7,100	\$1,864
Fire Co. Admin. S&W	01-25-266-100	\$9,000	\$2,363
Fire Co. Admin. O.E.	01-25-266-200	\$345,250	\$90,628
LOSAP	01-25-267-100	\$100,000	\$0
TOTAL		\$732,350	\$165,992
ENGINEERING AND PUBLIC WORKS			
ENGINEERING			
Engineering S&W	01-20-165-100	\$408,000	\$107,100
Engineering O.E.	01-20-165-200	\$19,100	\$5,014
TOTAL		\$427,100	\$112,114
DPW			
DPW Streets & Roads S&W	01-26-290-100	\$1,431,000	\$375,638
DPW Streets & Roads O.E.	01-26-290-200	\$315,000	\$82,688
DPW Buildings & Grounds S&W	01-26-291-100	\$84,000	\$22,050
DPW Buildings & Grounds O.E.	01-26-291-200	\$61,500	\$16,144
DPW Johner Building O.E.	01-26-293-200	\$0	\$0
DPW Snow Removal S&W	01-26-294-100	\$300,000	\$300,000
DPW Snow Removal O.E.	01-26-294-200	\$670,500	\$670,500
DPW Vehicle Maintenance S&W	01-26-315-100	\$278,000	\$72,975
DPW Vehicle Maintenance O.E.	01-26-315-200	\$205,500	\$53,944
TOTAL		\$3,345,500	\$1,593,938
HEALTH DEPARTMENT			
HEALTH DEPARTMENT			
Public Health S&W	01-27-330-100	\$273,000	\$71,663
Public Health O.E.	01-27-330-200	\$56,100	\$14,726
Vital Statistics S&W	01-27-331-100	\$63,000	\$16,538
Vital Statistics O.E.	01-27-331-200	\$1,200	\$315
Housing Standard Bureau O.E.	01-27-332-441	\$3,000	\$0
Environmental Health S&W	01-27-335-100	\$230,000	\$60,375
Environmental Health O.E.	01-27-335-200	\$22,700	\$5,959
Animal Control S&W	01-27-340-100	\$71,000	\$18,638
Animal Control O.E.	01-27-340-450	\$13,400	\$3,518
TOTAL		\$733,400	\$191,730
PARKS AND RECREATION			

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RECREATION			
Recreation Programs S&W	01-28-370-100	\$148,000	\$38,850
Recreation Programs O.E.	01-28-370-200	\$158,000	\$41,475
Recreation.-Bubbling Springs S&W	01-28-371-100	\$150,000	\$0
Recreation-Bubbling Springs O.E.	01-28-371-200	\$60,000	\$17,000
Recreation-Admin. S&W	01-28-372-100	\$337,000	\$88,463
Recreation-Admin. O.E.	01-28-372-200	\$11,600	\$3,045
Recreation-Westbrook Park O.E.	01-28-373-200	\$5,000	\$0
Recreation-Hillcrest S&W	01-28-374-100	\$72,000	\$18,900
Recreation-Hillcrest O.E.	01-28-374-200	\$22,700	\$5,959
Recreation-Parks Maintenance S&W	01-28-375-100	\$221,000	\$58,013
Recreation-Parks Maintenance O.E.	01-28-375-200	\$115,800	\$30,398
Senior Citizen Services S&W	01-28-376-100	\$137,000	\$35,963
Senior Citizen Services O.E.	01-28-376-200	\$13,000	\$3,413
TOTAL		\$1,451,100	\$341,476
VETERAN'S BUREAU			
Veteran's Bureau S&W	01-20-172-100	\$1,250	\$328
Veteran's Bureau O.E.	01-20-172-200	\$200	\$0
TOTAL		\$1,450	\$328
PUBLIC ASSISTANCE			
Public Assistance S&W	01-27-345-100	\$7,000	\$0
Public Assistance O.E.	01-27-345-200	\$1,900	\$0
TOTAL		\$8,900	\$0
Celebration of Public Events O.E.	01-30-420-200	\$41,000	\$10,000
Mass Transportation	01-30-421-200	\$66,507	\$17,458
LIBRARY			
LIBRARY			
Library S&W	01-29-390-100	\$510,000	\$133,875
Library O.E.	01-29-390-200	\$439,900	\$115,474
TOTAL		\$949,900	\$249,349
MUNICIPAL COURT			
MUNICIPAL COURT			
Municipal Court S&W	01-43-490-100	\$250,000	\$65,625
Municipal Court O.E.	01-43-490-200	\$12,900	\$3,386
Municipal Court Prosecutor S&W	01-43-491-101	\$23,000	\$6,038
Municipal Court Public Defender Fees	01-43-495-450	\$0	\$0
TOTAL		\$285,900	\$75,049
UTILITY EXPENSES & BULK PURCHASES			

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UTILITIES & FUELS			
Utilities-Electricity	01-31-430-200	\$115,000	\$30,188
Utilities-Street Lights	01-31-435-200	\$40,000	\$10,500
Utilities-Telephone	01-31-440-200	\$139,000	\$36,488
Utilities-Natural Gas	01-31-446-200	\$110,000	\$75,000
Utilities-Fuel	01-31-460-200	\$200,000	\$52,500
TOTAL		\$604,000	\$204,675
MISCELLANEOUS AND STATUTORY EXPENDITURES			
PENSION & FICA			
PERS	01-36-471-532	\$49,000	\$125,000
PERS - Less Library Chargebacks	01-36-471-532		\$0
Social Security	01-36-472-533	\$732,000	\$192,150
Less Library Charge backs - Social Security	01-36-472-533		\$0
PFRS	01-36-473-534	\$250,000	\$425,000
TOTAL		\$1,031,000	\$742,150
Salaries & Wages Adjustment Account	01-37-480-501	\$246,000	\$64,575
Compensated Absences	01-46-887-529	\$50,000	\$0
CAPITAL BUDGET			
CURRENT YEAR CAPITAL			
Capital Improvements Fund	01-44-900-200	\$313,200	\$0
Cap Improvements Fund Down Payments	01-44-900-200	\$149,050	\$0
Cap. Improv. Fund-UGL 1st Aid Squad	01-44-905-261	\$0	\$0
TOTAL		\$462,250	\$0
GRANTS			
MASS TRANSIT GRANTS			
Grants-Mass Trans. State Share	02-41-702-100	\$22,833	\$0
Grants-Mass Trans. Federal Share	02-41-702-200	\$45,670	\$0
Grants-Mass Trans. Local Share	02-41-702-201	\$22,834	\$0
TOTAL		\$91,337	\$0
C.A.S.A. GRANTS			
Grants-C.A.S.A. County Share	02-41-705-200	\$47,200	\$0
Grants-C.A.S.A. - Local Share	02-41-705-201	\$12,300	\$0
TOTAL		\$59,500	\$0
INDV. WITH DISAB. GRANT			
Grants-Indv. with Disabilities-State	02-41-707-200	\$20,000	\$0
Grants-Indv. with Disabilities-Local	02-41-707-201	\$3,000	\$0

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TOTAL		\$23,000	\$0
PUBLIC HEALTH PRIORITY GRANT	02-41-714-162	\$14,216	\$0
DDEF GRANT	02-41-715-109	\$0	\$0
CLEAN COMMUNITIES GRANT	02-41-718-674	\$33,000	\$0
CULTURAL HERITAGE GRANT			
Grants-Pas. Co. Cultural Heritage- County	02-41-728-331	\$1,518	\$0
Grants-Pas. Co. Cultural Heritage- Local	02-41-728-332	\$1,100	\$0
TOTAL		\$2,618	\$0
JUV ACCT INCENT BLK GRANT			
Grants-Juvenile Acct. Incent. Blk -State	02-41-728-669	\$0	\$0
Grants-Juvl Acct. Incent. Blk - Local	02-41-728-670	\$0	\$0
TOTAL		\$0	\$0
STORM DRAIN INFSTR GRANT			
Grants-Storm Drain Infstrctr. Inventory	02-41-730-330	\$0	\$0
Grants-Storm Drain Infstrctr. Inventory	02-41-730-331	\$0	\$0
TOTAL		\$0	\$0
NJ DIV OF HGHWY SAFETY TICKET OR CLICK IT	02-41-733-200		\$0
NJDEP ESP MAPPG GRANT			
Grants-NJDEP ESP Mapping-State Share	02-41-735-331	\$2,500	\$0
Grants-NJDEP ESP Mapping-Local Share	02-41-735-332	\$2,500	\$0
TOTAL		\$5,000	\$0
PASSAIC COUNTY TOBACCO GRANT	02-41-739-331	\$0	\$0
NJ DCJ BODY ARMOR GRANT	02-41-742-331	\$5,000	\$0
POST BROOK S.W. STUDY GRANT			
Grants - NJDEP- Pst Brk S.W. Study	02-41-744-330	\$20,619	\$0
Grants - NJDEP- Pst Brk S.W Study Local	02-41-744-331	\$0	\$0
TOTAL		\$20,619	\$0
NJDEP GREENWOOD LK GRANT			
Grants - NJDEP-Greenwood Lake-State	02-41-745-331	\$0	\$0
Grants - NJDEP-Greenwood Lake-Local	02-41-745-332	\$0	\$0
TOTAL		\$0	\$0
BELCHERS CREEK FECALTESTING		\$0	
Grants - NJDEP-Belchers Creek -State	02-41-749-331		\$0
Grants - NJDEP-Belchers Creek -Local	02-41-749-332		\$0
		\$0	\$0

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NJDEP BEAR PROOF GARBAGE CAN STUDY	02-41-750-331		\$0
GRANT - CONTINGENT. LOCAL MATCH	02-41-745-999	\$25,000	\$0
TOTAL		\$279,290	\$0
DEBT SERVICE			
Debt Service Total	01-45-000-000	\$1,825,000	\$0
DEFERRED CHARGES AND RESERVE FOR UNCOLLECTED TAXES			
Judgments - Banker Road	01-37-480-503	\$0	\$0
Deficit in Assessment Cash	01-46-886-000	\$4,000	\$0
Cancelled Assessments	01-46-886-648	\$0	\$0
Reserve for Tax Appeals	01-46-886-667	\$25,000	\$0
Prior Years Bills	01-46-887-528	\$5,000	\$0
Def Charges - Bond Ordinance Unfunded	01-46-875-528	\$0	\$0
Spec Emerg - Storm Water Mngmt Plan	01-46-877-000	\$10,000	\$0
Reserve for Uncollected Taxes	01-50-899-200	\$1,825,000	\$0
TOTAL		\$1,869,000	\$0
TOTAL OPERATING BUDGET		\$26,113,097	\$6,854,455
SOLID WASTE DISTRICT			
Solid Waste S&W	26-55-500-100	\$227,000	\$59,588
Solid Waste O.E. All Other	26-55-500-200	\$74,350	\$19,517
Contractual Services	26-55-500-202	\$1,212,000	\$318,150
Disposal Fees	26-55-500-203	\$1,000,000	\$262,500
Grants - Recycling County of Passaic	26-41-753-336	\$ 30,709	\$8,061
Prior Year's Bills	26-55-900-900	\$0	\$0
Commercial Pick Up	26-55-500-201	\$290,000	\$76,125
TOTAL		\$2,834,059	\$743,940

Adopted: January 4, 2006

Councilman Nolan moved to adopt the temporary budget for 2006.

Councilman Nolan noted that the figures for the miscellaneous and statutory expenses include payments to PERS and PFRS. These figures, when compared to last year seem high, especially considering that we are only adopting the temporary budget. Administrator Kunze advised that there are mandatory increases to both these funds this year and, because the payments are due in April, the full annual amount is reflected in the temporary budget.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Mayor DiDonato announced the appointment of Philip Weisbecker to serve as Council Member on the Planning Board.

Mayor DiDonato appointed **Kurt Wagner** as a Class II Member (Township Official) for a one-year term said term to expire 12-31-2006 and asked for Council consent.

Councilman Elcavage moved consent.

Moved: Elcavage Seconded: Nolan
Voted Aye: Weisbecker, Elcavage, Gervens, Nolan, Warden, Scangarello
Voted Nay: None
Abstained:

Mayor DiDonato announced the appointment of Kurt Wagner to serve on the Planning Board

Mayor DiDonato appointed **Clinton Smith** as a Class IV Member (Citizen) for a four-year term said term to expire 12-31-2009; **Douglas Ott** as a Class IV Member (Citizen/Environmental) for a term to coordinate with his appointment to the Environmental Commission, said term to expire 12-31-2006, and **Thomas Harraka** as a Class IV (Alternate 1 for a two-year term, said term to expire on 12-31-2007 and asked for Council consent.

Councilman Nolan moved consent.

Moved: Nolan Seconded: Warden
Voted Aye: Weisbecker, Elcavage, Gervens, Nolan, Warden, Scangarello
Voted Nay: None
Abstained:

Mayor DiDonato announced the appointments of Clinton Smith, Douglas Ott and Thomas Harraka to serve on the Planning Board.

Senior Citizens Committee

Councilman Elcavage moved to nominate **William Gervens, Richard Wirth, Donald Schweitzer, Mariann Boettcher, Avonne Cassella, Kathleen Hickey, Patricia J. Burd, Vivian Gunther, Elsie Schweitzer, and Doris Osterhoudt** to serve on the Senior Citizens Committee.

Councilman Scangarello made a motion to Close & Confirm.

Moved: Scangarello Seconded: Nolan
Voted Aye: Weisbecker, Elcavage, Gervens, Nolan, Warden, Scangarello
Voted Nay: None
Abstained:

Mayor DiDonato announced the appointments of William Gervens, Richard Wirth, Donald Schweitzer, Mariann Boettcher, Avonne Cassella, Kathleen Hickey, Patricia J. Burd, Vivian Gunther, Elsie Schweitzer, and Doris Osterhoudt to serve on the Senior Citizens Committee.

West Milford Tourism Committee

Mayor DiDonato made the following appointments and asked for Council consent.

Paul Bailey, Commissioner, 3-year term to 12-31-2008
Christine Howell, Citizen Member, 2-year term to 12-31-2007
David Hollowell, Citizen Member, 2-year term to 12-31-2007
Paul Zarillo, Citizen Member, 1-year term to 12-31-2006
Laurie Ardis, Citizen member, 1-year term to 12-31-2006

Councilman Elcavage moved consent.

Councilman Weisbecker asked if the Council had to vote on all the appointments together or if they could vote individually. Mayor DiDonato advised that he is presenting all the appointments as one. There is a motion on the table to vote for all the appointments.

Moved: Elcavage Seconded: Scangarello
Voted Aye: Elcavage, Gervens, Scangarello, Mayor DiDonato
Voted Nay: Weisbecker, Nolan, Warden
Abstained:

Mayor DiDonato announced the appointments of Paul Bailey, Christine Howell, David Hollowell, Paul Zarillo, and Laurie Ardis to the West Milford Tourism Committee.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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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, 2006 through December 31, 2006; and,

WHEREAS, Fred Semrau, Esq. has submitted a proposal indicating the firm will provide legal services as sought by the Township of West Milford at the annual compensation not to exceed \$90,000.00.

WHEREAS, Fred Semrau, Esq. must complete and submit a Business Entity Disclosure Certification which certifies that their 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, and,

WHEREAS, the Chief Financial Officer shall certify availability of funds pursuant to *N.J.A.C. 5:30-5.4*; and,

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

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution; and,

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

Adopted: January 4, 2006

Moved: Nolan Seconded: Scangarello
Voted Aye: Weisbecker, Elcavage, Gervens, Nolan, Warden, Scangarello
Voted Nay: None
Abstained:
Resolution Adopted

Agenda No. VII 2b
RESOLUTION 2006-016

**A RESOLUTION OF THE TOWNSHIP OF WEST MILFORD,
COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING
THE AWARD OF A NON-FAIR AND OPEN 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 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 is one year from January 1, 2006 through December 31, 2006; and,

WHEREAS, Ferraioli, Wielkotz, Cerullo & Cuva, P.A. has submitted a proposal indicating the firm will provide auditing services as sought by the Township of West Milford at the annual compensation not to exceed \$50,000.00.

WHEREAS, Ferraioli, Wielkotz, Cerullo & Cuva, P.A. must complete and submit a Business Entity Disclosure Certification which certifies that their 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,

