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

Minutes of: Township Council Reorganization Meeting  
Date of Meeting: January 7, 2012  
Time of Meeting: 1:00 P.M.  
Minute Page No: Page 1 of 37

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Mayor Bieri called the meeting to order 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 January 1, 2012; copies were provided to the Suburban Trends, the Record, Star Ledger and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

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

**Pledge of Allegiance**

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

Mayor Bieri recognized a number of dignitaries in the audience including the Passaic County Sheriff, a number of Passaic County Freeholders and the Chairman of the Passaic County Democratic Club.

**Administration of Oath**

Mayor Bieri (January 1, 2012 – December 31, 2015). Mayor Bieri introduced her son, Alexandre, and her best friend, James Warden who jointly held the bible when the Township Attorney, Fred Semrau, administered the Mayor's oath of office. The audience applauded and Mayor Bieri thanked them for their support.

Councilwoman Carlla Horton (January 1, 2012 – December 31, 2014) – Ms. Horton was joined by Sophia Jordan who she described as her adopted niece and who held the bible which was a gift to Councilwoman Horton from her mother when she graduated high school and before she went to college. Fred Semrau administered the oath of office and congratulated the new Councilwoman. Councilwoman Horton thanked all those who supported her both in her campaign and personally throughout the years.

Councilwoman Ada Erik (January 1, 2012 – December 31, 2014) – was joined by Marilyn Lichtenberg who held the bible that came from Councilwoman Erik's best friend as Fred Semrau administered the oath of office and congratulated the new Councilwoman. The audience rendered applause and councilwoman Erik thanked them.

**Roll Call**

Present: Councilmembers Ada Erik, Joseph Smolinski, Michael Ramaglia, Edward Rosone, Luciano Signorino, Carlla Horton. Mayor Bettina Bieri.  
Absent: None.  
Also Present: Township Clerk Antoinette Battaglia and Township Attorney Fred Semrau.

Agenda No. IV

**Election of Council President**

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

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

Councilman Ramaglia nominated Councilman Joseph Smolinski to serve as Council President for the upcoming year. Councilman Smolinski declined the nomination.

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Moved: Erik Seconded: Horton  
Voted Aye: Erik, Signorino, Horton.  
Voted Nay: Smolinski, Ramaglia, Rosone.  
Voted Aye: Bieri.  
Motion carried: Councilman Signorino was elected Council President for 2012.

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Agenda No. V

**Resolution 2012-001 Authorizing Passage of Special Consent Agenda**

Agenda No. V 1

~ Resolution 2012 - 001 ~

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

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

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

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

- 1) Resolutions Re-establishing Committees
  - a) **2012-002** - Re-establishment of the Autumn Lights Committee
  - b) **2012-003** - Re-establishment of the Beautification/Recycling Task Force Committee
  - c) **2012-004** - Re-establishment of Economic Development Committee
  - d) **2012-005** - Re-establishment of Facilities Assessment Committee
  - e) **2012-006** - Re-establishment of the Heritage Committee
  - f) **2012-007** - Re-establishment of Municipal Alliance Committee (CASA)
  - g) **2012-008** - Re-establishment of Records Committee
  - h) **2012-009** - Re-establishment of Safety Committee
  - i) **2012-010** - Re-establishment of Stormwater Pollution Prevention Team
  
- 2) Resolutions Pertaining to Policies and Financial-related Issues
  - a) **2012-011** – Annual Meeting Notice
  - b) **2012-012** - Signatures on Township Accounts
  - c) **2012-013** - Designating the Legal Newspapers for the Publication of Legal Notices and Other Items for the Township of West Milford
  - d) **2012-014** - Establishing a Cash Management Plan
  - e) **2012-015** - Provide for the Hours of Collection of Taxes
  - f) **2012-016** - Provide for the Rate of Interest to be Charged on Unpaid Taxes and Improvement Assessments
  - g) **2012-017** - Authorizing Certain Statutory Payments of Claims & Other Claims Regular in Nature
  - h) **2012-018** - Authorizing the Chief Financial Officer to Maintain a Petty Cash and Various Change Funds (as listed on Resolution)
  - i) **2012-019** – *Release of Executive Session Minutes*
  - j) **2012-020** - Authorizing the 2011 Temporary Budget

Adopted: January 7, 2012  
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Moved: Erik Seconded: Horton  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.  
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**1) Resolutions Re-establishing Committees**

The following resolutions were included in the consent agenda.

Agenda No. V 1a

~ Resolution 2012-002 ~  
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC,  
STATE OF NEW JERSEY RE-ESTABLISHING AN  
AUTUMN LIGHTS COMMITTEE**

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

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

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

1. Rocky Hazelman shall serve as chairperson of the ALF Committee.
2. The members of the committee shall serve until December 31, 2012.
3. The continuing need for the Autumn Lights committee shall be reviewed by the Township Council at its January 1<sup>st</sup> re-organization meeting and the committee shall cease to exist at that time unless re-established by Council resolution.

Adopted: January 7, 2012

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

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Agenda No. V 1b

~ Resolution 2012-003 ~

**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
3. **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.
4. **SUNSET:** The Committee shall cease to exist unless re-established by the Township Council at its Organizational Meeting scheduled for January 1, 2013.

Adopted: January 7, 2012

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Agenda No. V 1c

~ Resolution 2012-004 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF  
NEW JERSEY ESTABLISHING AN ECONOMIC DEVELOPMENT COMMITTEE**

**WHEREAS**, the Mayor and Township Council established an Economic Development Committee to promote economic development activities within the Township through support to businesses seeking to expand, develop or sustain activities and presence in the Township of West Milford; and

**WHEREAS**, upon consideration, it is the opinion of the Mayor and Township Council that an Economic Development Committee shall be re-established to pursue such efforts.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Council of the Township of West Milford, in the County of Passaic and State of New Jersey, that a NINE (9) member Economic Development Committee be established whose members will strive to promote economic development activities within the Township of West Milford.

**BE IT FURTHER RESOLVED**, that the Township Council shall identify NINE (9) members of the West Milford Township business community or residence, one of which is recommended to be a participating member of the West Milford Chamber of Commerce, along with a member of the Township Council to serve a one-year term.

**BE IT FURTHER RESOLVED**, that the Economic Development Committee shall report to the Mayor and Council and make recommendations, render opinions and provide input with respect to issues affecting the West Milford Township business community.

Adopted: January 7, 2012

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Agenda V 1d

~ Resolution 2012-005 ~

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

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

**WHEREAS**, the Township of West Milford did conduct a facilities assessment study in 1999, which study resulted in "The Sullivan Report"; and

**WHEREAS**, said report provided details of the condition of various facilities within the Township as well as recommendations to improve both the facilities and their use; and

**WHEREAS**, the Township Council of the Township of West Milford recognizes a need to update this report and to begin the process of proactively addressing the deficiencies within the buildings and the use of those buildings; and

**WHEREAS**, the Township Council did establish a Facilities Assessment Committee.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford that they do hereby re-establish a Facilities Assessment Committee as follows:

**MEMBERSHIP AND APPOINTMENTS:** The Committee shall consist of seven members as follows:

- One Council liaison to be appointed by Council
- Two staff members from the municipality
- Four citizen members from the Township of West Milford to be appointed by Council

**BE IT FURTHER RESOLVED** that this committee shall review municipal facilities and make recommendations to the Township Council with regard to municipal facilities.

Adopted: January 7, 2012

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Agenda No. V 1e

**~ Resolution 2012-006 ~**

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

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

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

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

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

1. **MEMBERSHIP:** The total number of members of this committee shall be seventeen (17) members; one of whom shall be a liaison member of the Township Council, one of whom shall be a liaison member of the Township staff, and fifteen (15) of whom shall be citizens of the Township of West Milford. In the event that a member fails to attend three unexcused consecutive meetings of the committee, the Chairman will advise the appointing authority in order to have a replacement appointed.
2. **APPOINTING AUTHORITY:** The member of the Township Council shall be appointed by and serve at the pleasure of the Township Council. The member of the Township staff shall be appointed by and serve at the pleasure of the Mayor.
3. **SUNSET:** The Committee shall cease to exist unless re-established by the Township Council at its Organizational Meeting scheduled for January 1, 2013.

Adopted: January 7, 2012

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Agenda No. V 1f

**~ Resolution 2012-007 ~**

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

Minutes of: Township Council Reorganization Meeting  
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**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY RE-ESTABLISHING THE COMMUNITY AGAINST SUBSTANCE ABUSE C.A.S.A. TO SERVE AS THE MUNICIPAL ALLIANCE COMMITTEE**

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

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

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

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

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

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

**APPOINTING AUTHORITY:** The Township Council shall appoint all members.

**TERMS:** All members shall serve a one-year term ending on December 31, 2012.

Adopted: January 7, 2012

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Agenda No. V1g

~ Resolution 2012-008 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ESTABLISHING A RECORDS COMMITTEE**

**WHEREAS**, the Mayor and Township Council has dedicated resources to improving and updating records management within the Township of West Milford; and

**WHEREAS**, municipal departments have been informally and actively involved in this process.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Township Council does hereby re-establish a Records Committee comprised of representation from each department within the Township as designated by the respective department heads; and

**BE IT FURTHER RESOLVED** that the committee shall work with the Records Custodian to develop, implement, and maintain a long-term, strategic and systematic system for records management within the Township; and

**BE IT FURTHER RESOLVED** that the committee shall seek funding sources to implement and support such record initiatives; and

**BE IT FURTHER RESOLVED** that the committee shall make recommendations to the Governing Body pertaining to records management as necessary.

Adopted: January 7, 2012

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Agenda No. V 1h

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

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**~ Resolution 2012-009 ~**

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

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

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

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

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

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

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

- Each of the Township's Bargaining Units
- 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 7, 2012

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Agenda No. V 1i

**~ Resolution 2012-010 ~**

**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<br>Coordinator & Ordinance Coordinator | Land Use Administrator            |
| Local Public Education Coordinator   | Environmental Commission Chairman |
| Public Works Coordinator   | Director of Public Works          |
| Illicit Connection Coordinator   | Health Officer                    |
| GIS Specialist   | Mapping Coordinator               |

Adopted: January 7, 2012

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

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

The following resolutions were approved in the consent agenda.

Agenda No. V 2a

~ Resolution 2012-011 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ADOPTING THE SCHEDULE FOR TOWNSHIP COUNCIL WORKSHOP AND REGULAR MEETINGS FOR THE 2012 CALENDAR YEAR**

**BE IT RESOLVED**, that the Township Council of the Township of West Milford does hereby adopt the following schedule of Workshop and Regular Meetings of the Governing Body of the Township for the 2012 calendar year:

<b>REGULAR WORKSHOP MEETINGS</b>	<b>COUNCIL REGULAR MEETINGS</b>
January 07, 2012, Reorganization Meeting	
January 07, 2012, Council Workshop Meeting	January 18, 2012, Regular Council Meeting
February 01, 2012, Council Workshop Meeting	February 22, 2012, Regular Council Meeting
March 07, 2012, Council Workshop Meeting	March 21, 2012, Regular Council Meeting
April 04, 2012, Council Workshop Meeting	April 18, 2012, Regular Council Meeting
May 02, 2012, Council Workshop Meeting	May 23, 2012, Regular Council Meeting
June 06, 2012, Council Workshop Meeting	June 27, 2012, Regular Council Meeting
July 11, 2012, Council Workshop Meeting	July 18, 2012, Regular Council Meeting
August 01, 2012, Council Workshop Meeting	August 22, 2012, Regular Council Meeting
September 05, 2012, Council Workshop Meeting	September 19, 2012, Regular Council Meeting
October 03, 2012, Council Workshop Meeting	October 24, 2012, Regular Council Meeting
November 07, 2012, Council Workshop Meeting	November 28, 2012, Regular Council Meeting
December 05, 2012, Council Workshop Meeting	December 19, 2012, Regular Council Meeting

**BE IT FURTHER RESOLVED** that the Reorganization Meeting and the Council Workshop 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 shall begin at 1:00 p.m. with the workshop meeting immediately following the reorganization meeting.

**BE IT FURTHER RESOLVED** that all Workshop and Regular 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 7:30 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 7, 2012

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Agenda No. V 2b

~ Resolution 2012-012 ~

**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 Mayor Bettina Bieri and 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 and the Chief Financial Officer Monica Goscicki on Township checks.

Adopted: January 7, 2012

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

Minutes of: Township Council Reorganization Meeting  
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Agenda No. V 2c

**~ Resolution 2012-013 ~**  
**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 7, 2012

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Agenda No. V 2d

**~ Resolution 2012-014 ~**  
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC,  
STATE OF NEW JERSEY REINSTATING THE TOWNSHIP OF WEST MILFORD'S  
CURRENT CASH MANAGEMENT PLAN**

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

**WHEREAS**, the Township of West Milford is to adopt a cash management plan for 2012; and

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

**WHEREAS**, Lakeland Bank will continue to provide their current proposal as adopted by the Governing Body of The Township of West Milford during 2008, 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>
Current Account	513000179
Payroll Account	513000160
Capital Account	612300241
Escrow Account	612300284
Scala Trust Account	612300268
Developer's Trust Account	612300292
Miscellaneous Trust Account	612300055
Heritage Trust Account	612409634
Dog Trust Account	612409626
Unemployment Trust Account	612409596
Assessment Trust Account	612410071
Open Space Trust Account	612410047
COAH Trust	612656712

Adopted: January 7, 2012

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Agenda No. V 2e

**~ Resolution 2012-015 ~**  
**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.

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

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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.
3. West Milford Town Hall – First Wednesday of February, May, August, and November from 4:30 p.m. to 6:30 p.m.

Adopted: January 7, 2012

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Agenda No. V 2f

~ Resolution 2012-016 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY TO PROVIDE FOR THE RATE OF INTEREST TO BE CHARGED ON UNPAID TAXES AND IMPROVEMENT ASSESSMENTS**

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

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

Adopted: January 7, 2012

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Agenda No. V 2g

~ Resolution 2012-017 ~

**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

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

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- 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 7, 2012

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Agenda No. V 2h

**~ Resolution 2012-018 ~**

**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 no greater than \$25.00 each as follows:

1.	Tax Collector	\$150.00
2.	Municipal Court	\$100.00
3.	Health Department	\$ 50.00
4.	Construction Department	\$100.00
5.	Animal Control	\$100.00
6.	Municipal Clerk	\$ 50.00
7.	Recreation Bubbling Springs	\$200.00
8.	Recreation Administration	\$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	\$170.00

**NOW THEREFORE, BE IT RESOLVED**, by the Council of the Township of West Milford, County of Passaic, State of New Jersey, that a reimbursable aforementioned impress funds aggregate of \$1,650.00 be re-established for 2012; and

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

Adopted: January 7, 2012

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Agenda No. V 2i

**~ Resolution 2012-019 ~**

**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

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

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**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 7, 2012

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Agenda No. V 2j

~ Resolution 2012-020 ~

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

**WHEREAS**, N.J.S.A. 40A:4-19 provides that where contracts, commitments or payments are to be made prior to the final adoption of the 2012 budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

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

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

APPROPRIATION	ACCOUNT NUMBER	2011 BUDGET AS ADOPTED	2012 TEMPORARY BUDGET	COMMENTS / EXPLANATIONS
Administrator S&W	01-20-100-100	\$312,613	\$ 79,561	
Administrator O.E.	01-20-100-200	\$83,950	\$ 22,037	
TOTAL		\$396,563	\$101,598	
Personnel S&W	01-20-105-100	\$0	\$ -	
Personnel O.E.	01-20-105-200	\$0	\$ -	
TOTAL		\$0	\$0	
Township Mayor & Council S&W	01-20-110-101	\$34,000	\$ 8,925	
Township Mayor & Council O.E.	01-20-110-200	\$850	\$ 223	
TOTAL		\$34,850	\$9,148	
Information Technology S&W	01-20-140-100	\$80,431	\$ 21,113	
Information Technology O.E.	01-20-140-200	\$65,725	\$ 17,253	
TOTAL		\$146,156	\$38,366	
Legal O.E.	01-20-155-200	\$209,000	\$ 54,863	
General Services S&W	01-20-161-100	\$30,000	\$ -	
General Services O.E.	01-20-161-200	\$74,000	\$ 19,425	
TOTAL		\$104,000	\$19,425	
Insurance, Other	01-23-210-200	\$822,260	\$ 495,000	1st installment due Feb.
Insurance, Other, Less Library Charge Back	01-23-210-200		\$ -	
Insurance, Group	01-23-220-506	\$3,483,216	\$ 914,344	
Insurance, Group - Less Library Chargebacks	01-23-220-506		\$ -	
TOTAL		\$4,305,476	\$1,409,344	
Heritage O.E.	01-20-173-200	\$0	\$ -	

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APPROPRIATION	ACCOUNT NUMBER	2011 BUDGET AS ADOPTED	2012 TEMPORARY BUDGET	COMMENTS / EXPLANATIONS
Clerk S&W	01-20-120-100	\$238,433	\$62,589	
Clerk O.E.	01-20-120-200	\$23,530	\$6,177	
TOTAL		\$261,963	\$68,765	
Elections S&W	01-20-146-101	\$1,200	\$500	Seasonal
Elections O.E.	01-20-146-101	\$16,400	\$2,000	Seasonal
TOTAL		\$17,600	\$2,500	
Treasurer S&W	01-20-130-100	\$159,281	\$41,811	
Treasurer O.E.	01-20-130-200	\$4,670	\$1,226	
Treasurer O.E. - Less Library Chargebacks	01-20-130-200		\$ -	
TOTAL		\$163,951	\$43,037	
Annual Audit	01-20-135-200	\$40,000	\$10,500	
Annual Audit Additional Services	01-20-135-201	\$10,000	\$2,625	
TOTAL		\$50,000	\$13,125	
Tax Collector S&W	01-20-145-100	\$152,881	\$40,131	
Tax Collector O.E.	01-20-145-200	\$13,990	\$ 3,672	
TOTAL		\$166,871	\$ 43,804	
Tax Assessor S&W	01-20-150-200	\$270,912	\$ 71,114	
Tax Assessor O.E.	01-20-150-200	\$5,200	\$ 1,365	
TOTAL		\$276,112	\$ 72,479	
PLANNING BOARD O.E.	01-21-180-200	\$36,900	\$ 9,686	
COMPREHENSIVE PLANNING				
Planning, Comp. S&W	01-21-181-100	\$174,026	\$ 45,682	
Planning, Comp. O.E.	01-21-181-200	\$23,300	\$ 6,116	
TOTAL		\$197,326	\$ 51,798	
ZONING ADMINISTRATION S&W	01-21-185-100	\$74,333	\$ 19,512	
BOARD OF ADJUSTMENT O.E.	01-21-186-200	\$30,400	\$ 7,980	
Historic Preservation S&W	01-20-175-101	\$1,600	\$ 420	
Historic Preservation O.E.	01-20-175-200	\$800	\$ 210	
TOTAL		\$2,400	\$ 630	
Autumn Lights Festival	01-20-171-200	\$3,000	\$ -	Seasonal
BUILDING / CODE ENFORCEMENT				
Building S&W	01-22-195-100	\$365,644	\$ 95,982	
Building O.E.	01-22-195-200	\$6,530	\$ 1,714	
TOTAL		\$372,174	\$ 97,696	
Environmental Commission S&W	01-22-196-101	\$1,600	\$ 420	
Environmental Commission O.E.	01-22-196-200	\$880	\$ 231	
TOTAL		\$2,480	\$ 651	
Police Patrol S&W	01-25-240-100	\$4,326,724	\$ 1,135,765	
Police Patrol O.E.	01-25-240-200	\$94,193	\$ 24,726	
Police Patrol-Purchase of Police Vehicles	01-25-240-201	\$50,000	\$ -	Deferred to later in year
Police Detective S&W	01-25-241-100	\$515,828	\$ 135,405	
Police Administration S&W	01-25-242-100	\$484,521	\$ 78,735	
Police Communication S&W	01-25-243-100	\$245,826	\$ 39,947	
Police Comm. O.E.	01-25-243-200	\$8,000	\$ 2,100	
Police Specials S&W	01-25-244-100	\$33,000	\$ 8,663	
Police Specials O.E.	01-25-244-200	\$8,000	\$ 2,100	
TOTAL		\$5,766,092	\$ 1,427,439	
Emergency Management S&W	01-25-252-100	\$5,000	\$ 1,313	

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APPROPRIATION	ACCOUNT NUMBER	2011 BUDGET AS ADOPTED	2012 TEMPORARY BUDGET	COMMENTS / EXPLANATIONS
Emergency Management O.E.	01-25-252-200	\$26,500	\$ 6,956	
TOTAL		\$31,500	\$ 8,269	
First Aid - WMFAS Contributions	01-25-260-200	\$60,650	\$ 15,921	
First Aid - UGL 1st Aid Squad Contributions	01-25-261-200	\$40,500	\$ 10,631	
TOTAL		\$101,150	\$ 26,552	
Aid To Vol. Fire Co.	01-25-255-200	\$90,000	\$ 23,625	
Fire Prevention Bureau S&W	01-25-265-100	\$177,610	\$ 46,623	
Fire Prevention Bureau O.E.	01-25-265-200	\$15,830	\$ 4,155	
Fire Co. Admin. S&W	01-25-266-100	\$9,089	\$ 2,386	
Fire Co. Admin. O.E.	01-25-266-200	\$255,150	\$ 66,977	
LOSAP	01-25-267-200	\$90,000	\$0.00	Deferred to later in year
TOTAL		\$637,679	\$ 143,766	
Engineering S&W	01-20-165-100	\$277,592	\$ 72,868	
Engineering O.E.	01-20-165-200	\$40,400	\$ 10,605	
TOTAL		\$317,992	\$ 83,473	
DPW Streets & Roads S&W	01-26-290-100	\$1,598,185	\$ 419,524	
DPW Streets & Roads O.E.	01-26-290-200	\$408,900	\$ 107,336	
DPW Buildings & Grounds S&W	01-26-291-100	\$91,072	\$ 23,906	
DPW Buildings & Grounds O.E.	01-26-291-200	\$37,600	\$ 10,500	
DPW Snow Removal S&W	01-26-294-100	\$235,000	\$ 235,000	Seasonal need 100%
DPW Snow Removal O.E.	01-26-294-200	\$1,161,385	\$ 995,000	Seasonal need 100%
DPW Vehicle Maintenance S&W	01-26-315-100	\$258,155	\$ 67,766	
DPW Vehicle Maintenance O.E.	01-26-315-200	\$278,500	\$ 100,000	
TOTAL		\$4,068,797	\$ 1,959,032	
Public Health S&W	01-27-330-100	\$306,373	\$ 80,423	
Public Health O.E.	01-27-330-200	\$47,738	\$ 12,531	
Vital Statistics S&W	01-27-331-100	\$9,000	\$ 2,363	
Vital Statistics O.E.	01-27-331-200	\$18,640	\$ 4,893	
Housing Standard Bureau O.E.	01-27-332-441	\$25,000	\$ 6,563	
Environmental Health S&W	01-27-335-100	\$193,156	\$ 50,703	
Environmental Health O.E.	01-27-335-200	\$69,150	\$ 18,152	
Animal Control S&W	01-27-340-100	\$85,000	\$ 22,313	
Animal Control O.E.	01-27-340-450	\$0	\$ -	
TOTAL		\$754,057	\$ 197,940	
Recreation Programs S&W	01-28-370-100	\$410,500	\$ 107,756	
Recreation Programs O.E.	01-28-370-200	\$132,000	\$ 34,650	
Recreation - Bubbling Springs S&W	01-28-371-100	\$167,000	\$ -	Seasonal later in year
Recreation - Bubbling Springs O.E.	01-28-371-200	\$50,000	\$ -	Seasonal later in year
Recreation - Admin. S&W	01-28-372-100	\$175,323	\$ 46,022	
Recreation - Admin. O.E.	01-28-372-200	\$14,400	\$ 3,780	
Recreation - Hillcrest S&W	01-28-374-100	\$117,471	\$ 30,836	
Recreation - Hillcrest O.E.	01-28-374-200	\$20,350	\$ 5,342	
Recreation - Parks Maintenance S&W	01-28-375-100	\$256,212	\$ 67,256	
Recreation - Parks Maintenance O.E.	01-28-375-200	\$117,350	\$ 30,000	
Senior Citizen Services S&W	01-28-376-100	\$88,838	\$ 23,320	
Senior Citizen Services O.E.	01-28-376-200	\$12,125	\$ 3,183	
TOTAL		\$1,561,569	\$ 352,145	
Veteran's Bureau S&W	01-20-172-100	\$1,500	\$ 394	
Veteran's Bureau O.E.	01-20-172-200	\$0	\$ -	
TOTAL		\$1,500		
Public Assistance S&W	01-27-345-100		\$ -	
Public Assistance O.E.	01-27-345-200		\$ -	
TOTAL			\$ -	
Celebration of Public Events O.E.	01-30-420-200	\$6,500	\$ -	Seasonal later in year

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<b>APPROPRIATION</b>	<b>ACCOUNT NUMBER</b>	<b>2011 BUDGET AS ADOPTED</b>	<b>2012 TEMPORARY BUDGET</b>	<b>COMMENTS / EXPLANATIONS</b>
Mass Transportation	01-30-431-200	\$85,000	\$ 22,313	
Library S&W	01-29-390-100	\$536,245	\$ 140,764	
Library O.E.	01-29-390-200	\$611,482	\$ 160,514	
TOTAL		\$1,147,727	\$ 301,278	
Municipal Court S&W	01-43-490-100	\$286,157	\$ 75,116	
Municipal Court O.E.	01-43-490-200	\$13,100	\$ 3,439	
Municipal Court Prosecutor S&W	01-43-491-101	\$26,000	\$ 7,000	
Municipal Court Public Defender Fees	01-43-495-450	\$0	\$ -	
TOTAL		\$325,257	\$ 85,555	
Utilities-Electricity	01-31-430-200	\$160,200	\$ 42,053	
Utilities-Street Lights	01-31-435-200	\$49,000	\$ 12,863	
Utilities-Telephone	01-31-440-200	\$120,000	\$ 45,000	
Utilities-Natural Gas	01-31-446-200	\$117,500	\$ 30,844	
Utilities-Fuel	01-31-460-200	\$410,000	\$ 200,000	
TOTAL		\$856,700	\$ 330,759	
<b>MISCELLANEOUS &amp; STATUTORY EXPENDITURES</b>				
<b>PENSION &amp; FICA</b>				
PERS	01-36-471-532	\$749,756	\$ -	Deferred to 2nd Quarter
PERS - Less Library Chargebacks	01-36-471-532		\$ -	Deferred to 2nd Quarter
Social Security	01-36-472-533	\$617,293	\$ 162,039	
Less Library Charge backs - Social Security	01-36-472-533		\$ -	
PFRS	01-36-473-534	\$1,301,632	\$ -	Deferred to 2nd Quarter
TOTAL		\$2,668,681	\$ 162,039	
Salaries & Wages Adjustment Account	01-37-480-501	\$0	\$ -	No Budget
Compensated Absences	01-38-485-110	\$100,000		Deferred to later in year
<b>DEFERRED CHARGES &amp; RESERVE FOR UNCOLLECTED TAXES</b>				
Judgments	01-37-480-503	\$0		No Deficit/No budget
Deficit in 2004 Assessment Bonds	01-46-886-000	\$17,169		No budget
Over Expenditure of Appropriations	01-46-887-531	\$48,200		Deferred to later in year
Reserve for Tax Appeals	01-46-886-667	\$20,000		Deferred to later in year
	01-46-887-528			Deferred to later in year
Def Charges - Ord 92-14 Impr to Mun Prop	01-46-875-528	\$39,000		Deferred to later in year
	01-46-877-000			No Budget
Reserve for Uncollected Taxes	01-50-899-200	\$1,890,000		Exempt
TOTAL		\$2,014,369	\$ -	
GRANTS	G-02-41	\$100,691	\$ 26,431	
SUBTOTAL		\$27,396,816	\$7,191,398.44	26.25%
<b>CAPITAL BUDGET</b>				
<b>CURRENT YEAR CAPITAL</b>				
Capital Improvements Fund	01-44-900-200	\$0	\$ -	Exempt
Cap Improvements Fund Down Payments	01-44-900-200		\$ -	Exempt
Cap. Improv. Fund-Fire Emer Equip.	01-44-939-290	\$0		
TOTAL		\$0	\$ -	
<b>DEBT SERVICE</b>				
Debt Service Total	01-45-000-000	\$2,434,218	\$1,044,097.25	Exempt
TOTAL OPERATING BUDGET		\$ 29,831,034	\$ 8,235,496	
<b>SOLID WASTE DISTRICT BUDGET</b>				
Solid Waste S&W	26-55-500-100	\$136,000	\$ 35,700	
Solid Waste O.E. All Other	26-55-500-200	\$93,250	\$ 14,950	

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Contractual Services	26-55-500-202	\$1,085,750	\$ 300,000	
Disposal Fees	26-55-500-203	\$750,000	\$ 191,500	
Grants - Recycling County of Passaic	26-41-753-336	\$0	\$ -	Exempt
Prior Year's Bills	26-55-900-900	\$0	\$ -	No budget
Commercial Pick Up	26-55-500-201	\$0	\$ -	No budget
TOTAL		\$2,065,000	\$ 542,150	26.25%

Adopted: January 7, 2012

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Agenda No. VI

**Appointments**

**1. Professionals – Mayor with advice and consent of Council**

Agenda No. VI 1a

**~ Resolution 2012-021 ~**

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

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that they do hereby provide advice and consent to the Mayor's appointment of Fred Semrau, Esq. to the position of Township Attorney in accordance with section §15-30 of the Township Code for a term of one year from January 1, 2012 through December 31, 2012.

Adopted: January 7, 2012

Moved: Erik Seconded: Ramaglia  
 Voted Aye: Erik, Ramaglia, Signorino, Horton.  
 Voted Nay: Smolinski, Rosone.  
 Motion carried.

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Agenda No. VI 1b

**~ Resolution 2012-022 ~**

**MAYOR'S APPOINTMENT OF S. GREGORY MOSCARITOLO, ESQ. AS MUNICIPAL PROSECUTOR WITH COUNCIL CONSENT**

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that they do hereby concur with the Mayor's appointment of S. Gregory Moscaritolo, Esq. to the position of Municipal Prosecutor in accordance with section §15-78 of the Township Code for a term of one year from January 1, 2012 through December 31, 2012.

Adopted: January 7, 2012

Moved: Erik Seconded: Horton  
 Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
 Voted Nay: None.  
 Motion carried.

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Agenda No. VI 1c

**~ Resolution 2012-023 ~**

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

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that they do hereby concur with the Mayor's appointment of Charles Ferraioli to the position of Municipal Auditor in accordance with section §15-117 of the Township Code for a term of one year from January 1, 2012 through December 31, 2012.

Adopted: January 7, 2012

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Moved: Ramaglia Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.  
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**2. Staff Designations – Mayor with advice and consent of Council**

Agenda No. VI 2a

**~ Resolution 2012-024 ~**

**MAYOR'S APPOINTMENT OF KEITH KNUDSEN AS DIRECTOR OF THE DEPARTMENT OF  
COMMUNITY SERVICES & RECREATION IN ACCORDANCE WITH SECTION §15-62 OF THE  
TOWNSHIP CODE**

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that they do hereby provide advice and consent to the Mayor's appointment of Keith Knudsen to the position of Director of Community Services & Recreation in accordance with section §15-62 of the Township Code.

Adopted: January 7, 2012  
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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.  
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Agenda No. VI 2b

**~ Resolution 2012-025 ~**

**MAYOR'S APPOINTMENT OF EDWARD STEINES AS EMERGENCY MANAGEMENT  
COORDINATOR IN ACCORDANCE WITH SECTION §15-50 OF THE TOWNSHIP CODE**

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that they do hereby provide advice and consent to the Mayor's appointment of Edward Steines to the position of Emergency Management Coordinator in accordance with section §15-50 of the Township Code for a three-year term from January 1, 2012 through December 31, 2014.

Adopted: January 7, 2012  
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Moved: Erik Seconded: Horton  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.  
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Agenda No. VI 2c

**~ Resolution 2012-026 ~**

**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 7, 2012  
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Moved: Erik Seconded: Horton  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.  
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Agenda No. VI 2d

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

Minutes of: Township Council Reorganization Meeting  
Date of Meeting: January 7, 2012  
Time of Meeting: 1:00 P.M.  
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-----

**~ Resolution 2012-027 ~**  
**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 the 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 7, 2012

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Moved: Erik Seconded: Smolinski  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

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Agenda No. VI 2e

**~ Resolution 2012-028 ~**  
**MAYOR'S APPOINTMENT OF THE 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 the Township Administrator and Catherine Shanahan as Commissioner and Alternate Commissioner, respectively, to represent the Township of West Milford's interests as a member of the New Jersey Sustainable Energy Joint Meeting (NJSEM).

Adopted: January 7, 2012

-----  
Moved: Erik Seconded: Smolinski  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

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3. **Staff Designations - Council**

Agenda No. VI 3a

**~ Resolution 2012-029 ~**  
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPOINTING EDWIN RODDA AS DEPUTY ALTERNATE REGISTRAR OF VITAL STATISTICS**

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that they do hereby appoint Edwin Rodda as Deputy Alternate Registrar of Vital Statistics in the Township of West Milford with compensation of \$1,000 per year.

Adopted: January 7, 2012

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Moved: Erik Seconded: Horton  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.

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Agenda No. VI 3b

**~ Resolution 2012-030~**  
**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**

-----  
**TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY**

Minutes of: Township Council Reorganization Meeting  
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**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 12/31/2012

Adopted: January 7, 2012  
-----

Moved: Horton Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda No. VI 3c

~ Resolution 2012-031 ~  
**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 12 persons.

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

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

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

Adopted: January 7, 2012  
-----

Moved: Ramaglia Seconded: Erik  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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4. **Deputy Fire Commissioner – No action necessary**

Agenda VI 4

~ Resolution 2012-032 ~  
**MAYOR'S APPOINTMENT OF FRED STEWART AS DEPUTY FIRE COMMISSIONER IN ACCORDANCE WITH SECTION §15-47B OF THE TOWNSHIP CODE**

**Mayor's Appointment:**

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

Minutes of: Township Council Reorganization Meeting  
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In accordance with Section §15-47B of the Code of the Township of West Milford, Mayor Bettina Bieri hereby appoints Fred Stewart as Deputy Fire Commissioner to serve a two-year term from January 1, 2012 through December 31, 2013 as recommended by the Fire Chief's Association.

This resolution does not require action from the Council. It shall serve to memorialize an appointment made by Mayor Bettina Bieri.

Adopted: January 7, 2012

Note: this resolution is being provided as notice only. In accordance with section §15-47 of the Township Code this appointment is made by the Mayor in accordance with the recommendation received from the Fire Chief's Association

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Agenda VI 5

**5. Boards Committees and Commissions – Council may make nominations from the floor for various boards, committees and commissions**

**Appointments to Boards, Commissions and Committees – Council Appointments**

Autumn Lights Festival

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

-----  
Moved: Ramaglia Seconded: Horton  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

-----  
Councilwoman Erik nominated Rocky Hazelman as Chairperson on the ALF Committee. Seconded by Councilman Rosone. Councilwoman Erik made a motion to close and confirm.

-----  
Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

ADA Committee

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

-----  
Moved: Ramaglia Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

-----  
Roll call for Councilwoman Erik nomination on Charles Carroll to the ADA Committee. Seconded by Councilman Smolinski. Councilman Ramaglia made a motion to close and confirm.

-----  
Moved: Ramaglia Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

Beautification / Recycling Task Force Committee (Advisory)

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

-----  
Moved: Smolinski Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

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

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Roll call for Councilman Ramaglia nomination on Dave Stires, Laura Calvetto, and Marilyn Lichtenberg on the Beautification / Recycling Task Force Committee. Seconded by Councilman Smolinski. Councilman Ramaglia made a motion to close and confirm.

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Moved: Ramaglia Seconded: Smolinski  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Roll call on Councilwoman Horton nomination of Robert Nolan on Beautification / Recycling Task Force Committee. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Rosone, Signorino, Horton.  
Voted Nay: Ramaglia.  
Motion carried.

---

Roll call on Councilwoman Erik nomination of Joann Blom on Beautification / Recycling Task Force Committee. Seconded by Councilman Ramaglia. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Roll call on Councilwoman Erik nomination of Doris Aaronson on Beautification / Recycling Task Force Committee. Seconded by Councilman Ramaglia. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Ramaglia, Signorino, Horton.  
Voted Nay: Smolinski, Rosone  
Motion carried.

---

Roll call on Councilwoman Erik nomination of Nancy Hunt on Beautification / Recycling Task Force Committee. Seconded by Councilman Ramaglia. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

**Building Standards Board**

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

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

**Economic Development Committee**

Councilman Smolinski nominated Councilman Ramaglia as Council Liaison to the Economic Development Committee. Seconded by Councilman Rosone. Councilwoman Erik made a motion to close and confirm.

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Moved: Erik Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

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

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---

Councilman Erik nominated Paul Zarrillo, Robert Nicholson, John Lauritano, Angelo Silvestro, Jeffrey Mergler and John Ringer to serve on the Economic Development Committee. Seconded by Councilman Rosone. Councilman Ramaglia made a motion to close and confirm.

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Moved: Ramaglia Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Councilman Ramaglia nominated Tim Wagner to serve on the Economic Development Committee. Seconded by Councilman Rosone. Councilman Ramaglia made a motion to close and confirm.

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Moved: Ramaglia Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

**Facilities Assessment Committee**

Councilman Rosone nominated Councilman Signorino as Council Liaison to the Facilities Assessment Committee. Seconded by Councilman Smolinski. Councilman Ramaglia made a motion to close and confirm.

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Moved: Ramaglia Seconded: Erik  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

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Councilman Ramaglia nominated Timothy Ligus, Gerald Storms, Janice Sangle, Michael Siesta, and William Remia to serve on the Facilities Assessment Committee. Seconded by Councilwoman Erik. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Roll call on Councilwoman Erik nomination of Charles Carroll on Facilities Assessment Committee. Seconded by Councilman Rosone. Councilman Rosone made a motion to close and confirm.

---

Moved: Rosone Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

**Fire Prevention Bureau**

Councilman Signorino nominated Councilman Rosone as Council Liaison to the Fire Prevention Bureau. Councilman Ramaglia seconded the motion. Councilwoman Erik made a motion to close and confirm.

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

**Greenwood Lake Bi-State Commission**

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

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Moved: Erik Seconded: Horton  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino.  
Voted Nay: Horton.  
Motion carried.

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

Minutes of: Township Council Reorganization Meeting  
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---

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

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Moved: Ramaglia Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino.  
Voted Nay: Horton.  
Motion carried.

---

Councilwoman Horton nominated James Warden to serve on the Greenwood Lake Bi-State Commission. Seconded by Councilwoman Erik. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Horton  
Voted Aye: Erik, Horton.  
Voted Nay: Smolinski, Ramaglia, Rosone, Signorino.  
Motion defeated.

---

**Health Board Advisory**

Councilwoman Erik nominated Denise DePalma-Farr and Marilyn Lichtenberg to serve on the Board of Health. Seconded by Councilwoman Horton. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Horton  
Voted Aye: Erik, Smolinski, Ramaglia, Signorino, Rosone, Horton.  
Voted Nay: None.  
Motion carried.

---

Councilwoman Erik nominated Doris Aaronson to serve on the Board of Health. Seconded by Councilwoman Horton. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Signorino, Horton, Bieri.  
Voted Nay: Smolinski, Ramaglia, Rosone.  
Motion Tied: Bieri voted and broke tie.

---

**Heritage Committee**

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

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

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

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Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

**Insurance Committee**

Councilman Erik nominated Lou Signorino to serve as Council Liaison to the Insurance Committee. Seconded by Councilman Rosone. Councilwoman Erik made a motion to close and confirm.

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

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

Minutes of: Township Council Reorganization Meeting  
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Councilwoman Erik made a motion to nominate Michael Siesta, Arthur McQuaid to the Insurance Committee. Seconded by Councilman Ramaglia. Councilwoman Erik made a motion to close and confirm.

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Roll call on nomination of Councilwoman Erik on Andrew Gargano to serve on Insurance Committee seconded by Councilman Ramaglia. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Lakes Committee

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

---

Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Councilman Signorino nominated Pat Jones (Forest Hill Park Rep), Pat Sarnella (Greenbrook Prop Assoc Rep), Lynn Mandon (High Crest Lake Rep), Ken Bergen (Mt Glen Lake Rep), Dave Lynch (UGL Rep) to the Lakes Committee. Councilman Ramaglia seconded. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Municipal Alliance Committee (CASA)

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

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion failed.

---

Councilwoman Erik nominated Keith Knudsen, Marlene Terhune, Jacqueline Boshart, Connie Livoti, Frank Yevchak, Thomas Livoti, and Joann Blom on the CASA committee. Seconded by Councilwoman Horton. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion failed.

---

Parks & Recreation Advisory Committee

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

---

Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

---

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

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---

Councilman Smolinski nominated Todd Maupai, John Lauritano, William Remia, Charles Carbone, Frank Yevchak, Michael Baez, Phil Pirro, Mark Lynch, David Volpe, William Hemstead, and Michele Vogt to this committee. Seconded by Councilman Rosone. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

**Planning Board**

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

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Roll call on nomination on Councilwoman Erik on Michael Siesta as Class IV Alternate 1 member to the Planning Board. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

**Senior Citizens Committee (Advisory)**

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

---

Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Councilwoman Erik nominated Jack Bandazian, Doris Osterhoudt, Vivian Gunther, Avonne Cassella, Donald Schweitzer, Richard Wirth, Marilyn Lichtenberg, Patricia Burd, and Elsie Schweitzer to the Senior Citizens Committee. Seconded by Councilwoman Horton. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Smolinski  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

**Zoning Board of Adjustment**

Councilman Smolinski nominated Robert Brady to Citizen Member #1, James Olivo to Citizen Member #2 and Russell Curving to Citizen Member #6, Seconded by Councilman Ramaglia. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

---

Councilwoman Erik nominated Vivienne Erk to Citizen Member #1 to serve on the Zoning Board of Adjustment. Seconded by Councilwoman Horton. Councilwoman Erik made a motion to close and confirm.

---

Moved: Erik Seconded: Horton  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.

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

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-----

Voted Nay: None.  
Motion carried.

-----  
Councilwoman Erik nominated Michael Siesta Alternate #2 to serve on Zoning Board of Adjustment. Seconded by Councilman Signorino. Councilwoman Erik made a motion to close and confirm.

-----  
Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

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Agenda VI 5

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

**Environmental Commission**

Mayor Bieri announced she will hold off on appointments to the Environmental Commission until she has the opportunity to interview applicants.

**Historic Preservation Commission**

Mayor Bieri announced the following appointments to the Historic Preservation Commission: Class A Citizen-Steven Boshart, Class B Citizen-Harry Rescigno, Class B Citizen-Josephine Beck, Class C Citizen-Robert Kochka, Class C Citizen-Kristen Koerner and Class C Alt 1-Cheryl Bullock.

**Library Board of Trustees**

Mayor Bieri announced the following appointment to the Library Board of Trustees: Gillian Hemstead to Citizen Member #1.

**Planning Board**

Mayor Bieri announced herself to continue in the Mayor position on the Planning Board and announced Geoffrey Syme to Class IV Citizen Member, Linda Connolly to Class IV Citizen Member.

Mayor Bieri thanked all those citizens who serve on the multitude of boards, committees and commissions in West Milford.

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Agenda VII

**Action Items**

Resolutions Authorizing Professional Services Contracts

Agenda VII a

~ Resolution 2012-033 ~

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

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

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

**WHEREAS**, the term of a contract for this service is one year from January 1, 2012 through December 31, 2012; and

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

**WHEREAS**, Fred Semrau, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Dorsey & Semrau, LLC from making any reportable contributions through the term of the contract.

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

-----  
**TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY**

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

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

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

Adopted: January 7, 2012  
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Moved: Erik Seconded: Horton  
Voted Aye: Erik, Ramaglia, Signorino, Horton.  
Voted Nay: Smolinski, Rosone.  
Motion defeated.  
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Agenda VII b

~ Resolution 2012-034 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR THE POSITION OF SPECIAL LABOR COUNSEL TO PROVIDE LEGAL SERVICES ON OUTSTANDING LABOR MATTERS FROM 2010 AND PRIOR YEARS AND OPRA MATTERS IN AN AMOUNT NOT TO EXCEED \$22,000**

Councilwoman Erik made a motion, seconded by Council President Signorino to place this resolution on the table for discussion.

Discussion: Councilman Smolinski stated that the Council was previously told that there would be updates on outstanding matters of litigation. He stated that the Council needs that information prior to approving additional appropriations. Mr. Semrau advised that Mr. Corrigan has been providing regular updates to Administrator Boyle and he can relay those to Council in Executive Session.

Motion to table Resolution 2012-034 to the last item on agenda at Workshop Meeting immediately following the Organization Meeting.  
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Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda VII c

~ Resolution 2012-035 ~

**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 SERVICES CONTRACT WITH HAWKINS, DELAFIELD, & WOODS FOR BOND COUNSEL SERVICES**

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

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

**WHEREAS**, Robert Beinfield of the firm Hawkins, Delafield & Wood, LLC will provide legal services as bond counsel in an amount not to exceed \$19,000; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from various accounts pursuant to "Section 20" of the Local Bond Law in an amount not to exceed \$19,000 without prior written approval from the Township Council.

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

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**WHEREAS**, Robert Beinfield, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Hawkins, Delafield & Wood, LLC from making any reportable contributions through the term of the contract; and

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

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

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Hawkins, Delafield, & Woods for professional bond counsel services in an amount not to exceed \$19,000 which shall include services administered as bond counsel to the Township.
2. This contract is awarded as a "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The duration of the contract shall be for the 2012 calendar year.
4. The total fee authorized for this contract shall not exceed \$19,000 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 7, 2012

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Moved: Ramaglia Seconded: Erik  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda VII d

~ Resolution 2012-036 ~

**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 FOR THE POSITION OF TOWNSHIP AUDITOR**

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

**WHEREAS**, the Local Public Contracts Law (*N.J.S.A. 40A:11-1, et. seq.*) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection, and,

**WHEREAS**, the term of a contract for this service is one year from January 1, 2012 through December 31, 2012; and

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

**WHEREAS**, Charles Ferraioli has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Ferraioli, Wielkotz, Cerullo & Cuva, P.A. from making any reportable contributions through the term of the contract; and

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

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

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

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**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 7, 2012  
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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda VII e

**~ Resolution 2012-037 ~**

**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**

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

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

**WHEREAS**, Paul Ferriero of Ferriero Engineering, Inc. will provide Engineering Services in an amount not to exceed \$30,000.00; and

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

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

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

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Ferriero Engineering, Inc. for professional Engineering services as Township Engineer in an amount not to exceed \$30,000.00.
2. This contract is awarded as a "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The duration of the contract shall be for the 2012 calendar year.
4. The total fee authorized for this contract shall not exceed \$30,000.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 7, 2012  
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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda VII f

**~ Resolution 2012-038 ~**

**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**

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

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**SERVICES CONTRACT TO FERRIERO ENGINEERING, INC. FOR GEOGRAPHICAL INFORMATION SYSTEMS (GIS) SERVICES**

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

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

**WHEREAS**, Ferriero Engineering, Inc. will provide GIS Services in an amount not to exceed \$17,000.00; and

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

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

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

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Ferriero Engineering, Inc. for professional GIS services in the amount not to exceed \$17,000.00.
2. This contract is awarded as a "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The duration of the contract shall be for the 2012 calendar year.
4. The total fee authorized for this contract shall not exceed \$17,000.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 7, 2012

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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~ Resolution 2012-039 ~

**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

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**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 for these services said funds to be encumbered from the Township's Open Space Trust Account.

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

1. The Township Mayor and Township Clerk be and are hereby authorized to execute a contract with Paul Ferriero, PE, PP, CME, LEED AP for professional services to perform due diligence at the Council's direction on properties to be considered for open space acquisition.
2. This contract is awarded without competitive bidding as "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The term of this contract shall be until December 31, 2012.
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 7, 2012

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda VII h

~ Resolution 2012-040 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO CHARLES MCGROARTY TO SERVE AS PLANNING CONSULTANT FOR AN AMOUNT NOT TO EXCEED \$22,500**

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

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

**WHEREAS**, the total amount of the contract shall not exceed \$22,500.00; and

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

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

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

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

1. The Township Council hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Charles McGroarty of Banisch Associates, Inc. with offices located at 111 Main Street, Flemington, New Jersey, 08822 as professional planner for the Township of West Milford in an amount not to exceed \$22,500.00. The agreement shall be on file in the office of the Township Clerk.
2. The term of the contract shall be for a period to run through December 31, 2012.

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

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3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 7, 2012  
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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Resolution 2012-041 and 2012-042 were moved together.  
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Moved: Ramaglia Seconded: Erik  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda VII I

~ Resolution 2012-041 ~  
**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 \$30,000**

**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**, the Chief Financial Officer has determined and certified that the value of the acquisition will exceed \$17,500; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

**WHEREAS**, the term of a contract for this service shall be January 1, 2012 to December 31, 2012; 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 \$30,000.00; 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 2-01-27-335-480.

**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

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

Adopted: January 7, 2012  
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Agenda VII j

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

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**~ Resolution 2012-042 ~**

**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 \$17,000**

**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 \$17,000.00; 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, 2012; 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 2-01-27-335-480.

**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 7, 2012

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Agenda VII k

**~ Resolution 2012-043 ~**

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

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

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

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

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

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

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

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

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

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

1. The Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with The Land Conservancy of New Jersey, with offices located at 19 Boonton Avenue, Boonton, New Jersey, 07005, as open space preservation consultant to assist the Township in the area of open space acquisition, preservation and stewardship in an amount not to exceed \$11,500.00.
2. This contract is awarded without competitive bidding as the total price of the contract shall not exceed the \$17,500 bid threshold in accordance with the provisions of the Local Public Contracts Law, specifically N.J.S.A. 40A:11-3.
3. The total fee authorized for this contract shall not exceed \$11,500.00 without the prior written approval of the Township Council.
4. This contract should include the requirement of a completed application to the Passaic County Open Space Fund for this year and presentation.
5. Notice of this action shall be published once in the Township's official newspaper as required by law.
6. A copy of this resolution shall be provided to the Township Treasurer, and The Land Conservancy of New Jersey, 19 Boonton Avenue, Boonton, New Jersey, 07005, for their information and guidance.

Adopted: January 7, 2012

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda VII I

~ Resolution 2012-044 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO PIAZZA & ASSOCIATES, INC. FOR AFFORDABLE HOUSING COMPLIANCE AND MONITORING SERVICES IN AN AMOUNT NOT TO EXCEED \$1,200.00**

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

**WHEREAS**, the Township wishes to award a contract without competitive bidding to Piazza & Associates, Inc. for the performance of such affordable housing compliance and monitoring services; and

**WHEREAS**, the total amount of the contract shall not exceed \$1,200.00; 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**, 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

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

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exceed in a contract year the total sum of \$17,500, the contract may be awarded by the contracting unit without public advertising for bids; and

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

**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 Piazza & Associates, Inc. with offices located at 216 Rockingham Row, Princeton, New Jersey 08540, for affordable housing compliance and monitoring services in an amount not to exceed \$1,200.00.
2. This contract is awarded without competitive bidding as the total price of the contract shall not exceed the \$17,500 bid threshold in accordance with the provisions of the Local Public Contracts Law, specifically N.J.S.A. 40A:11-3.
3. The total fee authorized for this contract shall not exceed \$1,200.00 without the prior written approval of the Township Council.
4. The Political Contribution Disclosure Form, Business Disclosure Entity Certification and the Determination of Value shall be placed on file in the office of the township clerk.
5. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 7, 2012

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Moved: Ramaglia Seconded: Rosone  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda VII m

**~ Resolution 2012-045 ~**

**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 2012; and

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

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

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

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

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

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

Minutes of: Township Council Reorganization Meeting  
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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 2012 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, 2012 through December 31, 2012.
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 7, 2012  
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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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**Resolutions Authorizing Miscellaneous Contracts**

Agenda VII n

~ Resolution 2012-046 ~

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

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

Councilman Smolinski stated that this contract requires that the caretakers fulfill certain responsibilities and he asked for a recommendation from the Director of Community Services & Recreation. Mr. Semrau asked Council to consider extending the 2011 contract for 30 days pending such recommendation.

Councilman Ramaglia made a motion to table this resolution to the next regular Council meeting and extend the terms of last year's contract for 30 days.

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Moved: Ramaglia Seconded: Horton  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.  
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Agenda No. VIII

**Public Comments**

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

Kathleen Caren, Quince Tree Lane, West Milford wished everyone a Happy New Year. She thanked former Council for their service and welcomed new members. This is a beautiful day in West Milford. She stated that it is fabulous to see three strong, smart, beautiful capable women on the dais. She stated that she hopes it ushers in a new era of respect that has been sorely lacking. These women love West Milford and she is happy to see this today. On the workshop agenda there is a resolution opposing bills S1954 and A4358 "forest harvest on state lands". These bills are unacceptable in their current forms. Bloomingdale, Ringwood and the Passaic County Board of Chosen Freeholders have passed resolutions objecting to this law. She asked for Council to do likewise. The public trust that was provided for when these lands were preserved is being ignored by this bill.

Adrienne Chandler, Bald Eagle Village, West Milford wished everyone a Happy New Year. She congratulated Ms. Erik, Ms. Horton and Ms. Bieri on their respective elections. She noted that there is 20% unemployment rate. She has been out of work for three years, and when she worked the average annual increase was 1.5 – 2%. She had an appointment at Hillcrest to fight her appraisal. He home was appraised at 180% of its last appraised value. She has a small unit. The rate is more than 6%. The appraiser said that she would pay about \$500 less in taxes and she questions their methods of calculation. For those on

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

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Council who see revaluation as source of revenue, remember we are in a recession. If the tax rate does not change very few people will be able to afford to live here. She encouraged residents to meet with the revaluation company and fight the valuation. You cannot get blood from a stone.

Richard Randazzo, Wooley Road, West Milford congratulated Ada Erik. This election voters did not vote along party lines. They voted for each individual. The Mayor got trashed so much by Council 64% of the voters voted her back in. He commended Fred Semrau for his work.

Doris Aaronson, 19 Bearfort Road, West Milford stated that there is a resolution to oppose commercial logging in the Highlands. The original law excluded highlands communities. She hopes Council opposes this bill. Scientists and environmental organizations have gone on record against it. The claim that new growth will improve the forests is flawed. We have an overpopulation of deer who will eat saplings. We have invasive plant species that will crowd out new growth. Eco tourism is our main industry. We would lose hikers & campers in West Milford if our forests are compromised. She asked council to oppose this state legislation. 2012, she said, is the year of the woman.

Robert Nolan, 1 Winding Way, West Milford stated that the Giants playing tomorrow which allowed him to attend today. He congratulated Council President Signorino on his election as council president. This new tone on the dais is long overdue. He congratulated Doris Aaronson on her appointment to Health Board which is also long overdue. He said that it is disappointing that Mr. Semrau's appointment was not unanimous. In his opinion, West Milford would be hard pressed to find better counsel. He has a tough job and that is not a reason to vote against him. Having three women on Council mirrors his life. He noted that certain Council persons list their home numbers on the Township calendar making themselves accessible to residents while Messrs. Ramaglia, Smolinski & Signorino give the Administrator's telephone number as a contact. He asked that his number be removed from the calendar.

Marilyn Lichtenberg, 37 Hudson Drive, West Milford conveyed congratulations & Happy New Year to everyone. A couple of years ago she brought up an issue when revaluation was being discussed. The tax rate goes down in this process. The assessments go up. When collecting a penny tax on open space it is based on assessed values. Technically taxpayers will be paying double on open space. She would like to see the open space rate reduced.

Motion to close Public Comments.

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion defeated.

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Agenda No. IX

**Mayor and Council Comments & Attorney Report**

Mayor Bieri stated that some residents have gotten revaluation notices and some have not. This is not a way to increase revenues, as values change, the revaluation process spreads the tax base more fairly and equalizes the distribution of tax dollars collected. Councilwoman Horton stated that the company that does the revaluation has a website that includes a worksheet and she explained how to navigate the site and determine what the impact may be on your taxes. The revaluation will not increase revenue it will equalize the process whereby people will pay more equal shares. Mayor Bieri stated that if the total assessed value is deemed higher, the Council must wait. She asked for workshop discussion on the open space tax. Mr. Semrau stated with respect to the revaluation the appraisal firm sends out the values to the residents providing an opportunity to meet with representatives to review the value with each person to ensure fairness. If an assessment goes up it is often because there were improvements that were not noted on official records. The governing body has no authority nor can they interfere with assessments but residents should understand how the value is attained. Councilman Smolinski asked if the five day window was extended because notices were sent out in the midst of the holidays. Mr. Semrau replied that if a request for an appointment is denied, he recommends calling the administrator's office. The appraisal company generally will meet with residents. Councilman Smolinski stated that the revaluation process will double the open space account. Mr. Semrau noted that by virtue of the revaluation process and because the open space tax is based on the values the Council may want to review the open space tax. It is a good suggestion to have this as a discussion at a workshop meeting. Councilman Smolinski stated that it is encouraging that residents are seeing reductions. This process is about fairness. Many towns are mandated but West Milford asked to be ordered to conduct a revaluation so that the process can be fair to all taxpayers.

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

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Agenda No. XII

**Adjournment**

There being no further business to come before the Council, the Township Council adjourned the meeting at 2:38:13 p.m. taking a five-minute recess before the workshop meeting.

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Moved: Erik Seconded: Ramaglia  
Voted Aye: Erik, Smolinski, Ramaglia, Rosone, Signorino, Horton.  
Voted Nay: None.  
Motion carried.

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Approved: April 4, 2012

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MAYOR BETTINA BIERI, PRESIDING OFFICER

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ANTOINETTE BATTAGLIA, TOWNSHIP CLERK