
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: February 20, 2013
Time of Meeting: 6:30 P.M.
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The Regular Meeting of the Governing Body was called to order by Mayor Bettina Bieri.

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 Regular meeting was advertised in the Herald News in its issue of December 30, 2012 and January 6, 2013 copies were provided to the Suburban Trends, the Record, Star Ledger, and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

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

Pledge of Allegiance

Mayor Bieri led all in attendance in a salute to the flag.

Roll Call

Present: Councilmembers Ada Erik, Michael Hensley, Vivienne Erk, Luciano Signorino, Carlla Horton, Mayor Bettina Bieri.
Absent: Edward Rosone.
Also Present: Township Administrator Nancy Gage, Township Clerk Antoinette Battaglia, Nanette Thomas, Esq. from the Township Attorney's office.

Agenda No. I

Reading of or Approval of Unapproved Minutes

Councilwoman Erik moved to adopt the November 28, 2012 Regular Meeting Minutes as presented:

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

Agenda No. II

Executive Session

None.

Agenda No. III

Presentation

4H – Velveteen Rabbit & Farm Club - Mary Carmen Henecke introduced herself as the head of the County 4H. This is a youth development program with a focus on the 4Hs. It is hands-on education. She reviewed all their areas of focus. They encourage the youth to assume leadership roles in their lives. She introduced Rebecca who is the president of the Velveteens. Rebecca introduced the 4H club members all of whom are minors. Each of the kids spoke to make one unified presentation. They provided various facts about chickens. Rebecca gave a history of the local 4H club and provided some personal anecdotes. One lady had a chicken. Rebecca listed some of their projects and goals. She listed the ways in being a member and president has helped her personally. The technology officer spoke listing some of the benefits he has reaped from being a member. The safety officer spoke and listed some of the benefits he realized from membership. A charter member spoke asking that the law be changed so that people with less than one acre of property can have chickens. The vice-president spoke and read some interesting chicken facts asking that the ordinance be changed to allow for chickens on smaller properties. Mayor Bieri thanked everyone for the presentation. She stated that Council cannot give an answer tonight noting that the proposed ordinance change may be discussed at a workshop meeting in the future.

Make a Change Club – Disaster Relief Fund – Mayor Bieri said she had the privilege of attending the meetings of this club. They are a group of very intense individuals with amazing ideas. As an aside, she noted that the teen coffee house is now open and on March 1st they will have an open house for seventh & eighth graders. She described the many offerings at the coffee hours. She introduced the two teachers, Joe & Krista who are responsible for the foundation and support of the Make a Change Club. Joe & Krista gave a history of this club. Their goal is to make changes in the world. They commended the principal at Macopin School for supporting these endeavors. Students volunteer their time to invest in

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this club. They work to make changes in the world. The kids will be speaking tonight. The club's members made a presentation that was timed with an electronic presentation. Each kid spoke to outline the projects they have worked on while Krista showed slides of their various activities and projects. The MACC club founded a disaster relief foundation and they reviewed the charities they have and their plans to support those charities including the American Cancer Society. In November they wanted to raise money for less fortunate families in this community. They sought to raise morale at the holidays. Their most recent project was the 3rd annual give a goat night when they raised over \$600 for villages in South America. About 30 teachers volunteered their time to help the cause. They thanked the Mayor & Council for allowing them to make a presentation tonight. The teacher, Joe, presented a check to Mayor Bieri to offset costs associated with Hurricane Sandy. In addition to the 70 goats they sent to South America they raised \$1,500 to start a disaster fund for local families. Mayor Bieri accepted the check and said it will go a long way. She listed some of the hardships people experienced during Superstorm Sandy noting that this shows that we can all make a difference. This is an amazing group of young individuals with tremendous potential. One idea they had was to write to some large companies to encourage them to look into coming into West Milford. She commended the teachers & Principal who are great role models.

Environmental Commission Annual Report – Chairman Steve Sangle addressed the Council noting that West Milford has been fortunate to have been working on a lot of grants that are coming to conclusion. He explained how the environmental commission has divided various tasks among commissioners. One has been keeping on top of the TGP project and one reports on various projects to the Planning & Zoning Boards. The environmental commission has a representative on the lakes committee and on the sustainable subcommittee. There is also a contamination representative that used to meet with the health officer. Now that we have a part time health officer those meetings have been put on the back burner but they are hoping to resume in the future. He advised that he recently attended the ANJEC conference this year where the West Milford environmental commission was recognized. The environmental commission participates at ALF every year and focuses on education as part of their educational plan. He explained their focus and the means they use to educate people about a host of environmental issues.

Mr. Sangle said he would take some time to review the grants that are coming to conclusion. The 604b grant investigates new septic systems. Princeton Hydro worked on this grant and used a municipal septic system to use as a baseline to report to the DEP. The DEP has received the final report. There was a 2004 319h grant to study effects of phosphorous in Greenwood Lake. He explained how phosphorous gets into lakes and how much phosphorous creates algae. There was a second 319h grant for implementation which was used to install biometric concrete boxes by Awosting to cleanse storm water before it goes into the lake. This helps curtail weed problems. That project has just been completed and came in under budget. The plan is to use the remaining grant money for four remaining proposed grant projects which he listed. The recreational trails grant is for signs which are made and are ready to go. They have helped establish the septic aquifer and phosphorous ordinances. The environmental commission has worked on new streetscape plan and will continue to be involved in that.

Mr. Sangle said that they are working on a grant opportunity through the DEP that could result in an allocation of \$628,000 for reforestation as a result of the TGP project and there would be no demand for matching funds. Any administrative costs can be offset by the grant monies. There is a \$3,000 plan that must be drafted that would require in-kind services from the environmental and if successful this grant opportunity would not impose any financial obligation on the Township. Any Township or public property could benefit from these plantings. A local resident has been deemed appropriate to serve as a consultant on this project. He will handle all grant processes therefore there would be no burden on the Township. His fees would be paid from the grant. The forestry expert, Ron Farr, addressed the Council providing his credentials as an approved forester. If Council agrees, he said, to proceed with the grant they must send a letter of intent and then we have a month to prepare the application and submit it. Ron Farr explained the source of the money and ultimately how the TGP project funded this grant. During the gas pipeline project, 42 acres of state land was cleared. TGP chose to pay into the fund rather than reforest the cleared acreage. This money is ours to lose but if we are approved for the grant the State would expect us to plant between 1,500 and 3,000 trees at no cost to the township. There would be a planting plan, a letter of intent, and an application. The DEP wants this done expeditiously and they want the plan by June 1st. This could help with the streetscape, parks, school grounds, stormwater projects, and Wallisch. Once trees are planted, the state will inspect for 95% a survival rate in two years. He will include that in the specifications. Mr. Sangle said we could reforest along Union Valley Road where trees went down during Superstorm Sandy. We could do some stabilization along Lake Lookover but not on their easement. Council President Signorino asked if we have to remove downed trees first and Mr. Farr said that he could include that in the specifications. Councilwoman Horton asked what happens if we have another storm that destroys the trees and Mr. Farr explained how the trees are likely to survive. For the first two years they would be staked. If they don't survive, the contractor would be required to replace them. The plan has not been drafted as yet because that would be funded by the grant. Mayor Bieri asked if Council will give consensus for letter of intent and the Council agreed. Mr. Sangle said if this comes to pass he will create a subcommittee of the environmental commission to work with Mr. Farr and report to the Administrator & governing body. Council President Signorino suggested that we keep

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reforestation away from power lines. Mayor Bieri thanked Mr. Sangle for his presentation and the members of the environmental commission for their efforts.

Proclamations

Music in Our Schools/Youth Art Month – Mayor Bieri introduced Heather Burns & Josh Hartlett, the music director who is organizing the music in our schools month. The students will be performing “Drowsy Chaperone” as this year’s performance on March 1st & 2nd. The teachers listed the other school events at various schools throughout the month culminating in district-wide art show. Mr. Hartlett said that more students are participating in the performance and in the orchestra pit. Tim Canally & Haley Pinkleton performed a wedding song from the play which is a comedy.

After the applause, Mayor Bieri thanked the students for their an amazing rendition and urged people to attend this year’s play. Mayor Bieri read the proclamations for music in our schools & youth art month and presented them to Ms. Burns.

Read Across America – Mayor Bieri read the proclamation advising that it will be mailed out by the Clerk’s office.

Mayor Bieri read a notification about volunteer night which will be held in April.

Agenda No. V

Unfinished Business Final Passage of Ordinances

Agenda No. V 1

~ Ordinance No. 2013- 001 ~

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

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

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

§ 271-2. Rate for employment by third parties.
Third parties seeking to utilize Township police services must coordinate the services through the Police Department. The Township shall be paid for the outside employment of police by third parties at a rate equal to the overtime rate of the officer being employed or straight time rates of a special officer plus an additional 10% for benefits, supervision, and other overhead. The Township may require the establishment of an escrow account initially funded at an amount estimated to cover the cost of the employment which shall be posted at least 10 days prior to the date in which the employment is needed.

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

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

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

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

Introduced: January 23, 2013
Adopted: February 20, 2013
Effective Date: March 12, 2013

This Ordinance was introduced on January 23, 2013 and the notice of public hearing was published in the Herald News on January 27, 2013.

Mayor Bieri opened the meeting to the public to speak on this ordinance only. There being no person seeking to be heard, Councilwoman Erik made a motion to close the public portion, seconded by Council President Signorino and carried by unanimous voice vote.

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

Agenda No. V 2

~ Ordinance No. 2013- 002 ~

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

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

§ 135-2 Department of Community Services & Recreation

The Department of Community Services & Recreation is authorized to charge the following fees:

- A. Bubbling Springs membership and badge:
(1) Family: consists of parent(s) and all children up to and including full-time students living at home: \$250.00 plus 2 guest badges. Non-resident family sponsored by resident family: \$300.00 (Number will be limited).
(2) Individual: a person age 13 through 61 \$125.00
(3) Senior Citizens: Individual (Ages 62+) \$15.00
(4) Senior Citizens Couple (Ages 62+) \$25.00
(5) Late fee: Additional fee added to membership fee after the June deadline of each year \$20.00
B. Bubbling Spring Park guest membership (per person):
(1) A person under two years of age: No charge
(2) A person from two years to seventeen years of age: \$5.
(3) A person from eighteen to 61 years of age: \$10.00
(4) Seniors (Ages 62+) \$2.00
C. Swim lessons:
(1) Lake member.
(a) All children:
[1] One session: \$60.00
[2] Two sessions: \$110.00
[3] Three sessions: \$160.00
(2) Nonmember.
(a) All children:
[1] One session: \$70.00
[2] Two sessions: \$130.00
[3] Three sessions: \$185.00
(3) Swim team.
(a) First child: \$95.00.
(b) Each additional child: \$90.00
D. Day camp: children entering kindergarten through 8th grade.
(1) Each child: \$250.00 per two-week session
E. Teen camp: \$285.00 per two-week session
F. Early drop-off/late pickup, per child: \$80 per two-week session for early drop off and \$80.00 per two-week session for late pick up.
G. Muppet camp: children ages three and four not entering kindergarten: \$110.00.
H. A nonrefundable maintenance fee of \$25 shall be charged for each group use permit that requires the opening, closing and/or cleaning of a facility.
I. Permit fees: Bubbling members will be charged a nonrefundable administrative/user fee of \$30 for guest groups numbering more than twenty-five. Permits must be filled out at the Parks & Recreation office. Groups under twenty-five do not need to have a permit or pay a maintenance fee. They must make arrangements with the Lake Director prior to the party.
J. PRIDE: \$15.00 per day not to exceed \$60.00 per week
K. Pre-School: \$225.00 per 7 week session
L. Friday Fun Day: \$185.00 per 7 week session

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

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This Ordinance was introduced on January 23, 2013 and the notice of public hearing was published in the Herald News on January 27, 2013.

Motion to table the public hearing and Ordinance 2013-002 to March 6, 2013 Workshop Meeting.

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

Agenda No. V 3

~ Ordinance No. 2013- 003 ~

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

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

TEMPORARY, PART TIME AND SEASONAL EMPLOYEES

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

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

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

Introduced: January 23, 2013

This Ordinance was introduced on January 23, 2013 and the notice of public hearing was published in the Herald News on January 27, 2013.

Mayor Bieri opened the meeting to the public to speak on this ordinance only. There being no person seeking to be heard, Councilwoman Erik made a motion to close the public portion, seconded by Council President Signorino and carried by unanimous voice vote.

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

Agenda No. V 4

~ Ordinance No. 2013- 004 ~

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

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

MAYOR AND COUNCIL

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

DEPARTMENT AND OFFICE HEADS

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

DIVISION HEADS

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

CONFIDENTIAL AND UNAFFILIATED EMPLOYEES

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

STIPENDS

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

1. The aforelisted Officers and Employees shall be compensated in accordance with the preceding Salary Range.
2. **BENEFITS:** Benefits relating to vacation, sick days, personal days, longevity, holidays, bereavement leave and medical insurance shall be those as contained in the contract between the West Milford Municipal Employees Guild (AFSCME 3301) and the Township of West Milford or any employment agreement consistent with applicable law.
3. **OVERTIME:** If not otherwise eligible for overtime compensation by contract or law, each full-time department and division head in lieu of overtime compensation as provided in the Guild contract, shall receive three (3) vacation days and up to 35 compensatory hours annually, the latter earned

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hour for hour for hours worked above forty per week. All other full-time employees listed in this ordinance if not otherwise eligible for overtime compensation by contract or law, shall receive 21 compensatory hours annually, plus one half hour for each hour worked above thirty-five or forty hours per week depending on the applicable contract for the employee's department. Vacation and compensatory time may be used or accumulated as follows: vacation days may be carried for up to one year from January 1 following the year earned, and compensatory hours may be taken no later than April 1 of the year following the year earned.

4. Stipend Positions will not be subject to increases unless specifically authorized by Resolution of the governing body.
5. Any ordinance or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to such extent as they are in conflict or inconsistent. This ordinance shall take effect 20 days after its final passage by the Township Council.

Introduced: January 23, 2013
Adopted: February 20, 2013
Effective Date: March 12, 2013

This Ordinance was introduced on January 23, 2013 and the notice of public hearing was published in the Herald News on January 27, 2013.

Mayor Bieri opened the meeting to the public to speak on this ordinance only. There being no person seeking to be heard, Councilwoman Erik made a motion to close the public portion, seconded by Council President Signorino and carried by unanimous voice vote.

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

Agenda No. VI

Public Comments

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

Gary Oppenheimer, Glover Road, West Milford said that he lives on 14 acres of land and has 14 chickens. He agrees that we should allow chickens on smaller properties. He provided an anecdote about how people can have chickens in New York City. He said that there is an economic perspective associated with raising chickens and he explained the economic issues. There are multiple beneficial impacts from having chickens he said adding that it does not make sense to prohibit chickens in West Milford. He agrees that roosters are too noisy but chickens are not.

John Harrison, 132 Lincoln Avenue, West Milford said he would also like to have chickens and asked Council to approved changes that would allow them.

Doris Aaronson, 19 Bearfort Road, West Milford recalled some interest from Council to put a ballot question about diverting open space funds for recreational purposes. She hopes Council will not proceed with that. Over the past 5-10 years, she said, West Milford has seen lower school enrollment. We have had during that time serious water problems & droughts. She elaborated and listed the affected areas. Open space helps replenish wells and aquifers. She cited various studies about over development in town and the impact on local wells.

Michael Gerst, Hillview Court, West Milford thanked the 4H club for their excellent presentation. He commended MACC too and all the adults that mentored them. Hurricane Sandy was a wake up call for everyone, he said and he supports allowing chickens on smaller properties. He said it may be a good time to establish an ordinance reduction committee.

Tim Wagner, Westbrook Road, West Milford cannot understand why a \$30,000 shortfall is an issue to keep preschool open. This program should not be shut down. Families depend on it. The recreation director, he said, does a great job and is recommending a 32% increase. We should perhaps stagger that increase over 5 years. The Township should also look at the salaries being paid to the municipal staff saying they should take a pay cut. There is an open house next month for the teen center. His kids are looking forward to it. He donated to the trust fund for the coffee house and he encourages others to donate.

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There being no more comments from the public Councilwoman Erik moved to close the public portion of the meeting.

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

Agenda No. VII

Council Comments

Councilwoman Horton said that she supports the chicken amendments which are sustainable, affordable and reduces organic waste. She said she has recused from preschool so cannot comment. She would like to receive more information about the referendum question.

Council President Signorino thanked the 4H and MACC saying that he appreciates their efforts. He commended them for the donation to disaster relief. He thanked the Environmental Commission and said he wants more information on reforestation. He commended the High School players and thanked Ample Harvest & Gary Oppenheimer for all he does. He echoed sentiments about chickens and supports people's rights to have these property uses.

Councilwoman Erk said she learned a lot about chickens tonight including that they reduce the insect population. She has questions about the preschool. It has been around for a long time and always ran in the black. When the administration fee was moved that affected the books. Enrollment is down so administrative work is also down. She suggests moving administrative costs to another part of the budget. That would reduce the needed fee increase. They used to raise the fees \$10 per year every year and that has not been done in recent years.

Councilwoman Erik said she supports allowing everyone to have chickens. She has chickens & roosters and eventually neighbors stop hearing the roosters. As far as *just* \$30,000, when you hold elected office nothing is *just* because every issue is *just*. Everyone has justifiable needs. People also come up and say we cannot keep with *just* one more thing because they plead to keep taxes level. She looks at snowstorms as expenditure of funds events. Council members and Township employees have looked for the money and every penny spent is tax dollars.

Councilman Hensley said that everyone has a sense of pride seeing the kids come here with such passion. He supports changing ordinances to allow chickens on smaller properties and he would like to look more into the preschool program and how to make it feasible. He does not support raising costs too dramatically.

Mayor Bieri asked if there is consensus for workshop discussion of allowing chickens on private properties. She said it may require a zoning ordinance change and she noted that there has been a lot of commentary and complaints related to various zoning ordinances. She suggested that Council ask the zoning board to form a subcommittee to review the sections of the code that pertain to zoning and make recommendations to Council. Applications are down so they should be able to work within their budget. She explained how such a subcommittee has been working on planning board legislation for some time now. Council President Signorino said he has supported that idea in the past and asked if Council wants to wait until after budget. Councilwoman Horton said that she favors making that request now and the Council agreed. Mayor Bieri announced that there is an open house at teen coffee house for 7th & 8th graders. She commended MACC for their "give a goat" annual event. The significance is that they truly have tried to provide sustainable resources to poorer nations. Mayor Bieri said she supports allowing hens on private property. She does not believe that the chickens eat deer ticks but they do eat other insects. She said she is not involved in budget hearings but she and the Administrator have to work within that budget and framework. It is a balancing act for the Council. There are difficult decisions that have to be made. People say don't raise taxes but in same breath say don't cut programs. Council is faced with that all the time. People want more services or programs without increased taxes. There are certain mandatory services and others are optional but the decisions are difficult to make. Council President Signorino said that he must recuse from the preschool discussion because his son is now enrolled in the program.

Agenda No. VIII

New Business, Introduction of Ordinances, Resolutions

Agenda No. VIII 1

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~ Ordinance No. 2013- 005 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 135 "FEES," OF THE REVISED GENERAL ORDINANCES TO AMEND § 135-2.K PRE-SCHOOL FEES

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

§ 135-2 Department of Community Services and Recreation

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

- K. Pre-School: \$290.00 per 7 week session

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

Introduced: February 20, 2013

This Ordinance is being introduced tonight. A second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for March 6, 2013. Notice of this public hearing shall be published in the Herald News on or about February 24, 2013.

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

Mayor asked to move Ordinance 2013-006 and 2013-007 as one.

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

Agenda No. VII 2

~ Ordinance No. 2013- 006 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, AND STATE OF NEW JERSEY ACCEPTING FIRST AVENUE, SECOND AVENUE, THIRD AVENUE AND A PORTION OF CENTER STREET AS TOWNSHIP ROADS

WHEREAS, there exists certain dirt/gravel roadways within the West Milford Lakes Development, namely First Avenue, Second Avenue, Third Avenue and a portion of Center Street, which said roadways are wholly contained within the boundaries of the Township of West Milford; and

WHEREAS, there is an implied dedication to the Township of West Milford by the existence of an unfiled and undated map entitled "West Milford Lakes – West Milford, NJ – West Milford Development Co.", prepared by MacMurray Bros. Engineers; and

WHEREAS, the Township of West Milford does hereby determine to accept and improve First Avenue, Second Avenue, Third Avenue and a portion of Center Street for Township use as set forth herein for the benefit of the Township of West Milford and the public in general; and

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

1. The Township of West Milford formally accepts the entire 50' wide right-of-way of First Avenue, lying between Ridge Road and West Shore Road for a distance of 966 feet more or less, for use as a Township road.
2. The Township of West Milford formally accepts the entire 50' wide right-of-way of Second Avenue, lying between Ridge Road and West Shore Road for a distance of 883 feet more or less, for use as a Township road.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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3. The Township of West Milford formally accepts the entire 50' wide right-of-way of Third Avenue, lying between Ridge Road and West Shore Road for a distance of 853 feet more or less, for use as a Township road.
4. The Township of West Milford formally accepts a portion of the 50' wide right-of-way of Center Street, lying between First Avenue and Third Avenue for a distance of 550 feet more or less, for use as a Township road.
5. That the West Milford Township Chief of Police and the West Milford Township Police Department are hereby notified that, upon acceptance of said roadways for use as Township roads, enforcement of the traffic laws of New Jersey Statutes Title 39 is now permitted.
6. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.
7. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.
8. This Ordinance shall take effect after publication and passage according to law.

Introduced: February 20, 2013

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for March 20, 2013. Notice of this public hearing shall be published in the Herald News on or about February 24, 2013.

Agenda No. VII 3

~ Ordinance No. 2013- 007 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY PROHIBITING PARKING ON TOWNSHIP ROADS WHERE BIKES LANES ARE PRESENT

WHEREAS, the Township Engineer has recommended that parking be prohibited on Township streets or portions of Township streets where bike lanes are present in accordance with the standards of the American Association of State Highway and Transportation Officials and as required by the New Jersey Department of Transportation; and

WHEREAS, the streets in question are wholly contained within the Township; and

WHEREAS, N.J.S.A. 39:4-8 and N.J.S.A. 39:4-197 authorizes the Township to pass, without the approval of the New Jersey Commissioner of Transportation, an ordinance prohibiting parking on streets under the jurisdiction of the Township.

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

SECTION 1. Chapter 10, Traffic," Section 10-3, "Parking," Section 10-3.9 is hereby added to the Code of the Township of West Milford to read as follows:

10-3.9. Parking Prohibited where Bike Lanes are Present.

No person shall park a vehicle at any time upon any streets or portions thereof where bike lanes are present.

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

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

Introduced: February 20, 2013

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for March 20, 2013. Notice of this public hearing shall be published in the Herald News on or about February 24, 2013.

Mayor Bieri asked to move resolutions 2013-067, 2013-068, 2013-069, 2013-070, 2013-071 and 2013-072.

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

Agenda No. VII 4

~ Resolution No. 2013- 067 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY SUPPORTING ASSEMBLY BILL A-2753 AND SENATE BILL S-1923 REQUIRING DIRECT PAYMENT OF ENERGY TAXES TO MUNICIPAL GOVERNMENT

WHEREAS, taxes on gas and electric utilities were originally collected by the host municipalities, and when the State made itself the collection agent for these taxes, it promised to dedicate the proceeds to municipal property tax relief; and

WHEREAS, just as municipalities collect property taxes for the benefit of school districts, counties and other entities; the State is supposed to collect Energy Taxes for the benefit of municipal governments; and

WHEREAS, for years, though, State officials have diverted funding from Energy Taxes to plug holes in the State budget and to fund State programs; and

WHEREAS, the cumulative impact of years of under-funding has left many municipalities with serious needs and burdensome property taxes; and

WHEREAS, municipalities lost \$331 million in combined Energy Tax and Consolidated Municipal Property Tax Relief Aid (CMPTRA) funding in Fiscal Years 2009, 2010, and 2011, while also being denied scheduled incremental funding; and

WHEREAS, as a result of these cuts, in a number of municipalities property taxes are higher now, despite the fact that they are spending less, proving that the State's diversion of tax relief funding has contributed to higher municipal property taxes; and

WHEREAS, A-2753 sponsored by Assemblymen Daniel Benson and Wayne DeAngelo, and S-1923 sponsored by Senator Linda Greenstein, would restore the \$331 million in municipal property tax relief funding, ensure that each municipality will be restored to the 2007 (SFY 2008) Energy Tax Receipts/CMPTRA level and adjust that amount to account for inflation; and

WHEREAS, the bills would require certain energy tax receipts to be paid directly to municipalities and, thereby, would assure local property taxpayers compensation for hosting transmission facilities and lines that allow gas and electric energy corporations to serve customers and conduct business in our Garden State; and

WHEREAS, the time has come to restore to local budgets the millions in property tax relief that have been annually diverted to meet State needs.

NOW THEREFORE BE IT RESOLVED, that the Township Council of the Township of West Milford salutes the sponsors for listening to the Mayors in their districts and all around New Jersey and for advancing this legislation; and

BE IT FURTHER RESOLVED, that we enthusiastically support and urge our State Legislators to pass A- 2753/S-1923; and

BE IT FINALLY RESOLVED, that certified copies of this Resolution be forwarded to Governor Chris Christie, Lieutenant Governor Kim Guadagno, New Jersey Senate President Steve Sweeney, New Jersey Senate Republican Leader Thomas Kean, Jr., New Jersey Assembly Speaker Sheila Oliver, New Jersey Assembly Republican Leader Jon Bramnick, our State Senator Joseph Pennachio, and our Assembly representatives Jay Webber and Betty Lou DeCroce.

Adopted: February 20, 2013

Agenda No. VII 5

~ Resolution No. 2013- 068 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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RESOLUTION OF THE TOWNSHIP OF WEST MILFORD IN THE COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO TRANSFER ITEMS OF CURRENT FUND APPROPRIATIONS IN ACCORDANCE WITH THE PROVISIONS OF N.J.S.A. 40:4 – 58

WHEREAS, there appears to be a surplus in the 2012 appropriation over and above the demand deemed to be necessary for the balance of the year:

APPROPRIATION	ACCOUNT NUMBER	TRANSFER PROPOSAL
Police Patrol O.E.	25-240-200	\$11,100.00
Insurance, Other	23-210-200	\$7,935.00
TOTAL TRANSFERS OUT		\$19,035.00

WHEREAS, there appears to be insufficient funds in the following appropriations to meet the demands thereon for the balance of the 2012 budget year:

APPROPRIATION	ACCOUNT NUMBER	TRANSFER PROPOSAL
Veteran's Bureau	20-172-100	\$35.00
Building S&W	22-195-100	\$2,500.00
Police Patrol S&W	25-240-100	\$11,100.00
Detective S&W	25-241-100	\$1,200.00
Fire Prevention S&W	25-265-100	\$2,000.00
Building Maintenance S&W	26-291-100	\$150.00
Recreation Programs S&W	28-370-100	\$2,000.00
Recreation Admin S&W	28-372-100	\$50.00
TOTAL TRANSFERS IN		\$19,035.00

NOW, THEREFORE BE IT RESOLVED, by the Council of the Township of West Milford in the County of Passaic, State of New Jersey, that in accordance with the provisions of N.J.S.A. 40A:4-58, part the 2012 appropriation heretofore mentioned be and the same are hereby transferred to the appropriations mentioned as being insufficient to meet prior demands, and

BE IT FURTHER RESOLVED, that the Treasurer is hereby authorized to make the following transfers in the 2012 appropriation:

- 1. \$19,035.00
- 2. \$19,035.00 Current Fund

A certified copy of this Resolution shall be forwarded by the Township Clerk to the Township Treasurer.

Adopted: February 20, 2013

Agenda No. VII 6

~ Resolution No. 2013- 069 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A 2013 TAX TITLE LIEN SALE

WHEREAS, the Collector of Taxes has requested that the Township conduct a 2013 Tax Title Lien Sale on Tuesday, March 19, 2013 at 10:00 a.m.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to conduct a 2013 Tax Title Lien Sale in the Township Meeting Room on Tuesday, March 19, 2013 at 10:00 a.m.

Adopted: February 20, 2013

Agenda No. VII 7

~ Resolution No. 2013- 070 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AWARDED A CONTRACT FOR THE PURCHASE OF ONE 2013 FORD F450 4 X 4, TYPE I, MODULAR AMBULANCE OR EQUAL

WHEREAS, the Township Council has received a tabulation of bids received for the following:

Subject of Bid: One 2013 Ford F450 4X4, Type I, Modular Ambulance Or Equal
 Bid Date Received: January 18, 2013

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WHEREAS, one bid was received as follows:

New Jersey Emergency Vehicles (NJEV)		\$211,190.00
201 Atlantic Ave.	Trade In Ford/Braun	
Manasquan, NJ 08736	Re-chassis Ambulance	-\$ 7,000.00
	Pre-payment Deduction	<u>-\$ 1,000.00</u>
	TOTAL COST	\$203,190.00

WHEREAS, the Township Council has determined, based on the recommendation of the West Milford First Aid Squad Rig Committee, to trade in one Ford/Braun Ambulance for a reduction of \$7,000.00; and

WHEREAS, the Township Council has determined to make prepayment in the amount of \$48,000 for a reduction of \$1,000.000 from the cost, which was an option in the submitted bid; and

WHEREAS, based on the recommendation of the Township Attorney the Township Council shall not waive the requirement that a performance bond be posted; and

WHEREAS, the West Milford First Aid Squad's Rig Committee, has recommended that this bid be awarded to New Jersey Emergency Vehicles (NJEV), 2201 Atlantic Avenue, Manasquan, NJ 08736, in an amount not to exceed \$203,190.00; and

WHEREAS, the Township Treasurer has certified as to the availability of funds for this expenditure said funds to be encumbered from account number 04-215-55-818-001.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford that a contract is hereby awarded to New Jersey Emergency Vehicles (NJEV) in accordance with specifications and bid received and on file in the Office of the Township Clerk.

Adopted: February 20, 2013

Agenda No. VII 8

~ Resolution No. 2013- 071 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC COUNTY, STATE OF NEW JERSEY AWARDING A CONTRACT TO D'ONOFRIO & SON INC. LANDSCAPING FOR THE MAINTENANCE OF BALLFIELDS AND OTHER SITES

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on January 25, 2013 at 10:15 a.m. for maintenance of ball fields and other sites as per the Bid Specifications; and

WHEREAS, the Township of West Milford received nine (9) bids for this contract; and

WHEREAS, said bids have been duly reviewed and analyzed by the Director of Community Services and Recreation and the Township Attorney; and

WHEREAS, the bid received from the low bidder D'Onofrio & Son, Inc. Landscaping has been found to be in proper form and in compliance with the provisions of N.J.S.A. 40A:11-23.5, Local Public Contract Law and the specifications; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 01-201-28-375-450.

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

1. The Township Council hereby awards a contract to D'Onofrio & Son, Inc. Landscaping, 47 Van Ness Terrace, Maplewood, NJ 07040 for Maintenance of Ballfields and Other Sites in an amount not to exceed \$38,615.00 for one year.
2. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with D'Onofrio & Son, Inc. Landscaping in accordance with its bid for said maintenance of ballfields and other sites in the Township of West Milford.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: February 20, 2013

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. VII 9

~ Resolution No. 2013- 072 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A STATE AND LOCAL FAIR MARKET VALUE LEASE / PURCHASE AGREEMENT TO MUNICIPAL CAPITAL FINANCE FOR ONE SAVIN MP 5002SP MULTIFUNCTION COPIER

WHEREAS, the Township of West Milford Department of Public Works, Recycling Division and Engineering Division need to replace the existing shared copy machine; and

WHEREAS, the Township of West Milford will take ownership of said equipment after the expiration of the sixty (60) month lease period for no additional cost; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this Lease / Purchase agreement, said funds are to be encumbered from account number 3-01-20-161-498.

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

1. The Township Council hereby authorizes the Mayor and Township Clerk to execute a lease/purchase agreement not to exceed \$9,900.00 at a rate of \$165.00 per month for sixty months in an amount not to exceed \$1,980.00 annually, with Municipal Capital Finance (leasing company).
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: February 20, 2013

Agenda No. IX

Consent Agenda

~ Resolution No. 2013- 073 ~

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

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

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

Resolutions:

- a. 2013-074 – Cancel Taxes
- b. 2013-075 – Refund Construction Fees
- c. 2013-076 – Refund Health Department Fee
- d. 2013-077 – Release Municipal Court Funds
- e. 2013-078 – Refund Other Liens
- f. 2013-079 – Refund Overpayments
- g. 2013-080 – Refund MUA Overpayments
- h. 2013-081 – Refund Recreation Fees
- i. 2013-082 – Reinstate Taxes

Applications:

1. Application for Petition to Extend Licensed Premises by Uncorked Wines and Spirits for March 16, 2013.
2. Application for Off Premise Draw Raffle License No. 2013-09 by West Milford Midget Football Association for August 30, 2013.
3. Application for Off Premise 50/50 Raffle License No. 2013-10 by West Milford Rotary for October 12, 2013.
4. Application for Tricky Tray Raffle License No. 2013-11 by West Milford LaCrosse Booster Club for April 20, 2013.
5. Application for Off Premise 50/50 Raffle License No. 2013-12 by West Milford LaCrosse Booster Club for April 20, 2013.

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- 6. Application for On Premise 50/50 Raffle License No. 2013-13 by West Milford LaCrosse Booster Club for April 20, 2013.
- 7. Application for Clothing Bin License Nos. 2013-MIT1 & 2013-MIT 2 for 1 bin located at Greenwood Forest Vol. Fire Co. #3 and 1 bin located at Apshawa Fire Dept.
- 8. Application for Firearm Range Permit No. 2013-01 by Meadowbrook Rifle & Pistol Range for premises located at 88 Van Orden Road, West Milford, NJ

Adopted: February 20, 2013

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

Agenda No. IX a

~ Resolution No. 2013- 074 ~

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

WHEREAS, there appears on the tax records balances as listed below; and

WHEREAS, the Collector of Taxes recommends the cancellation of taxes due to reasons listed below.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized and directed to cancel as hereafter listed below:

Reason: **100% Disabled Veteran**

BLOCK/LOT	NAME	AMOUNT	YEAR
10317-7	Lynn Lombard	\$209.00	2012 2 nd Quarter
10317-7	Lynn Lombard	\$3,253.29	2012 2 nd Half
12205-1	Vincent Bavaro	\$518.00	2012 3 rd Quarter
12205-1	Vincent Bavaro	\$1,328.33	2012 4 th Quarter
Total		\$5,308.62	

Adopted: February 20, 2013

Agenda No. IX b

~ Resolution No. 2013- 075 ~

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

BE IT RESOLVED that the following Construction fees upon the report of the Construction Official be refunded:

Name and address	AMOUNT
Ample Permitting Service 46 Reinman Road Warren, NJ 07059	\$364.00

Adopted: February 20, 2013

Agenda No. IX c

~ Resolution No. 2013- 076 ~

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

BE IT RESOLVED, that upon the report of the Animal Control Officer, the following dog license fee be refunded due to dog being euthanized:

Refund To	Refund	Refund Amount
Ms. Sueann Bellacera 66 Goldfinch Lane	Dog License #0840	\$10.00

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Hewitt, NJ 07421		
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Adopted: February 20, 2013

Agenda No. IX d

~ Resolution No. 2013- 077 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RELEASE OF UNCLAIMED MUNICIPAL COURT BAIL AND REFUNDS

WHEREAS, the Municipal Court of the Township of West Milford County of Passaic, State of New Jersey has made numerous unsuccessful attempts to refund bail posted and un-cashed refunds issued; and

WHEREAS, the Court Administrator does recommend the release of unclaimed Municipal court bail amounts and un-cashed refunds.

NOW, THEREFORE, BE IT RESOLVED that the following bail amounts from the general account are hereby turned over to the Township of West Milford as miscellaneous revenue not anticipated:

Check #	Amount	Name	Check Date
4405	\$18.00	Juan Molina	5/3/2005
4797	\$6.00	Laura Vanherwynen	6/27/2006
4906	\$6.00	Jennifer Donohue	9/28/2006
4942	\$215.00	Marianne Murphy	11/8/2006
5098	\$2.00	Anthony Italiano	3/13/2007
5108	\$130.00	Noe Robles	3/20/2007
5217	\$162.00	Khalad Mustafa	6/21/2007
5303	\$1.00	Manuel Reinoso-Espinoza	9/18/2007
5574	\$255.00	9/11 Rescue Workers Refund	5/2/2008
5713	\$1.00	Daniel havemann	7/31/2008
5761	\$5.00	Yikaterina Presti	9/2/2008
5986	\$229.00	Debra LoPinto	2/19/2009
6312	\$200.00	Dorreen Philips	11/20/2009
6378	\$150.00	Alison McManus	1/20/2010
7032	\$11.00	Brittany Hoeni	11/23/2011
TOTAL	\$2,397.00		

NOW, THEREFORE, BE IT RESOLVED that the following un-cashed refunds from the general account are hereby turned over to the Township of West Milford as miscellaneous revenue not anticipated:

Check #	Amount	Name	Check Date
2842	\$1.00	Socorro Gotay	3/10/2005
2843	3.00	Jody Ricciardi	3/10/2005
2855	5.00	Robert Schneider	5/12/2005
2866	10.00	Robert Robilotta	6/7/2005
2867	2.11	Christopher Schor	6/7/2005
2868	35.00	Eric Dimi	6/7/2005
2880	1.00	Brielle Burd	7/8/2005
2892	1.00	Daniel Valentino	8/11/2005
2893	1.00	Christopher Iturbe	8/11/2005
2906	2.00	James Wyant	9/12/2005
2952	1.00	Chritopher Keelin	1/17/2006
2973	1.00	Theodore Schreyer	3/7/2006
2974	5.00	Stephen Majka	3/7/2006
2987	5.00	Richard Krol	4/13/2006
2998	1.00	Michael Presing	5/12/2006
3054	10.00	Sarmasti Houman	10/18/2006
3086	30.00	Eugene Werlick	1/9/2007

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Check #	Amount	Name	Check Date
3117	1.00	Thomas Bisceglie	4/10/2007
3157	1.00	Michelle Pullis	8/20/2007
3180	11.00	Elizabeth Lindsey	10/18/2007
3181	1.00	Brandon Wagner	10/18/2007
3205	1.00	Jonatan Rodriguez-Villama	12/20/2007
3215	1.00	Terence Martinez	1/25/2008
3256	1.00	Felix Martinez Jr	5/15/2008
3267	1.00	Angel Rojas	6/17/2007
3297	5.00	Lynn Platow	8/15/2008
3299	9.00	Peter White	8/15/2008
3353	1.00	Cristian Valencia	2/19/2009
3362	1.00	Carlos Acevedo	2/19/2009
3363	3.00	Cindylou Foss	2/19/2009
3395	1.00	Jacob Corter	5/8/2009
3406	1.00	Josiah Chaplin	6/15/2009
3407	3.00	Daniel Williams	6/15/2009
3425	1.00	Kelvin Fernandezdelacruz	8/13/2009
3428	1.00	Christopher Vansplinter	8/13/2009
3469	0.50	Kenneth Hamilton	11/10/2009
3489	3.00	Jan Loe	1/20/2010
3500	2.00	Jayson Doorbecker	2/8/2010
3510	0.85	Thomas Justino	4/9/2010
3529	11.00	Holly Gossett	5/10/2010
3530	18.00	Tracey Renner	5/10/2010
3549	1.00	Patrick Slevin	7/15/2010
3583	1.00	Jeremy Deeks	10/18/2010
3584	1.00	Connor O Stanbridge	10/18/2010
3586	5.00	Richard Bonafilin	10/18/2010
3595	90.00	West Milford Twp High School	11/16/2010
3620	10.00	John Kardanow	1/13/2011
3655	1.00	Michael Yingling	4/13/2011
3678	2.00	Erin Poltenvage	6/10/2011
3688	26.00	Eden Blazovic	7/12/2011
3711	2.00	Ryan Walker	9/12/2011
3719	50.00	Michael Rubin	10/13/2011
3722	5.00	Bernardo Prichardocabrera	10/13/2011
3723	6.00	Richard Collins	10/13/2011
3734	1.00	Daniel Decker	11/10/2011
3735	2.00	Christian Cianci	11/10/2011
3737	1.00	Jonathan Jones	11/10/2011
3738	1.00	Jordan Bari	11/10/2011
3784	8.33	Danuta Vann	4/12/2012
3787	2.00	Morocco Ben-Manser	4/12/2012
3806	8.00	Danuta Vann	6/5/2012
TOTAL	\$416.79		

Adopted: February 20, 2013

Agenda No. IX e

~ Resolution No. 2013- 078 ~

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

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

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Certificate No	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to the lien holder
12-0079	03/27/2012	07507-001	\$4,378.73	US BANK CUST / EMP IV CAP ONE 50 SOUTH 16TH STREET, Suite 1950 PHILADELPHIA, PA 19102
Grand Total			\$4,378.73	

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

Adopted: February 20, 2013

Agenda No. IX e

~ Resolution No. 2013- 079 ~

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

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

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

REASONS:

- | | |
|-------------------------------------|--------------------------|
| 1. Incorrect Payment | 2. Duplicate Payment |
| 3. Senior Citizen Veteran Deduction | 4. Homestead Rebate |
| 5. Tax Appeal | 6. 100% Disabled Veteran |

Block/Lot	Name	Amount	Year	Reason
1814-16	Patrick & Kimberly Landolfi 634 Lake Shore Drive Hewitt, NJ 07421	\$1,701.15	2013	2
2001-1	John Crammond, Esq. 124 Main Street P.O. Box 136 Bloomingdale, NJ 07403	\$1,934.50	2013	2
2002-4	Robert Einreinhofer, Esq. 5594 Berkshire Valley Road P.O. Box 2426 Oak Ridge, NJ 07438	\$1,132.13	2013	2
2003-10	John Romer 113 Hewitt Road Hewitt, NJ 07421	\$2,025.82	2013	2
2415-1	Jason & Jodi Post 42 Eatontown Road Hewitt, NJ 07421	\$1,969.17	2013	2
2802-1	Moe's Plaza LLC 355-359 Warwick Turnpike Hewitt, NJ 07421	\$2,088.00	2013	1
6201-16	Kenneth Appel & Carolyn Riedel 35 McKinley Place West Milford, NJ 07480	\$2,040.20	2013	2
10301-7	Lynne Lombard 115 Maple Road West Milford, NJ 07480	\$3,462.29	2012	6
10401-3	Mark & Lynn Derouen 64 Maple Road West Milford, NJ 07480	\$1,774.78	2013	2
12001-27	Vincent & Alison Holmes 998 Macopin Road West Milford, NJ 07480	\$1,933.66	2013	2
12205-1	Vincent Bavaro 10 Clubhouse Avenue	\$1,846.33	2012	6

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Block/Lot	Name	Amount	Year	Reason
	West Milford, NJ 07480			
12307-3	Jason Ruggiero 205 Otterhole Road West Milford, NJ 07480	\$1,970.02	2013	1
12701-12	Robert Richey Jr. 534 Paterson Hamburg Tpk. West Milford, NJ 07480	\$2,284.54	2013	2
13806-9	Julie Kimmel & Allison Bauer 20 Highland Avenue West Milford, NJ 07480	\$1,437.35	2013	2
14703-5	M. & R. Mickens and M. & A. Weber 14 Winding Way West Milford, NJ 07480	\$2,053.72	2013	2
3603-2	US Bank/Cust. Crestor Capital, LLC 50 South 16 th Street Ste 1950 Philadelphia, PA 19102	\$81.42	2012	1
15701-34	US Bank/Cust. Crestor Capital, LLC 50 South 16 th Street Ste 1950 Philadelphia, PA 19102	\$17.04	2012	1
TOTAL		\$29,752.12		

Adopted: February 20, 2013

Agenda No. IX f

~ Resolution No. 2013- 080 ~

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

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

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

REASONS: MUA MONEY PRIOR TO TAX SALE

Block/Lot	Name	Amount	Year
5202-8	West Milford MUA 197 Cahill Cross Road, Ste 221 West Milford, NJ 07480	\$800.22	2012
8603-5	West Milford MUA 197 Cahill Cross Road, Ste 221 West Milford, NJ 07480	\$1,038.42	2012
9103-1	West Milford MUA 197 Cahill Cross Road, Ste 221 West Milford, NJ 07480	\$671.28	2012
9405-3	West Milford MUA 197 Cahill Cross Road, Ste 221 West Milford, NJ 07480	\$306.92	2012
9406-18	West Milford MUA 197 Cahill Cross Road, Ste 221 West Milford, NJ 07480	\$638.89	2012
7801-11.05	West Milford MUA 197 Cahill Cross Road, Ste 221 West Milford, NJ 07480	\$516.29	2012
TOTAL		\$3,972.02	

Adopted: February 20, 2013

Agenda No. IX g

~ Resolution No. 2013- 081 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
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RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF RECREATION FEES

BE IT RESOLVED that the following recreational fees upon the report of the Director of Community Services and Recreation be refunded:

Winter / 2013		
Pajama Party Music Class		
Jake Ariola	\$86.00	Tara Ariola 6 Secaucus Road Hewitt, NJ 07421

Adopted: February 20, 2013

Agenda No. IX h

~ Resolution No. 2013- 082 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REINSTATEMENT OF TAXES

WHEREAS, there appears on the tax records receipt of payment of taxes; and

WHEREAS, the Collector of Taxes recommends the reinstatement of taxes due to reasons stated below.

NOW, THEREFORE BE IT RESOLVED, that the proper officers be and they are hereby authorized and directed to reinstate as listed below:

REASON: INSUFFICIENT FUNDS

BLOCK/LOT	NAME	AMOUNT	YEAR
2608-20	David Leto	\$2,222.04	2013
9601-1	Uke Lajqi	\$420.76	2013
TOTAL		\$2,642.80	

Adopted: February 20, 2013

Agenda No. X

Approval of Expenditures

~ Resolution No. 2013- 083 ~

RESOLUTION APPROVING THE PAYMENT OF BILLS

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

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

Acct #	Account Name	Amount
1	Current Account	\$73,731.84
2	Reserve Account	51,552.59
3	Animal Control Trust	220.00
6	Capital	33,379.50
7	Grants	1,779.67
8	Refuse	51,583.04
9	Refunds.	38,562.87
12	General Ledger	763.86
16	Heritage Trust	0.00
14	Open Space Trust	1,643.00
17	Trust	438.95
18	Development Escrow	5,204.63

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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19	COAH	37.50
20	Special Reserve	0.00
11	Assessment Trust	0.00
Total		\$258,897.45
Less Refund Resolution		-38,562.87
Actual Bill List		\$220,334.58
Other Payments:		
Check # 51360 Lakeland Bank		2,181.28
Total Expenditures		\$222,515.86

Adopted: February 20, 2013

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

Agenda No. XI

Reports of Administrator, Mayor and Council Members

Council President Signorino announced annual tennis tournament which is a fundraiser for the museum. He read the details aloud and encouraged participation. He also encouraged people to visit the museum.

Councilwoman Horton commended all the groups who made presentations tonight. She supports the idea of chickens on an increased number of properties but not appropriate on all properties and she encouraged youth to attend teen open house.

Councilwoman Erik announced that the monthly blood drive is on March 17th with an annual Irish soda bread baking contest. A few months ago there was discussion about what it means to recuse and abstain. Discussion ensued about the differences between recusals and abstentions wherein Councilwoman Erik discussed a personal anecdote which made the distinction important to the vote in a State matter. An abstention from a vote counts toward the overall tally should the vote be close.

Councilman Hensley said he will have report from RAC at next meeting. He nominated Vivienne Erk as liaison to the Newark Watershed Coalition. The nomination was seconded by Council President Signorino. Motion to close & confirm.

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

Councilwoman Erk said this was an enjoyable meeting with much highlighted talent.

Mayor Bieri announced that the animal shelter is having its 1st annual 5K race on Sunday May 5th.

Administrator Gage reviewed how the reforestation grant opportunity came about opining that it is a no-lose proposition. She asked that no work be delegated to DPW in this process. She thinks it advantageous to have Mr. Farr's expertise and her letter of intent will be brief to convey Council consensus. A month is not a long time to put the application together. This Council, she said, fought to have TGP remedy destruction so this is a result of those Council efforts. She would welcome ideas or suggestions about where to focus on plantings. One of the biggest issues she has with zoning complaints is that there is no specificity in our ordinances. We need that type of specificity. She said she and the subcommittees held three budget meetings on Saturday. They went well and focused on important issues in each department. Council President Signorino said his meeting was constructive and as thorough as it could be with given information. He said he would like to see actual expenditures. Ms. Gage noted that 2012 expenditures are included but what was not included because of the new system is prior years. She advised that the second series of meetings will be on March 2nd, weather permitting. She asked if there were any suggestions or comments on clock inscriptions. Council President Signorino asked that the HPC & Heritage Committee be asked to make recommendations.

Ms. Thomas said that Mr. Semrau will work with Administrator Gage on the grant letter.

