
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Reorganization Meeting
Date of Meeting: January 4, 2014
Time of Meeting: 1:00 P.M.
Minute Page No: Page 1 of 32

The Reorganization Meeting of the Governing Body was called to order by Mayor Bettina Bieri at 1:00 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 29, 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, front and rear of this room - for use in case of an emergency. Thank you.

Agenda No. I

Pledge of Allegiance

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

Agenda No. II

Administration of Oath

Passaic County Clerk Kristen Corrado administered the following Oaths of Public Office:

Councilwoman Michele Dale (January 1, 2014 – December 31, 2016) – The Councilwoman’s mother held the bible as Ms. Dale took her oath of office.

Councilman Luciano “Lou” Signorino (January 1, 2014 – December 31, 2016) – The Councilman recognized his wife, sons, sister-in-law, mother, aunts, nieces and nephews who were in attendance. His wife & sons held the bible as he took his oath of office.

Agenda No. III

Roll Call

Present: Councilmembers Ada Erik, Mike Hensley, Vivienne Erk, Michele Dale, Luciano Signorino, CarlLa Horton. Mayor Bettina Bieri.
Absent: None.
Also Present: Interim Township Administrator Robert Casey, Township Clerk Antoinette Battaglia and Township Attorney Fred Semrau.

Agenda No. IV

Election of Council President

Councilwoman Erik nominated Councilwoman Horton to serve as Council President for the upcoming year. Councilman Signorino nominated Councilwoman Erk to serve as Council President for the upcoming year and Councilwoman Horton nominated Councilwoman Erik to serve as Council President for the upcoming year. Councilwoman Erik made a motion to close the nominations, seconded by Councilwoman Horton.

Roll call for Councilwoman Horton for Council President.

Voted Aye: Erik, Horton.
Voted Nay: Hensley, Erk, Dale, Signorino.
Motion carried:

Roll call for Councilwoman Erk for Council President.

Voted Aye: Hensley, Erk, Dale, Signorino.
Voted Nay: Erik, Horton.
Motion carried:

Mayor Bieri announced that Vivienne Erk shall serve as Council President in 2014 and congratulated her on her nomination.

Agenda No. V

Resolution 2014-001 Authorizing Passage of Special Consent Agenda

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~ Resolution 2014 - 001 ~

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

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

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

- 1) Resolutions Re-establishing Committees and Making Staff Appointments
 - a) **2014-002** - Re-establishment of the Autumn Lights Committee
 - b) **2014-003** - Re-establishment of the Beautification/Recycling Task Force Committee
 - c) **2014-004** - Re-establishment of the Heritage Committee
 - d) **2014-005** - Re-establishment of Municipal Alliance Committee (CASA)
 - e) **2014-006** - Re-establishment of Safety Committee
 - f) **2014-007** - Re-establishment of Stormwater Pollution Prevention Team
 - g) **2014-008** - Re-establishment of Emergency Management Council
 - h) **2014-009** – Appoint JIF Commissioner & Safety Delegate
 - i) **2014-010** – Appoint HIF Commissioner
 - j) **2014-011** – Appoint NJSEM Commissioner
 - k) **2014-012** – Appoint Representative to Passaic County Solid Waste Advisory Council
 - l) **2014-013** – Appoint Public Agency Compliance Officer

- 2) Resolutions Pertaining to Policies and Financial-related Issues
 - a) **2014-014** – Annual Meeting Notice
 - b) **2014-015** - Signatures on Township Accounts
 - c) **2014-016** - Designating Official Newspapers for the Township of West Milford
 - d) **2014-017** - Establishing a Cash Management Plan
 - e) **2014-018** - Provide for the Hours of Collection of Taxes
 - f) **2014-019** - Rate of Interest to be Charged on Unpaid Taxes and Improvement Assessments
 - g) **2014-020** - Authorizing Certain Statutory Payments of Claims & Other Claims Regular in Nature
 - h) **2014-021** - Authorizing the CFO to Maintain a Petty Cash and Various Change Funds
 - i) **2014-022** – Release of Executive Session Minutes
 - j) **2014-023** - Authorizing the 2014 Temporary Budget

Adopted: January 4, 2014

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

Agenda No. V 1

1) Resolutions Re-establishing Committees & Staff Designations

The following resolutions were included in the consent agenda.

Agenda No. V 1a

~ Resolution 2014-002 ~

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 nineteen 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 the twentieth Autumn Lights Festival in 2014.

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 11, 2014 (rain date October 12, 2014)) town-wide festival with the following provisions:

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1. Rocky Hazelman shall serve as chairperson of the ALF Committee.
2. The members of the committee shall serve until December 31, 2014.
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 4, 2014

Agenda No. V 1b

~ Resolution 2014-003 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC,
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, 2015.

Adopted: January 4, 2014

Agenda No. V 1c

~ Resolution 2014-004 ~

**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.

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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, 2015.

Adopted: January 4, 2014

Agenda V 1d

~ Resolution 2014-005 ~

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, 2014.

Adopted: January 4, 2014

Agenda No. V 1e

~ Resolution 2014-006 ~

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

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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 Principal Clerk Typist in the Administrator’s Office 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
- 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.4, 2014

Agenda No. V 1f

~ Resolution 2014-007 ~

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 | Construction Official |
| 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 4, 2014

Agenda No. V 1g

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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~ Resolution 2014-008 ~

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 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 4, 2014

Agenda No. V 1h

~ Resolution 2014-009 ~

MAYOR'S APPOINTMENT OF CATHERINE SHANAHAN AS 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 Catherine Shanahan as 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 4, 2014

Agenda No. V 1i

~ Resolution 2014-010 ~

MAYOR'S APPOINTMENT OF CATHERINE SHANAHAN AS 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 Catherine Shanahan as Commissioner to represent the Township of West Milford's interests as a member of the New Jersey Health Insurance Fund (HIF).

Adopted: January 4, 2014

Agenda No. V 1j

~ Resolution 2014-011 ~

MAYOR'S APPOINTMENT OF CATHERINE SHANAHAN AS 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 Catherine Shanahan as

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Commissioner to represent the Township of West Milford's interests as a member of the New Jersey Sustainable Energy Joint Meeting (NJSEM).

Adopted: January 4, 2014

Agenda No. V 1k

~ Resolution 2014-012 ~

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 12/31/2014

Adopted: January 4, 2014

Agenda No. V 1l

~ Resolution 2014-013 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPOINTING A PUBLIC AGENCY COMPLIANCE OFFICER

WHEREAS, NJAC 17:17 authorizes Public Agencies to annually designate a Public Agency Compliance Officer as the Liaison Official responsible for the Agency's contracting procedures.

NOW, THEREFORE BE IT RESOLVED, that the Governing Body of the Township of West Milford in the County of Passaic, in the State of New Jersey hereby appoints the Interim Township Administrator, to serve as the Public Agency Compliance Officer from January 1, 2014 until a permanent Administrator is appointed.

BE IT FURTHER RESOLVED, that in accordance with NJAC 17:27 the Township Clerk is hereby authorized and directed to forward a certified copy of this Resolution to the State of New Jersey Department of the Treasury Division of Contract Compliance and EEO in Public Contracts.

Adopted: January 4, 2014

Agenda No. V 2

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

Agenda No. V 2a

~ Resolution 2014-014 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ADOPTING THE SCHEDULE FOR GOVERNING BODY WORKSHOP AND REGULAR MEETINGS FOR THE 2014 CALENDAR YEAR

BE IT RESOLVED, that the Township Council of the Township of West Milford does hereby adopt the following schedule of Reorganization, Workshop and Regular Meetings of the Governing Body of the Township for the 2014 calendar year:

January 04, 2014	Reorganization Meeting	June 25, 2014	Regular Meeting
	Workshop Meeting	July 16, 2014	Workshop Meeting
January 22, 2014	Regular Meeting		Regular Meeting
February 5, 2014	Workshop Meeting	August 20, 2014	Workshop Meeting
February 19, 2014	Regular Meeting		Regular Meeting
March 05, 2014	Workshop Meeting	September 03, 2014	Workshop Meeting
March 19, 2014	Regular Meeting	September 17, 2014	Regular Meeting
April 02, 2014	Workshop Meeting	October 01, 2014	Workshop Meeting
April 23, 2014	Regular Meeting Volunteer Night	October 22, 2014	Regular Meeting
May 7, 2014	Workshop Meeting	November 12, 2014	Workshop Meeting
May 21, 2014	Regular Meeting		Regular Meeting
June 04, 2014	Workshop Meeting	December 03, 2014	Workshop Meeting
		December 17, 2014	Regular Meeting

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BE IT FURTHER RESOLVED that the Reorganization Meeting 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 at 1:00 p.m. and the workshop meeting shall follow immediately thereafter.

BE IT FURTHER RESOLVED that all other 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.

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 4, 2014

Agenda No. V 2b

~ Resolution 2014-015 ~

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, Interim Township Administrator, Robert F. Casey, 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, Interim Township Administrator, Robert F. Casey, and the Chief Financial Officer Monica Goscicki on Township checks.

Adopted: January 4, 2014

Agenda No. V 2c

~ Resolution 2014-016 ~

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 4, 2014

Agenda No. V 2d

~ Resolution 2014-017 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY REINSTATING THE TOWNSHIP'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 2014; 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

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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 4, 2014 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
Dog Trust Account	612409626
Unemployment Trust Account	612409596
Assessment Trust Account	612410071
Open Space Trust Account	612410047
COAH Trust	612656712
Library Trust Account	612681296

Adopted: January 4, 2014

Agenda No. V 2e

~ Resolution 2014-018 ~

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 4, 2014

Agenda No. V 2f

~ Resolution 2014-019 ~

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

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 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 that 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.

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6. That the provisions of the resolution shall apply to all existing tax sale certificates.

Adopted: January 4, 2014

Agenda No. V 2g

~ Resolution 2014-020 ~

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:

- 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
 - f) Permit Fees
 - g) DEP Fees
 - h) License Fees
 - i) State Surcharges
 - j) Marriage License Fees
 - k) Rabies Control Fees
 - l) Miscellaneous disbursements approved by specific resolutions.
 - m) Reissue of lost or mutilated checks after stop payment has been enforced.
 - n) Ten percent (10%) Bid Bond Returns (Clerk's office).
 - o) Certain emergencies at only the discretion of the Township of West Milford Mayor or Administrator by the Mayor's designation.
- p) Payments necessary to all vendors that require compliance with the 2006 Prompt Payment Law, Chapter 96, whereby the Township of West Milford shall pay the bill not more than 30 calendar days after the billing date to avoid billable late charges.
- q) Postage and "Express Mail" Services
- 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.

Adopted: January 4, 2014

Agenda No. V 2h

~ Resolution 2014-021 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE CHIEF FINANCIAL OFFICER 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 each as follows:

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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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	\$450.00
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
14.	Bubbling Springs Gate & Concession Change Fund	\$ 30.00

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 \$1,930.00 be re-established for 2014; and

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

Adopted: January 4, 2014

Agenda No. V 2i

~ Resolution 2014-022 ~

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 4, 2014

Agenda No. V 2j

~ Resolution 2014-023 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE 2014 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 2014 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 2013 budget, exclusive of any appropriations made for debt service, public assistance, and capital improvement fund in said 2013 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:

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APPROPRIATION	ACCOUNT NUMBER	2013 BUDGET AS ADOPTED	2014 TEMPORARY BUDGET
ADMINISTRATION			
ADMINISTRATOR			
Administrator S&W	01-201-20-100-100	\$341,011	\$ 56,703
Administrator O.E.	01-201-20-100-200	\$68,700	\$ 50,846
TOTAL		\$409,711	\$107,549
MAYOR & COUNCIL			
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			
Information Technology S&W	01-201-20-140-100	\$93,492	\$ 25,100
Information Technology O.E.	01-201-20-140-200	\$34,825	\$ 9,142
TOTAL		\$128,317	\$34,242
Legal O.E.	01-201-20-155-200	\$240,000	\$ 63,000
GENERAL SERVICES			
General Services S&W	01-201-20-161-100	\$50,500	\$ 13,256
General Services O.E.	01-201-20-161-200	\$115,500	\$ 30,319
TOTAL		\$166,000	\$43,575
ENGINEERING			
Engineering S&W	01-201-20-165-100	\$319,091	\$ 85,500
Engineering O.E.	01-201-20-165-200	\$39,750	\$ 10,434
TOTAL		\$358,841	\$ 95,934
INSURANCE			
Insurance, Other	01-201-23-210-200	\$915,000	\$ 50,000
Insurance, Group	01-201-23-220-200	\$3,429,705	\$ 900,298
Health Benefit Waiver	01-201-23-230-200	\$35,400	\$ 9,293
TOTAL		\$4,380,105	\$1,359,590
CLERK'S OFFICE			
CLERK			
Clerk S&W	01-201-20-120-100	\$253,776	\$ 68,000
Clerk O.E.	01-201-20-120-200	\$20,530	\$ 5,389
TOTAL		\$274,306	\$73,389
ELECTIONS			
Elections S&W	01-201-20-146-100	\$2,200	\$ -
Elections O.E.	01-201-20-146-200	\$14,400	\$ -
TOTAL		\$16,600	\$ -
FINANCE			
TREASURER			
Treasurer S&W	01-201-20-130-100	\$151,956	\$ 39,889
Treasurer O.E.	01-201-20-130-200	\$15,858	\$ 4,163
TOTAL		\$167,814	\$ 44,051
ANNUAL AUDIT			
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			
Tax Collector S&W	01-201-20-145-100	\$163,239	\$ 43,710
Tax Collector O.E.	01-201-20-145-200	\$18,215	\$ 4,781
TOTAL		\$181,454	\$ 48,491
ASSESSOR			
Tax Assessor S&W	01-201-20-150-100	\$287,695	\$ 77,050
Tax Assessor O.E.	01-201-20-150-200	\$17,760	\$ 4,662
TOTAL		\$305,455	\$ 81,712
PLANNING AND BUILDING			
PLANNING BOARD O.E.	01-201-21-180-200	\$30,500	\$ 30,500
COMPREHENSIVE PLANNING			
Planning, Comp. S&W	01-201-21-181-100	\$120,867	\$ 32,400
Planning, Comp. O.E.	01-201-21-181-200	\$20,800	\$ 5,460
TOTAL		\$141,667	\$ 37,860
ZONING ADMINISTRATION S&W	01-201-21-185-100	\$78,883	\$ 21,200
BOARD OF ADJUSTMENT O.E.	01-201-21-186-200	\$30,200	\$ 15,037

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APPROPRIATION	ACCOUNT NUMBER	2013 BUDGET AS ADOPTED	2014 TEMPORARY BUDGET
HISTORIC PRESERVATION			
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 / CODE ENFORCEMENT			
Building S&W	01-201-22-195-100	\$354,196	\$ 94,900
Building O.E.	01-201-22-195-200	\$6,530	\$ 1,714
TOTAL		\$360,726	\$ 96,614
ENVIRONMENTAL COMMISSION			
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
PUBLIC SAFETY			
POLICE DEPARTMENT			
Police Patrol S&W	01-201-25-240-100	\$4,201,328	\$ 1,102,848
Police Patrol O.E.	01-201-25-240-200	\$135,120	\$ 35,469
Police Patrol-Purchase of Police Vehicles	01-201-25-240-900	\$108,000	\$ -
Police Detective S&W	01-201-25-241-100	\$642,105	\$ 168,553
Police Administration S&W	01-201-25-242-100	\$517,273	\$ 135,784
Police Communication S&W	01-201-25-243-100	\$369,860	\$ 97,088
Police Comm. O.E.	01-201-25-243-200	\$15,000	\$ 3,938
Police Specials S&W	01-201-25-244-100	\$35,000	\$ 9,188
Police Specials O.E.	01-201-25-244-200	\$9,300	\$ 2,441
TOTAL		\$6,032,986	\$ 1,555,309
OEM			
Emergency Management S&W	01-201-25-252-100	\$5,000	\$ 1,313
Emergency Management O.E.	01-201-25-252-200	\$43,100	\$ 15,006
TOTAL		\$48,100	\$ 16,319
FIRST AID SQUADS			
First Aid - WMFAS Contributions	01-201-25-260-200	\$72,600	\$ 19,058
First Aid - UGL 1st Aid Squad Contributions	01-201-25-260-200	\$40,500	\$ 10,631
TOTAL		\$113,100	\$ 29,689
FIRE DEPARTMENT			
Aid To Vol. Fire Co.	01-201-25-255-200	\$90,000	\$ 23,625
Fire Prevention Bureau S&W	01-201-25-265-100	\$197,117	\$ 52,800
Fire Prevention Bureau O.E.	01-201-25-265-200	\$18,380	\$ 4,825
Fire Co. Admin. S&W	01-201-25-266-100	\$10,000	\$ 2,625
Fire Co. Admin. O.E.	01-201-25-266-200	\$265,650	\$ 69,733
LOSAP	01-201-25-267-200	\$119,700	\$0.00
TOTAL		\$700,847	\$ 153,608
PUBLIC WORKS			
DPW			
DPW Streets & Roads S&W	01-201-26-290-100	\$1,469,016	\$ 393,400
DPW Streets & Roads O.E.	01-201-26-290-200	\$341,900	\$ 89,749
DPW Buildings & Grounds S&W	01-201-26-291-100	\$97,646	\$ 25,632
DPW Buildings & Grounds O.E.	01-201-26-291-200	\$36,600	\$ 9,608
DPW Snow Removal S&W	01-201-26-294-100	\$250,000	\$ 150,000
DPW Snow Removal O.E.	01-201-26-294-200	\$1,013,570	\$ 971,000
DPW Vehicle Maintenance S&W	01-201-26-315-100	\$274,637	\$ 73,600
DPW Vehicle Maintenance O.E.	01-201-26-315-200	\$265,500	\$ 93,000
TOTAL		\$3,748,869	\$ 1,805,988
HEALTH DEPARTMENT			
Public Health S&W	01-201-27-330-100	\$223,098	\$ 59,800
Public Health O.E.	01-201-27-330-200	\$36,738	\$ 9,644
Vital Statistics S&W	01-201-27-331-100	\$8,360	\$ 2,195
Vital Statistics O.E.	01-201-27-331-200	\$19,200	\$ 5,040
Housing Standard Bureau O.E.	01-201-27-332-441	\$25,000	\$ 6,563
Environmental Health S&W	01-201-27-335-100	\$204,980	\$ 54,900
Environmental Health O.E.	01-201-27-335-200	\$60,060	\$ 15,766

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APPROPRIATION	ACCOUNT NUMBER	2013 BUDGET AS ADOPTED	2014 TEMPORARY BUDGET
Animal Control S&W	01-201-27-340-100	\$99,019	\$ 26,520
TOTAL		\$676,455	\$ 180,427
COMMUNITY SERVICES & RECREATION			
RECREATION			
Recreation Programs S&W	01-201-28-370-100	\$411,087	\$ 110,070
Recreation Programs O.E.	01-201-28-370-200	\$143,300	\$ 37,616
Recreation.-Bubbling Springs S&W	01-201-28-371-100	\$173,800	\$ -
Recreation.-Bubbling Springs O.E.	01-201-28-370-200	\$66,600	\$ 10,000
Recreation.-Admin. S&W	01-201-28-372-100	\$147,470	\$ 39,490
Recreation.-Admin. O.E.	01-201-28-372-200	\$20,200	\$ 5,303
Recreation.-Hillcrest S&W	01-201-28-374-100	\$116,860	\$ 31,290
Recreation.-Hillcrest O.E.	01-201-28-374-200	\$38,750	\$ 10,172
Recreation.-Parks Maintenance S&W	01-201-28-375-100	\$246,000	\$ 65,870
Recreation. Parks Maintenance O.E.	01-201-28-375-200	\$116,350	\$ 30,542
Senior Citizen Services S&W	01-201-28-376-100	\$91,255	\$ 24,440
Senior Citizen Services O.E.	01-201-28-376-200	\$14,525	\$ 3,813
TOTAL		\$1,586,196	\$ 368,605
VETERAN'S BUREAU			
Veteran's Bureau S&W	01-201-20-172-100	\$1,500	\$ 394
Veteran's Bureau O.E.	01-201-20-172-200	\$150	\$ 39
TOTAL		\$1,650	\$ 433
Celebration of Public Events O.E.	01-201-30-420-200	\$6,500	\$ -
Mass Transportation	01-201-30-432-200	\$85,000	\$ 17,070
LIBRARY			
Library S&W	01-201-29-390-100	\$532,657	\$ 139,822
Library O.E.	01-201-29-390-200	\$499,129	\$ 131,021
TOTAL		\$1,031,786	\$ 270,844
MUNICIPAL COURT			
Municipal Court S&W	01-201-43-490-100	\$296,818	\$ 79,480
Municipal Court O.E.	01-201-43-490-200	\$14,645	\$ 3,844
Municipal Court Prosecutor S&W	01-201-43-491-100	\$25,000	\$ 6,563
Municipal Court Prosecutor O.E.	01-201-43-491-200	\$2,500	\$ 656
TOTAL		\$338,963	\$ 90,543
UTILITY EXPENSES & BULK PURCHASES			
UTILITIES & FUELS			
Utilities-Electricity	01-201-31-430-200	\$160,200	\$ 42,053
Utilities-Street Lights	01-201-31-435-200	\$53,400	\$ 14,018
Utilities-Telephone	01-201-31-440-200	\$138,500	\$ 36,356
Utilities-Natural Gas	01-201-31-446-200	\$87,500	\$ 22,969
Utilities-Fuel	01-201-31-460-200	\$455,000	\$ 229,092
TOTAL		\$894,600	\$ 344,487
MISCELLANEOUS AND STATUTORY EXPENDITURES			
PENSION & FICA			
PERS	01-201-36-471-532	\$782,778	\$ 279,157
Social Security	01-201-36-472-533	\$640,000	\$ 170,000
Defined Contributions Retirement Prog	01-201-36-475-536	\$4,000	\$ 1,050
PFRS	01-201-36-473-534	\$1,231,958	\$ -
TOTAL		\$2,658,736	\$ 450,207
Salaries & Wages Adjustment Account	01-201-37-480-501	\$0	\$ -
Compensated Absences	01-201-38-485-110	\$0	\$ -
Interlocal agreement - Finance	01-201-47-400-130	\$49,231	\$ 12,923
Interlocal agreement - Health	01-201-47-500-201	\$79,650	\$ 20,908
DEFERRED CHARGES AND 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	\$ -

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GRANTS	G-02-41	\$1,101,551	\$ 10,000
SUBTOTAL		\$28,763,938	\$7,550,533.48
CAPITAL BUDGET			
CURRENT YEAR CAPITAL			
Capital Improvements Fund	01-201-44-900-200	\$50,000	\$ -
Cap Improvements Fund Down Payments			\$ -
Cap. Improv. Fund-Fire Emer Equip.	01-201-44-900-230	\$0	
TOTAL		\$50,000	\$ -
DEBT SERVICE			
Debt Service Total		\$2,804,598	\$1,634,772.75
TOTAL OPERATING BUDGET		\$ 31,618,537	\$ 9,185,306
SOLID WASTE DISTRICT BUDGET			
Solid Waste S&W	26-201-55-500-100	\$95,024	\$ 25,443
Solid Waste O.E. All Other	26-201-55-500-200	\$60,000	\$ 15,251
Contractual Services	26-201-55-500-514	\$1,148,805	\$ 301,561
Disposal Fees	26-201-55-500-548	\$680,000	\$ 178,500
Grants - Recycling County of Passaic		\$0	\$ -
Prior Year's Bills		\$0	\$ -
Commercial Pick Up		\$0	\$ -
TOTAL		\$1,983,829	\$ 520,755

Adopted: January 4, 2014

Agenda No. VI

Appointments

Mayor Bieri asked to move resolutions 2014-024 through 2014-027 as one.

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

1. Professionals – As Required By Code

Agenda No. VI 1a

~ Resolution 2014-024 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY PROVIDING ADVICE & CONSENT TO THE MAYOR'S APPOINTMENT OF FRED SEMRAU, ESQ. AS TOWNSHIP ATTORNEY IN ACCORDANCE WITH SECTION §15-30 OF THE TOWNSHIP CODE AND AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR SAME

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, 2014 through December 31, 2014; and

WHEREAS, Fred Semrau, Esq. will provide legal services as sought by the Township of West Milford at the annual compensation not to exceed \$135,000.00; 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.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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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 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, 2014 through December 31, 2014.

BE IT FURTHER 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 4, 2014

Agenda No. VI 1b

~ Resolution 2014-025 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY PROVIDING ADVICE & CONSENT TO THE MAYOR'S APPOINTMENT OF CHARLES FERRAIOLI AS MUNICIPAL AUDITOR WITH COUNCIL CONSENT IN ACCORDANCE WITH SECTION §15-117 OF THE TOWNSHIP CODE AND AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR SAME

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, 2014 through December 31, 2014; 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, 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, 2014 through December 31, 2014.

BE IT FURTHER 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 4, 2014

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. VI 1c
~ Resolution 2014-026 ~

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 IN ACCORDANCE WITH SECTION §15-35.1 OF THE TOWNSHIP CODE

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 section §15-35.1 of the Township Code; 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 \$47,000.00; 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 \$47,000.00.
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 2014 calendar year.
4. The total fee authorized for this contract shall not exceed \$47,000.00 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 4, 2014

Agenda No. VI 1d
~ Resolution 2014-027 ~

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 ACCORDANCE WITH SECTION §470-69.1(4) OF THE TOWNSHIP CODE 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 in accordance with §470-69.1 of the Township code; 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*.

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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. will complete & submit both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which will certify 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

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 4, 2014

Agenda No. VI 2

2. Boards, Committees and Commissions

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

ADA Committee

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

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

ADA Committee

Councilwoman Horton nominated the following citizen members to the ADA Committee Janet Laycox and James Novack. Seconded by Councilwoman Erik. Councilwoman Horton made a motion to close and confirm.

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

Autumn Lights Festival

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

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

Beautification / Recycling Task Force Committee (Advisory)

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

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

Councilwoman Erik nominated Dave Stires, Recycling Coordinator to the Beautification / Recycling Task Force Committee. Councilwoman Horton nominated the following citizen members to the Beautification / Recycling Task Force Committee: Joann Blom, Doris Aaronson, Laura Calvetto, Marilyn Lichtenberg, Brian Murphy, James Rogers, Nancy Conlan, John Waldo, Celeste Hampton and William Weaver. Councilwoman Horton seconded. Councilwoman Erik made a motion to close and confirm.

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

Building Standards Board

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

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

Economic Development Commission

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

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

Councilman Hensley nominated Stephen Drew to Citizen Member 7 vacated by Councilwoman Dale, Thomas McNair to Citizen Member 3 and Mark Werner to Citizen Member 4 on the Economic Development Commission. Seconded by Councilwoman Erk. Councilwoman Horton nominated David Ofshinsky to the Economic Development Commission. Seconded by Councilwoman Erik.

Roll call for Economic Development Commission: Stephen Drew, Thomas McNair, Mark Werner:

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

Fire Prevention Bureau

Councilwoman Erk nominated Councilwoman Dale as Council Liaison to the Fire Prevention Bureau. Seconded by Councilwoman Erik. Councilwoman Erk made a motion to close and confirm.

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

Greenwood Lake Bi-State Commission

Discussion: Councilman Signorino said there are a lot of concerns about Greenwood Lake. He would like to suggest working on a policy with Mr. Semrau before proceeding with nominations. The commission, he said, has become stagnant and he asked to establish a policy containing directives to appointees to ensure local involvement direction. Mr. Semrau said that such a policy would serve as a platform to guide the representatives and the Council would ensure that the representatives support

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that platform before making appointments. Councilman Signorino said the Council has the prerogative to see if appointees share the vision. Councilman Hensley said he supports this concept.

Motion to table Greenwood Lake Bi-State Commission to February 19, 2014 Regular Meeting

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

Health Board Advisory

Councilwoman Erik nominated citizen members Doris Aaronson, Marilyn Lichtenberg to serve on the Health Board Advisory. Seconded by Councilwoman Horton. Councilwoman Horton nominated citizen member Lori Novak-Carafello to serve on the Health Board Advisory. Seconded by Councilman Signorino. Councilwoman Erik made a motion to close and confirm.

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

Heritage Committee

Councilwoman Erik nominated Councilman Signorino as Council Liaison to the Heritage Committee. Seconded by Councilwoman Erk. All in favor.

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Signorino, Dale, 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, Dale MacNeil, Daniel Willever and Colleen Andreniuk to serve on the Heritage Committee. Seconded by Councilwoman Erik. Councilman Signorino made a motion to close and confirm.

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

Lakes Committee

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

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

Municipal Alliance Committee (CASA)

Councilwoman Erik nominated Councilwoman Horton to serve as Council Liaison to CASA. Councilman Signorino nominated Councilwoman Dale to serve as Council Liaison to CASA. Councilman Hensley made a motion to close.

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

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

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

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

Councilwoman Erik nominated staff members Jayme Mulhern and Marlene Terhune to serve on the Municipal Alliance Committee (CASA). Seconded by Councilman Signorino.
Roll call for Jayme Mulhern and Marlene Terhune.

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

Councilwoman Horton nominated citizen members Connie Livoti, Jacqueline Boshart, Thomas Livoti, Lori Novak-Carafello and Thomas Cibenko to serve on the Municipal Alliance CASA committee.
Seconded by Councilman Signorino.

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

Councilman Signorino nominated citizen member Marilyn Lichtenberg to serve as Health Board Member on the Municipal Alliance Committee (CASA). Seconded by Councilwoman Horton.
Councilwoman Horton made a motion to close and confirm.

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

Parks & Recreation Advisory Committee

Councilwoman Erik nominated Councilman Hensley as Council Liaison to the Parks & Recreation Advisory Committee. Councilman Signorino seconded. Motion to close by Councilwoman Erik.

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

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

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Erk, Dale, 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 Erk. Councilwoman Erik made a motion to close and confirm.

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

Councilman Signorino nominated Michael Siesta as Class IV Alternate 1 member to the Planning Board. Seconded by Councilwoman Horton. Councilwoman Horton made a motion to close and confirm.

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

Senior Citizens Committee (Advisory)

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

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

Councilwoman Horton nominated citizen members Jack Bandazian, Doris Osterhoudt, Avonne Cassella, Richard Wirth, Marilyn Lichtenberg, Patricia Burd, Diane Wirth and John Waldo III to serve on the Senior Citizens Committee (Advisory). Seconded by Councilman Signorino. Councilwoman Erik made a motion to close and confirm.

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

Wanaque Valley Regional Sewerage Authority

No appointments made to this authority. The Council indicated a desire to have citizenship leadership forms filed by people who are served by the WVRSA.

Zoning Board of Adjustment

Councilman Signorino nominated Russell Curving to Citizen Member 6, Michael Gerst to Citizen Member 7, and Michael Siesta to Alternate 1. Seconded by Councilwoman Erik. Council President Erk nominated Russell Curving to Citizen Member 6, Michael Siesta to Citizen Member 7 and Michael Gerst to Alternate 1. Seconded by Councilwoman Erik. Councilman Signorino made a motion to close.

Roll call for Russell Curving to Citizen Member 6, Michael Gerst to Citizen Member 7 and Michael Siesta to Alternate 1

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

Agenda No. VI 2

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

The Mayor may announce appointments to various boards, committees and commissions.

Mayor Bieri appointed Fred Stewart to Deputy Fire Commissioner by recommendation from Fire Chiefs Association for a two year term.

Economic Development Commission

Mayor Bieri announced she will make these appointments at a later date. She plans to speak with the remaining candidates who have submitted citizen leadership forms.

Environmental Commission

Mayor Bieri announced she will defer appointments to the Environmental Commission to a future date.

Historic Preservation Commission

Mayor Bieri announced the following appointments to the Historic Preservation Commission: Samantha Vaughan and Kerry O’Brien to Class C Citizen Members.

Library Board of Trustees

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Mayor Bieri asked for Council consent to the appointment of Andrew Gargano to Citizen Member 3 of the Library Board of Trustees.

Roll call and Council consent for Andrew Gargano to Citizen Member 3 to the Library Board of Trustees

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

Mayor Bieri asked for Council consent to the appointment of James Rogers to Citizen Member 7 of the Library Board of Trustees.

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

Planning Board

Mayor Bieri announced the following appointments Glenn Wenzel to Class II Township Official, and Christopher Garcia to Class IV Citizen Member.

Agenda VII

Action Items

Resolutions Authorizing Professional Services Contracts

Mayor Bieri asked to move all Resolutions 2014-028, 2014-029, 2014-030, 2014-031, 2014-032, 2014-034, 2014-035, 2014-036, 2014-037, 2014-038 and 2014-039 as one. Council President Erk asked to discuss and vote on Resolution 2014-033 separately.

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

Agenda VII a

~ Resolution 2014-028 ~

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 # 4-01-20-155-502 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:

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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 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 4, 2014

Agenda VII b

~ Resolution 2014-029 ~

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 # 4-01-20-155-502 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 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 4, 2014

Agenda VII c

~ Resolution 2014-030 ~

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 IN 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

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

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, Banisch Associates, Inc. has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that reportable contributions have not been made 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, 2014.
3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 4, 2014

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~ Resolution 2014-031 ~

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.

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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, 2014.
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 4, 2014

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~ Resolution 2014-032 ~

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 2014; 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 will complete & submit a Business Entity Disclosure Certification which will certify 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 2014 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, 2014 through December 31, 2014.
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 4, 2014

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~ Resolution 2014-034 ~

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

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

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

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

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

1. The Township Mayor and Township Clerk are authorized to execute an agreement with Professional Insurance Associates, Inc., with offices located in Carlstadt, New Jersey to serve as the Township's Risk Management Consultant from January 1, 2014 through December 31, 2014.
2. Compensation for the provision of these services shall be at 5% of the Municipality's annual assessment as promulgated by the Morris County Municipal Joint Insurance Fund and the Municipal Excess Liability Joint Insurance Fund.
3. Compensation shall be made to the Professional Insurance Associates, Inc. through the Morris Joint Insurance Fund pursuant to their customary payment schedule, as is standard practice in the industry.
4. The Township Commissioners to the Morris Joint Insurance Fund shall keep themselves apprised of these payments by virtue of the regular payment of bills which are authorized and approved at the regular meetings of the MJIF.
5. This resolution shall take effect immediately.

Adopted: January 4, 2014

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~ Resolution 2014-035~

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 \$20,500.00

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 \$20,500.00; 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 be January 1, 2014 to December 31, 2014; 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 4-01-27-335-480.

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,

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

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

Adopted: January 4, 2014

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~ Resolution 2014-036 ~

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, 2014; 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 4-01-27-335-480.

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 4, 2014

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~ Resolution 2014-037 ~

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 \$48,000

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

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

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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; and

WHEREAS, the total amount of the contract shall not exceed \$48,000.00; 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 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 \$48,000.00.
2. The total fee authorized for this contract shall not exceed \$48,000.00 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 4, 2014

Resolutions Authorizing Miscellaneous Contracts

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~ Resolution 2014-038 ~

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

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

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

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

1. The Mayor and Municipal Clerk be and are hereby authorized to execute a caretaker agreement with Janette Weber to serve as caretaker of Westbrook Park for the period January 1, 2014 through December 31, 2014.
2. Said agreement is contingent upon Ms. Weber completing a successful interview with the Township Administrator and satisfactory completion of a background check in accordance with Township requirements for same.
3. The Chief Financial Officer shall receive a copy of the aforementioned agreement and make appropriate adjustments with respect to any 1099 reporting to the IRS.
4. This Resolution shall take effect immediately.

Adopted: January 4, 2014

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~ Resolution 2014-039 ~

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 # 4-01-27-331-200.

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 2014 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 4, 2014

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~ Resolution 2014-033 ~

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

TABLED TO JANUARY 14, 2014 REGULAR MEETING

Councilwoman Erik made a motion, seconded by Councilman Signorino to place this resolution on the floor for discussion.

Council President Erk asked for an explanation of this contract. Mr. Semrau explained that the Land Conservancy receives a flat fee to coordinate open space applications & acquisitions. He provided examples of work they have done in West Milford in the past. Mayor Bieri said the funds come from the open space trust fund. Mr. Semrau said that for the year that just ended Linda Glosinski managed to secure payment for outstanding grants. Without that involvement & persistence the administration may not have accomplished that. Councilwoman Dale asked if the applications can be made by the administration & Councilman Hensley suggested that this money can be saved by having staff perform these functions. Councilwoman Horton said that if someone managed to get us \$500,000 in grant funds, she would support their reappointment. It is a good investment. Administrator Casey said that the administration could make these applications only if time permits. Councilwoman Horton said that in her experience grant writers are a good tool. Mayor Bieri said the Passaic County open space grant applications are due in March and there was a meeting scheduled with the Director of CS&R on that process. Councilman Signorino asked for details for next meeting from Mr. Casey.

Motion to table Resolution 2014-033 to the January 22, 2014 Regular Meeting.

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

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Public Comments

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

Angela Adragna, 86 Circle Boulevard South, West Milford said she has been a West Milford taxpayer for 41 years asked she why the fire company was closed & who will guarantee her community protection. The response from Apshawa is not an answer. She asked what will be done to open the fire house again. She said she will do whatever it takes to get it open.

Bob Nicholson, 20 Hyde Road, Stockholm congratulated Councilmembers Dale & Signorino on their election and Councilwoman Erk on being elected Council President. It is very cold today. He had heating problems at home. His extension cord for a space heater was overheating. He could have lost his home & the closing of the fire department concerns him. The response from Apshawa would have been too long. Attacking the Council is not productive. Closing company #2 is a drastic measure. There may have been no malice but the action taken may have been premature. Allegations in the press were hearsay. The resolution gives Fire Commissioner Steines authority to take action but he is named in a lawsuit filed by former members of that fire company. The resolution also says that authority is given to director of public safety. The public should know what was discussed in executive session. People do not know what the concerns are. There was a press release that circumvented the Township code. He read from the code that said there will be 6 fire houses and outlines their districts. There is no minimum or maximum membership requirements in the Township code yet the fire commissioner cited staffing deficiencies. There were changes to the ordinances that did not follow protocol. There is no mention on the Township website about the changes in services. He said he asserts that Council must do homework before making such decisions. In his opinion, Council did not do due diligence but took hasty action without a proper investigation. This is a failure of the Council to fulfill their duties.

Doris Aaronson, 19 Bearfort Road, West Milford wished everyone a Happy New Year. She thanked DPW for snow clearing which was prompt & efficient. She said she hopes that the Council will reconsider comments about the Greenwood Lake Bi-State Commission. They will be meeting & electing a chairperson. Mr. Hastings, she said, stepped in when Ella Filipone died and has been doing a yeoman's job. If he is not reappointed the chair will likely be from New York state. We pay them \$10,000 and have control of the harvester. That will change if we lose control of the chair. It can be a serious problem for West Milford if these appointments are not made. Council could make conditional appointments and she urged them to do so.

Doug Ott, Stevens Road, West Milford said that the open space committee, the Administrator, the CS&R Director and the environmental commission meet with the representative from the Land Conservancy, Monica Goshinski, quarterly and they find her to be very professional. They have a meeting scheduled for this upcoming Tuesday at 2 p.m. He invited anyone who wishes to sit in on the meeting to attend. He reviewed some of the issues they discuss at their meetings saying that Linda always has or obtains answers to questions.

Marilyn Lichtenberg, 37 Hudson Drive, West Milford congratulated Councilmembers Dale & Signorino and wished everyone a wonderful 2014. She provided information about the survey being promulgated by CASA with an IPOD as a prize. The survey is geared toward 7th and 8th graders. She encouraged participation. She thanked the Council for her appointments to four committees.

Motion to close Public Comments.

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

Agenda No. IX

Mayor and Council Comments & Attorney Report

Councilman Signorino said he takes his oath very seriously. He believes that the Council has made the best decision for the entire town regardless of area especially when it comes to safety. He intends to take his oath seriously for next 3 years.

Attorney Semrau said the Council deferred to the director of public safety & the fire commissioner who provided information and made recommendations regarding fire company #2. What was proposed was to utilize the vehicles at company #2 because they generally weren't being utilized. Apshawa has been responding for the past couple of years to calls in both districts. It was first

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proposed that the trucks would stay at company #2 but they would be operated by members of fire company #1. Now by making the change the equipment is being utilized to a greater extent and that provides for greater public safety. At one point in time, the chiefs from both companies #1 and #2 agreed to the proposal. The membership in fire company #1 on December 16th said yes to the proposal. The following evening, aware that Apshawa was willing to provide services as discussed, fire company #2 said no. The proposal contained funding for company #2 to maintain their facility. After the restructuring was effectuated by the Township, Mr. Semrau sent a letter to the attorney for fire company #2 inviting them to revisit the proposal. Councilwoman Dale said if fire company #2 had agreed to work with #1 the equipment would have stayed. Mr. Semrau confirmed that to be the case and went on to say at the initial meeting with the chiefs that was what was agreed to. That can still be effectuated if fire company #1 will reopen dialogue. Mr. Semrau said the governing body authorized him to leave the door open to the end of the year. Councilwoman Dale said she would like to extend the date and allow the dialogue to continue. Mr. Semrau said that an attorney for fire company #1 asked to meet with the fire commissioner to ask questions which is not appropriate. But the conversation can continue. He said he can rewrite the attorney. The Council gave consensus to have Mr. Semrau send that letter. Councilwoman Horton said she also got calls. She appreciates that concerns were raised and shares them. She would encourage the Township to continue to reach a mutually acceptable agreement. The offer was sincere and she supports it going forward. She encouraged everyone to be careful when using extension cords. Mayor Bieri said she supports reaching out to the fire companies and continuing with the dialogue. She supports the Council's decision which was made to improve public safety. They continue to do what is right for all residents. Additional negotiations & proposals are warranted. Councilwoman Dale said she would like to be party to those discussions as liaison to fire chiefs association. Councilman Signorino asked if there is any chance that there are communications between fire companies #1 and/or #2 that Council has not seen. He asked if anyone has information to send it along.

Agenda No. XII

Adjournment

There being no further business to come before the Council, the governing body adjourned the meeting at 2:29 p.m. taking a five-minute recess before the workshop meeting.

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

Approved: February 5, 2014

MAYOR BETTINA BIERI, PRESIDING OFFICER

ANTOINETTE BATTAGLIA, TOWNSHIP CLERK