
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: February 21, 2018
Time of Meeting: 6:30 pm
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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 February 11, 2018, December 24 and 31, 2017; copies were provided to the Suburban Trends, the Record and 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.

Agenda No. I

Pledge of Allegiance

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

Agenda No. II

Roll Call

Present: Councilmembers Andrena Pegel, Mike Hensley, Tim Wagner, Peter McGuinness
Luciano Signorino, Patricia Gerst, Mayor Bettina Bieri
Absent: None
Also Present: Township Administrator/Clerk Antoinette Battaglia, Township Attorney Fred Semrau

Agenda No. III

Reading of or Approval of Unapproved Minutes

January 17, 2018 Regular Meeting
January 23, 2018 Special Meeting / Budget

Moved: McGuinness Seconded: Signorino
Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst
Voted Nay: None
Motion Carried:

Agenda No. IV

Meetings

Mayor Bieri noted the future meeting schedule:

February 27, 2018 Budget Meeting
March 7, 2018 Workshop Meeting
March 21, 2018 Regular Meeting

Mayor Bieri announced that Volunteer Night will be held on April 18, 2018 at 6:30 p.m. They encourage volunteer organizations to attend and make presentations. They also present the Volunteer of the Year Award and the Mary B. Haase Lifetime Award. She noted that the Governing Body makes the decision for the Volunteer of the Year Award based on submissions they receive. The deadline for submissions is March 23, 2018, and forms are available at Town Hall, West Milford Public Library and Community Center and the Recreation Center.

Agenda No. V

Executive Session

~ Resolution 2018 – 056 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 21st day of February, 2018 that:

1. Prior to the conclusion of this **Regular Meeting**, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):

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	<p>Ms. Erik said teaching people how to recycle is part of beautifying the Township. Administrator Battaglia asked the Governing Body if they would like a notice on the Township website, WM77TV, and the newspapers asking interested parties to submit a citizen leadership form. Councilman Wagner said that he does not want to prolong this and to keep the committee standing they have to reduce the amount of members. They could always expand the committee if additional people show an interest. Mayor Bieri suggested having a committee with a minimum and maximum amount of people and the majority needed, then the quorum would be the percentage of however many people are appointed at that time. Councilman Signorino said he agrees reducing the committee to have a quorum. Councilman Hensley said it sounds cleaner to form the committee on the percentage basis, bring the threshold down and still have the open spots for new volunteers to come aboard. Administrator Battaglia confirmed that the Governing Body requested to leave the committee as is, but reduce the number of people on the committee from the current number of eleven citizen members to five citizen members with the current staff members. The Governing Body gave consensus.</p>
<p>2.</p>	<p>Discussion: ALF Committee: Administrator Battaglia noted that the road closure on Marshall Hill Road will be a challenge during the event. This will require several meetings with staff to ascertain how this would work and whether or not the event would have to be relocated. There may also be a need to restructure the committee. Mayor Bieri mentioned that the ALF Committee always does a great job and government should keep the Township more informed because of the road closure. Councilman McGuinness recommended that Rocky stays on the committee. Administrator Battaglia said that one of the discussions that would have to take place soon amongst staff is how this will work and what the options are; the discussion would require involvement from the DPW and the Police Department. The ALF Committee is a separate entity and the Governing Body thought it would be beneficial to structure the ALF Committee in a manner that is inconsistent from prior years to meet the unique circumstances this year. Councilman Wagner said let the committee focus on what they do best, and the Township should focus on the road closures and other logistics; traffic and busing. Administrator Battaglia explained that in the past, the Governing Body appointed the Chairman of the ALF Committee; the other committee members met with the Chairman and received their assigned functions. Councilman Wagner mentioned that the difference this year is if there will be a smaller layout due to the road closure, there has to be a different approach to the event and oversight from the Township. Councilman Wagner believes that event should be organized by the Recreation Director and the Chairman and volunteers continue what they do, and in the end, they want to make sure the event is sustainable and they continue to move in a positive direction. Councilman Signorino suggested adding two or three members to the committee and their responsibilities will be to get sponsorships and raise money. Administrator Battaglia explained what may be beneficial is if the Governing Body agrees to the membership and they draft a resolution broader in scope, they could get the involvement that is necessary, and all the finances and minutes would be handled by staff members. She explained that Councilman Wagner recommended that the Recreation Director would be responsible for controlling the money and processing the requisitions and purchase orders and having oversight over the approvals rather than a volunteer handling all of that. She said it's an important relationship between the staff and the volunteers. Administrator Battaglia clarified that when the staff meets, they have to refer back to the Governing Body with the recommendations. Mayor Bieri noted that the ALF Committee has worked with the staff in the past successfully. She asked the Governing Body how they would like to restructure the committee to accomplish their goals. Administrator Battaglia said that they are seeking guidance from the Governing Body. She said she will draft a resolution for their consideration to establish the committee. Councilman Wagner suggested a meeting in the next month with the Engineer, himself and administration to review the layout and potential detours. Administrator Battaglia confirmed that she will set up a meeting with staff and Councilman Wagner, and post the citizen leadership forms for the committee.</p>
<p>3.</p>	<p>Discussion: Recommendation from Council Subcommittee regarding Professional Proposals: Councilman Wagner made a motion to table number three because the subcommittee has not met yet. The Governing Body gave consensus. Councilman Signorino expressed his concern about the subcommittee. He asked if the subcommittee meets, and three out of the five members vote, and he decided not to vote, would that reconcile the situation. Mayor Bieri confirmed no because the meeting took place. Mr. Semrau said the Township has a terrific track record and a place where a lot of OPRA laws have been made and he would like to give that approach to protect the Township. He explained that if three people meet with him, and three people meet in another room, that would be circumventing the act. Councilman Signorino suggested that the personnel committee and Mayor Bieri review the RFPs because it will be beneficial to have three sets of eyes. Councilman Wagner said he made the motion for the subcommittee and he thinks it's different than the Personnel Committee. Councilman Hensley made a motion to follow the recommendation of Mr. Semrau and, it was seconded by Councilman Signorino. Administrator Battaglia explained that there are quite a number of proposals and she has heard consistently that the volume is so significant so if there are going to be committees of two, would the Governing Body consider splitting the subcommittees. Councilwoman Pegel said that she would serve with Councilman Wagner. Councilman Signorino said that he would like to serve on one subcommittee.</p>

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Administrator Battaglia confirmed that are two subcommittees; Councilman Wagner and Councilwoman Pegel, the other subcommittee with Councilman Signorino and Councilman McGuinness. Administrator Battaglia said they received proposals on January 22nd and 26th for additional professional services; a total of 8. Councilman Wagner noted that his original motion on January 17th was for the township planner, auditor, engineer, and labor and bond counsel. Councilman Signorino said that he would like to be a part of the auditor and cost efficiency RFP. Councilman Wagner made a motion for Matrix Consulting Company, and it was seconded by Councilman Signorino. Councilman Signorino said he has not interviewed them yet, so pending an interview. Councilman Wagner said that he conducted a phone interview with the company. Mayor Bieri suggested interviewing more than one company. Councilman McGuinness said that Matrix was involved in a cost efficiency audit in Mahwah. He explained that he reached out to elected officials in Mahwah and Matrix was highly recommended. Councilman Wagner said that he reviewed all four proposals, spoke to the company owners and checked all references; he feels the most comfortable with Matrix. Councilman Signorino made a motion to direct Administrator Battaglia to arrange and interview with Matrix. Administrator Battaglia said that she will have a resolution prepared at the next meeting. Councilman Hensley said he does not understand why Councilman Signorino and Councilman McGuinness get to interview Matrix. Councilman McGuinness suggested bringing Matrix to Town Hall for interview. Administrator Battaglia asked the Governing Body if they would like to set up the interview with Matrix, Councilman Signorino and Councilwoman Pegel. Councilman Hensley recommended that Matrix speak before the Governing Body. Councilman Signorino rescinded his motion. The Governing Body gave consensus for Administrator Battaglia to arrange an interview with Matrix. Councilwoman Pegel said that she would like to discuss the insurance and she reviewed all the RFP's. She made a motion for PIA for township risk manager and health benefits consultant, and it was seconded by Councilman McGuinness. Mayor Bieri asked for a roll call vote.

Moved: Pegel Seconded: McGuinness
Voted Aye: Pegel, Wagner, McGuinness, Signorino, Gerst
Voted Nay: Hensley
Motion Carried:

Administrator Battaglia confirmed that Mayor Bieri, Councilman Signorino and Councilman Wagner will serve on the subcommittee for the auditor. The Governing Body gave consensus. Councilman Signorino made a motion to keep David Corrigan, Labor Counsel, and it was seconded by Councilman McGuinness. The Governing Body gave consensus. Councilman Signorino said that he would like to be on the subcommittee for the bond counsel and Councilman McGuinness said that he would like to serve as well. The Governing Body gave consensus. Mayor Bieri noted that the Planning Board interviewed three individuals, and eight of the nine Planning Board members supported one specific individual and they plan to take action at their meeting tomorrow. Councilman Signorino disagrees and he recommends that they hire David Troast. Mayor Bieri said that the individual preferred by the Planning Board said they might have meeting conflicts. She had the most experience with Highlands's towns, her rates were the lowest and she lives close to the Township. Mayor Bieri mentioned that the Governing Body has the right to hold their own interviews and choose who they feel is the better candidate. Councilman Signorino said he recommends Mr. Troast over the other candidates. He would be accommodating to the Township and he enjoys the work. Councilman Signorino said they will not receive the same type of treatment from someone who is exclusive of the Township. He would like to review what the Township spent last year on planners. Administrator Battaglia confirmed that there was consensus for Councilwoman Pegel and Councilman Wagner to interview the planners. Administrator Battaglia provided a subcommittee recap to the Governing Body.

Agenda No. IX

Unfinished Business, Final Passage Of Ordinances

Agenda No. IX 1

~ Ordinance 2018 – 001 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REPEALING CHAPTER 274, POOLROOMS AND BILLIARD ROOMS AND CHAPTER 67, AMUSEMENTS OF THE TOWNSHIP CODE

WHEREAS, the Township of West Milford has reviewed and reassessed the Township Code with regard to licenses for poolrooms, billiard rooms and coin-operated amusement devices; and

WHEREAS, the Economic Development Commission (EDC) has recommended that these sections of the code be repealed; and

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WHEREAS, the Township Council of the Township of West Milford finds it to be in the best interest of the Township and its citizenry to amend the current ordinance to do rescind the issuance of licenses for poolrooms, billiard rooms and coin-operated amusement devices.

NOW, THEREFORE, 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 67 and Chapter 274 of the Township Code be and are hereby rescinded.
- SECTION 2.** Chapter 135, Fees and Costs, of the Township Code is hereby amended to reflect this action.
- SECTION 3.** 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 4.** 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 5.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

Introduced: January 17, 2018
Adopted: February 21, 2018
Effective Date: March 14, 2018

This Ordinance was introduced January 17, 2018 and the Notice of Public Hearing was published in the Herald News on January 21, 2018. The Governing Body will open the meeting to the public to speak on this Ordinance only.

There being no one wishing to be heard, Councilman McGuinness made a motion, seconded by Councilman Signorino and carried by unanimous voice vote to close the public comment period.

Motion to adopt Ordinance 2018-001.

Moved: McGuinness Seconded: Signorino
Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst
Voted Nay: None
Motion Carried:

Agenda No. X

Public Comments

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

Gary Steele, 27 North Glenwood Road – Asked Mr. Semrau what represents a quorum for the subcommittees and committees. He said if there is a group that is subject to the Open Public Meetings Act, whether or not it has six or seven members, a quorum would be four, and anything less than four would not be a quorum that would allow a subcommittee.

Mike Chazukow, 67 Pinecrest Trail – Congratulated Councilwoman Gerst and Councilwoman Pegel. He said that the Governing Body should keep in mind that they need to focus on why they are serving the Township; seniors are a big part of the Township and he appreciates the Governing Body’s commitment to the seniors. He said that Community Services and Recreation is one of the greatest assets of West Milford. He said that the volunteer participation needs to increase because it’s so important to the Township. He was confused why the Governing Body would turn away free services from people. He knows that there are difficult budget decisions that need to be made, so the Governing Body should not be turning away free services from people. He said that there are a lot of personalities on the Council, and he encouraged everyone to leave their ego at home. This is not the place for it and they need to be serving the Township and not pursuing whatever agenda is set out before them. He said last year Councilman Signorino nominated him to be on the EDC even though they were opponents in the election and he really appreciated that. He said that it’s very important that they have inclusion in the local government especially from different opinions because without that there is no discussion. He noted that voter participation was only 35% last election, and he said it’s a problem and people should be alarmed. This all comes from that, and he encourages everyone to maintain their independence and put the Township before their party, and embrace the conflicts because it will make you better at governing. He said the tone that the Council has been taking lately has been very adversarial.

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He said they all need to work together for the future generation. He said he doesn't underestimate the challenges that the Governing Body faces. He submitted a citizen leadership form for CASA. He has nine years experience dealing with drug policies and he feels that he will be an asset to the committee. He thanked the Governing Body and said he looks forward to working with them in years to come.

Marilyn Lichtenberg, 37 Hudson Drive – Mentioned an idea for Jungle Habitat; at Browns Point, there is a golf course and a lot of scouts and troops that use it. The Skyline Disc Golf Club recommended that they would be willing to draw up a plan for Jungle Habitat. She announced the Narcan training at the library on March 13th 6:30pm – 8pm; sponsored by the Highlands Family Success Center and Wake Up.

There being no more comments from the public, Councilman McGuinness moved to close the public portion of the meeting.

Moved: McGuinness Seconded: Signorino
Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Agenda No. XI

Council Comments

Councilman Signorino – Mentioned that there is a website for people to share their ideas about Jungle Habitat. <https://www.surveymonkey.com/r/GKVJDHR> He thanked Mr. Chazukow for his comments.

Mayor Bieri – Noted that she received an email with the survey link for Jungle Habitat and she will pass it on. She said it's important for the public to bring forth their ideas and fill out the survey. She mentioned Volunteer Night on April 18th and the two different awards that are presented. Nomination forms are available for pick-up at Town Hall in the Clerk's Office, the West Milford Public Library and Community Center, and the West Milford Recreation Center, and the deadline for nominations is March 23rd.

Councilman Hensley – Said that a resident asked him why they can't name Jungle Habitat the Old Jungle Habitat. Mayor Bieri suggested submitting that idea through the survey. He thanked Marilyn Lichtenberg for bringing forward her incredible idea for the use of Jungle Habitat. It's a step in the right direction.

Administrator Battaglia – Said at the stakeholder meeting, the Jungle Habitat officials said they will be fielding all suggestions through the online survey. She encouraged people regardless of their age to visit the survey and share their ideas.

Mr. Semrau – Explained that in reference to a quorum, there are a number of circumstances when four affirmative votes are needed regardless of the membership, and there are times when the majority of who is present is needed. It's a cautious approach and it's most prudent.

Agenda No. XII

New Business, Introduction Of Ordinances, Resolutions

Agenda No. XII 1

~ Ordinance 2018 – 002 ~

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

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.		<u>Resident Rate</u>	<u>Non-Resident Rate</u>
(1)	Family Membership (Consists of parent(s) and all children, up to and including full-time students living at home)	\$265.00	\$365.00

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(2) Parent/Child Membership (One adult and One Child under the age of 18 living in the same residence)	\$225.00	\$325.00
(3) Individual Membership (Ages 13 to 61)	\$125.00	\$175.00
(4) Senior Individual Member (Age 62+)	\$25.00	\$35.00
(5) Senior Couple Membership	\$40.00	\$60.00
(6) Swim Team	First child \$100.00, Each Additional Child \$90.00	

B. Bubbling Springs Park Guest Membership (per person/per day):

- (1) A person under 2 years of age: No charge
- (2) A person from 2 years to 17 years of age: \$5.00
- (3) A person from 18 to 61 years of age: \$10.00
- (4) Seniors (Ages 62+): \$3.00

C. Day Camp: Children (Kindergarten through Sixth Grade)

(1) Fees:

EARLY BIRD: Through 4/27/18: 10% Off Regular Price when paid in full at time of registration

	<u>Full 8 Weeks</u>	<u>Weekly</u>	<u>Before Care</u>	<u>After Care</u>
REGULAR PRICE (through 6/1/18)	\$1,220.00	\$165.00	\$35.00/week	\$35.00/week
LATE FEE (After 6/1/18)	\$1,420.00	\$190.00	\$40.00/week	\$40.00/week
CAMP HOURS: 9:00 AM–4:00 PM				
BEFORE CARE: 7:00 AM–9:00 AM				
AFTER CARE: 4:00 PM–6:00 PM				

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

Introduced: February 21, 2018

Adopted:

Effective Date:

 Moved: Signorino Seconded: McGuinness
 Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst
 Voted Nay: None
 Motion Carried:

 Administrator Battaglia noted that the second reading and public hearing is March 21st. They were expecting it would be approved earlier because they want to get the registration out for Bubbling Springs. She asked the Governing Body if they would allow having the public hearing and final adoption at the workshop meeting in March rather than the regular meeting. The Governing Body gave consensus.

Agenda No. XII 2

Mayor Bieri asked to move resolutions 2018-057 through 2018-078.

Councilman Wagner asked if resolution 2018-057 could be excluded, and he said he had a question on resolution 2018-064. Mayor Bieri said they could vote on them separately. Administrator Battaglia explained that resolution 2018-064 is an appropriation for the temporary budget. It was previously funded through shared services and it is now contract services, so it has to be reflected differently in the budget.

Administrator Battaglia said the purpose of resolution 2018-057 is to relay to the Morris County Municipal Joint Insurance Fund (JIF) so the Governing Body is aware that the companies have joined. They had resolutions in the past, but this resolution adds the last fire company to come on board. She explained that there is one resolution that reflects all the fire companies. If she was to send a piecemeal they would have to process multiple resolutions. Councilman Wagner confirmed that he is okay with the resolutions but he feels that there were inaccuracies on the way the companies were added.

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~ Resolution 2018 - 057 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ACCEPTING AND RATIFYING THE WEST MILFORD FIRE COMPANIES AND FIRST AID SQUADS PURCHASING THEIR OWN INSURANCE THROUGH THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, firefighter and first aid squad safety is a continuing concern within the American Fire Service and Emergency Squads; and

WHEREAS, the Vozza Agency, Risk Manager has been working with the Upper Greenwood Fire Department to obtain insurance through the Township's Morris County Municipal Joint Insurance Fund; and

WHEREAS, the following organizations have joined previously through Professional Insurance Associates Inc. in 2016:

Apshawa Volunteer Fire Company #1
Community Volunteer Fire Company #2
West Milford Volunteer Fire Company #6

WHEREAS, the following organizations have joined through the Vozza Agency in 2017:

Upper Greenwood Lake Ambulance Squad
West Milford First Aid Squad
Greenwood Forest Volunteer Fire Company #3
Macopin Volunteer Fire Company #4

WHEREAS, the following organization has joined through the Vozza Agency in 2018:

Upper Greenwood Lake Fire Company #5

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey do hereby accept and ratify the fire departments and first aid squads purchasing insurance for their individual departments within the Township.

Adopted: February 21, 2018

Agenda No. XII 3

~ Resolution 2018 - 058 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A CHANGE ORDER TO THE PURCHASE ORDER P.L. CUSTOM BODY & EQUIPMENT CO., INC. FOR ONE (1) 2017 OR NEWER XE06 TYPE I REMOUNT TO A FORD F-SERIES CHASSIS

WHEREAS, by virtue of Resolution 2017-283 adopted on September 6, 2017 approving \$128,382.00 the Township Council did authorize the purchase of one (1) 2017 or newer XE06 Type I Remount to a Ford F-Series Chassis from P.L. Custom Body Equipment Co., Inc.; and

WHEREAS, the West Milford First Aid Squad has advised that additional repairs per list A-1 & B-1 for the re-mounting of Rig 48 are necessary and will not exceed \$6,045.00; and

WHEREAS, the total amount of the purchase order shall not exceed \$134,427.00.

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this change order, said funds to be encumbered from account number 04-215-55-827-004; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that they do hereby authorize a change order to P.L. Custom Body Equipment Co., Inc. in an amount not to exceed \$6,045.00 representing an increase to the original purchase order amount not to exceed \$134,427.00 in accordance with the HGC Contract AM10-16.

Adopted: February 21, 2018

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Agenda No. XII 4

~ Resolution 2018 - 059 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING RESOLUTION 2016-166 AUTHORIZING A REDUCED BUILDING SUBCODE FEE PER CUBIC FOOT OF VOLUME AND MAXIMUM BUILDING HEIGHT FOR TWINS REALTY GROUP LLC WITH REGARD TO NEW COMMERCIAL BUILDING CONSTRUCTION FOR PROPERTY LOCATED AT BURNT MEADOW ROAD

WHEREAS, the Township of West Milford adopted resolution 2016-166 on May 4, 2016 authorizing a reduced building sub code fee per cubic foot of volume and maximum building height for Twins Realty Group LLC with regard to new commercial building construction for property located at Burnt Meadow Road; and

WHEREAS, the resolution stated that:

1. Current Township of West Milford fee ordinance, Section 12-2.1 of the Revised General Ordinances for new construction states that "Use group S1 and S2 for commercial; and use group F1 and F2 shall be charged \$0.036 per cubic foot of volume with a minimum fee of \$250.00".
2. Twins Realty Group LLC received Preliminary and Final Site Plan approval from the Planning Board in 2012 for the construction of several large open volume industrial buildings at an existing pre-cast concrete manufacturing site on Burnt Meadow Road.
3. Twins Realty Group LLC requested a fee reduction on the building sub code fee for this project due to the size of these buildings, which will total approximately 1,313,566 cubic feet.
4. Following discussions between the Township Administrator, the Township Construction Official and Twins Realty Group LLC, it has been determined that the rate for the Building Sub Code Fee can be moderately reduced for the benefit of all parties, while still maintaining operating costs.
5. State of New Jersey Uniform Construction Code Fee for S1, S2, F1 and F2 Use Groups is set at a rate of \$0.021 per cubic foot of volume, and the Township of West Milford Building Subcode Fee is set at a rate of \$0.036 per cubic foot of volume.
6. The Construction Official has recommended that a reduced rate of the Building Subcode Fee to \$0.028 per cubic foot of volume, as well as computing the fee based upon the maximum ceiling height of 20 feet, for Twins Realty Group LLC would be sufficient to maintain all levels of administrative, inspection and operational costs without negatively impacting the Township.
7. The State of New Jersey Department of Community Affairs recognizes that the fees for certain large industrial open volume buildings such as barns, silos, greenhouses, warehouses and other agricultural, recreational, and storage use buildings require less time for plan review and inspections, and will be capping the height at 20 feet for purposes of calculating the volume upon which the fee is based, with a May 2016 tentative adoption date.

NOW THEREFORE, BE IT RESOLVED that the Governing Body of the Township of West Milford does hereby approve the reduction of the Building Subcode Fee for Twins Realty Group LLC to a rate of \$0.028 per cubic foot of volume, with a maximum ceiling height of 20 feet, for the construction of manufacturing buildings on Burnt Meadow Road, Block 6002; Lot 39.01 and Block 3906; Lots 9 & 10 under the Preliminary and Final Site Plan approved by the West Milford Planning Board with Resolution No. 2012-13; and

BE IT FURTHER RESOLVED that John Vitale of Twins Realty Group LLC **will be required to obtain the building permit application from the Office of the Construction Official** for the initial phases of the above referenced project **within 30 days following the adoption of this resolution.**

Adopted: February 21, 2018

Agenda No. XII 5

~ Resolution 2018 - 060 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING RELEASE OF PLANNING DEPARTMENT PERFORMANCE BOND ESCROW MONIES

BE IT RESOLVED, by the Township Council of the Township of West Milford that, based upon the report and request of the Planning Department the following Escrow monies be refunded:

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Name & Address	Block & Lot	Amount Performance Bond	Amount Released	Amount of Escrow	Amount Refunded
Bernard Schwartz Oak Ridge Road Associates, LLC 445 West Main St. Wyckoff, NJ 07481	15901 / 1	\$81,313.80	\$66,313.80	\$15,000.00	\$15,000.00
TOTAL				\$15,000.00	

Adopted: February 21, 2018

Agenda No. XII 6

~ Resolution 2018 – 061 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF (POCKET) INACTIVE PLENARY RETAIL CONSUMPTION LICENSE 1615-33-032-011 FOR THE 2017-2018 LICENSE YEAR PREVIOUSLY APPROVED BY RESOLUTION 2017-209 THEN RESCINDED BY RESOLUTION 2017-329

WHEREAS, the State of New Jersey, Division of Alcohol Beverage Control had determined that liquor license 1615-33-032-011 required a Special Ruling pursuant to N.J.S.A. 33:1-12.39.

WHEREAS, Resolution 2017-209 adopted on June 7, 2017 authorized renewal but Resolution 2017-329 adopted October 18, 2017 rescinded the license approval due to the determination from the Division of Alcoholic Beverage Control that required a Special Ruling; and

WHEREAS, Plenary Retail Consumption License 1615-33-032-011 has received a Special Ruling for the 2017-2018 license term(s) from the Division of Alcoholic Beverage Control on January 24, 2018; and

WHEREAS, the Police Department has recommended that the license be renewed to the current owners as a pocket (inactive) license with conditions.

1. Pocket Licenses must submit a 12 page Place-to-Place Transfer application with detailed sketch of proposed site and a Police Investigation Request to the Township Clerk’s Office and receive inspections of premises and satisfactory recommendations from the following departments: Health, Fire, Building, Zoning and Police Departments prior to siting this license.
2. In addition, all inactive licenses must be inspected by the Fire, Health, Building, Zoning and Police Departments and receive satisfactory recommendations from those departments and submit applicable pages (1, 2, and 11) of the 12 page application to the Township Clerk’s Office with date of activation prior to activation or opening this license.
3. A Health Department Retail Food Establishment license must be acquired prior to opening.

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk is directed to issue and hold the license certificate for the Mayor and Township Council of the Township of West Milford.

NOW THEREFORE, BE IT RESOLVED that the application for renewal of Inactive Plenary Retail Consumption License 1615-33-032-011 for the 2017-2018 license term(s) is thereupon granted by the Verified Petition and Special Consideration of Petition from the Director of the New Jersey Division of A.B.C. being received.

Licensee/License No.	License Year	Conditions
Mersimi & Mahmudi Inc. 1615-33-032-011	2017-2018	Stated above in resolution

Adopted: February 21, 2018

Agenda No. XII 7

~ Resolution 2018 – 062 ~

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:

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Senior Aerobics (Jan/Feb)		
Marianne Goerig	\$15.00	Marianne Goerig 20 Lincoln Blvd. West Milford, NJ 07480
Engineering-Scratch Video Sensing		
Jacob & Lyric	\$320.00	Joel Freire 68 Morsetown Road West Milford, NJ 07480
Children's Artivity Class		
Nicco	\$85.00	Brooke Pezzetta 102 Fayson Lakes Road Kinnelon, NJ 07405

Adopted: February 21, 2018

Agenda No. XII 8

~ Resolution 2018 – 063 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2018

WHEREAS, applications have been made for the new licenses and the renewal of various Licenses for the 2018 license year; and

WHEREAS, reports of recommendation have been received from applicable Township Departments recommending the issuance of said licenses as listed below.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford does hereby approve the issuance of 2018 Licenses as listed below:

License No.	2018 CLOTHING BINS
2018-24	National Badge of Honor Law Enforcement Brotherhood Inc. American Recycling Technologies Inc. Upper Greenwood Lake Volunteer Ambulance Corp.

Adopted: February 21, 2018

Agenda No. XII 9

~ Resolution 2018 - 064 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION PRIOR TO THE ADOPTION OF THE 2018 BUDGET N.J.S.A. 40A:4-20

WHEREAS, an emergent condition has arisen with respect to the Registrar service contract in the 2018 budget; and

WHEREAS, no adequate provisions were made in the 2018 budget for the aforesaid purpose; and

WHEREAS, N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose mentioned above; and

WHEREAS, an appropriation in the amount of \$2,500.00 should be added to the 2018 temporary budget; and

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Township of West Milford in the County of Passaic, State of New Jersey, by not less than two-thirds of all the members therefore affirmatively concurring that in accordance with N.J.S.A. 40A:4-20 the following:

1. The Township Council hereby authorizes the amendment of the 2018 temporary budget with an addition of an emergency temporary appropriation in the amount of \$2,500.00.
2. The Township's 2018 adopted budget shall include this appropriation.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Director of Local Government Services.

Adopted: February 21, 2018

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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~ Resolution 2018 – 065 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE 2018 WEST MILFORD FIREWORKS DISPLAY TO BE HELD AT THE BOARD OF EDUCATION MCCORMACK FIELD

WHEREAS, the West Milford Community Services & Recreation Department wishes to use the McCormack Field property to hold a display of fireworks on Sunday, July 1, 2018 with a rain date of July 2, 2018; and

WHEREAS, the West Milford Board of Education Officials have approved the use of the property known as McCormack Field to hold a fireworks display.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that based upon the West Milford Board of Education's approval of McCormack Field, it does hereby approve the special event by the West Milford Community Services & Recreation and Interstate Fireworks Inc. to conduct a fireworks display on Sunday, July 1, 2018 with a rain date of July 2, 2018.

Adopted: February 21, 2018

Agenda No. XII 11

~ Resolution 2018 – 066 ~

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 INTERSTATE FIREWORKS, INC. FOR THE TOWNSHIP'S FOURTH OF JULY CELEBRATION IN AN AMOUNT NOT TO EXCEED \$15,000.00

WHEREAS, the Township is in need of professional pyrotechnics handler services for the 2018 Fourth of July celebration; and

WHEREAS, Interstate Fireworks, Inc. has vast experience and expertise in providing such services in New Jersey, and to the Township; and

WHEREAS, the Township wishes to retain the services of Interstate Fireworks, Inc. to assist the Township of West Milford in providing a Fourth of July celebration by preparing and displaying a fireworks exhibition; and

WHEREAS, the total amount of the contract shall not exceed \$15,000.00; and

WHEREAS, the Chief Financial Officer has certified that funds are available for these services and shall come from the Fireworks Trust Account 19-295-56-120-202.

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, Interstate Fireworks, Inc. has received the Township's 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 Interstate Fireworks, 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 Mayor and Township Clerk be and are hereby authorized to execute an agreement with Interstate Fireworks, Inc. PO Box 260, Rowland, PA 18457 for professional pyrotechnics fireworks display in an amount not to exceed \$15,000.00.
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.

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3. The total fee authorized for this contract shall not exceed \$15,000.00 without the prior written approval of the Township Council.
4. Notice of this action shall be published in the Township's official newspaper as required by law.

Adopted: February 21, 2018

Agenda No. XII 12

~ Resolution 2018 - 067 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF A GRANT AWARD FOR FISCAL YEAR 2017 FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT FOR SELF CONTAINED BREATHING APPARATUS

WHEREAS, The West Milford Fire Department is required to utilize Self Contained Breathing Apparatus (SCBA), this apparatus is a primary piece of equipment to protect firefighters when entering into Immediate Danger to Life and Health (IDLH) Emergencies or atmospheres; and

WHEREAS, the SCBA apparatus currently being used by the Township Fire Department is over fifteen (15) years of age and in need of replacement; and

WHEREAS, the Federal Emergency Management Agency annually makes available a grant (AFG) to assist fire departments in financing the purchase of SCBA breathing apparatus and other life sustaining equipment: and

WHEREAS, in an attempt to secure AFG money from FEMA it is necessary for the Township Fire Department to make an application to FEMA in the amount of four hundred fifty thousand dollars (\$450,000.00), which AFG, if awarded to the Township Fire Department, will be contingent upon the Township paying 10% of the AFG (\$40,909.00) for the SCBA apparatus; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford does authorize the West Milford Fire Department to prepare and submit an application to FEMA for an AFG grant in the amount of \$450,000.00 for the proposed replacement of the Township Fire Department's SCBA apparatus,

BE IT FURTHER RESOLVED that as required by the grant application, the Township shall accept the AFG, if it is awarded to the Township, and hereby agrees to contribute an amount not to exceed \$40,909.00 toward the purchase of SCBA apparatus or 10% of the AFG amount awarded if the AFG awarded if the AFG awarded is less than \$450,000.00

BE IT FURTHER RESOLVED the Fire Commissioner together with all other officers he may designate are hereby directed to take any and all steps necessary to effectuate the purpose of this resolution.

Adopted: February 21, 2018

Agenda No. XII 13

~ Resolution 2018 - 068 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF #2 ULTRA LOW SULFUR DIESEL FUEL THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL (MCCPC) CONTRACT #12 THROUGH ALLIED OIL, LLC.

WHEREAS, the Township of West Milford is a member of the Morris County Cooperative Pricing Council (State ID # 6-MCCOOP); and

WHEREAS, the Morris County Cooperative Pricing Council has awarded Contract #12, #2 Ultra Low Sulfur Diesel for 2018 to Allied Oil, LLC and said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40a:11 et seq., Local Public Contracts Law; and

WHEREAS, the Township of West Milford anticipates the need for #2 Ultra Low Sulfur Diesel Fuel for the period from March 1, 2018 through December 31, 2018; and

WHEREAS, the Director of Public Works has submitted a written recommendation that the Township of West Milford purchase #2 Ultra Low Sulfur Diesel Fuel through the MCCPC Contract #12 through Allied Oil, LLC in an amount not to exceed \$138,000.00; and

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WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account numbers 01-201-31-460-316; and

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 authorizes the Department of Public Works to expend funds for the purchase of #2 Ultra Low Sulfur Diesel Fuel, for the period from March 1, 2018 through December 31, 2018 in a total not to exceed amount of \$138,000.00 to Allied Oil, LLC through MCCPC Contract #12
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: February 21, 2018

Agenda No. XII 14

~ Resolution 2018 - 069 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF MOTOR GASOLINE THROUGH MORRIS COUNTY COOPERATIVE PRICING COUNCIL (MCCPC) CONTRACT #1 THROUGH ALLIED OIL, LLC

WHEREAS, the Township of West Milford is a member of the Morris County Cooperative Pricing Council (State ID # 6-MCCOOP); and

WHEREAS, the Morris County Cooperative Pricing Council has awarded Contract #1 Motor Gasoline, for 2018 to Allied Oil, LLC and said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40a:11 et seq., Local Public Contracts Law; and

WHEREAS, the Township of West Milford anticipates the need for motor gasoline for the period from March 1, 2018 through December 31, 2018; and

WHEREAS, the Director of Public Works has submitted a written recommendation that the Township of West Milford purchase motor gasoline through the MCCPC Contract #1 through Allied Oil, LLC in an amount not to exceed \$155,000.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account numbers 01-201-31-460-240 (\$95,000.00) and 01-201-31-460-315 (\$60,000.00); and

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 authorizes the Department of Public Works to expend funds for the purchase of motor gasoline, for the period from March 1, 2018 through December 31, 2018 in a total not to exceed amount of \$155,000.00 to Allied Oil, LLC through MCCPC Contract #1.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: February 21, 2018

Agenda No. XII 15

~ Resolution 2018 - 070 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ACCEPTING THE SHARED SALT BUILDING AT THE LYCOSKY DRIVE ROADWAY MAINTENANCE COMPLEX

WHEREAS, as per the agreement dated October 1989, the Township of West Milford and County of Passaic shared successfully in a salt storage building constructed jointly on Township property at the Lycosky Drive Roadway Maintenance Complex; and

WHEREAS, as per agreement dated October 2017, the Township of West Milford and County of Passaic did demolish and replace the shared salt building for a lease term of 99 years; and

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WHEREAS, the total project cost to date is \$906,501.50, to which the County has contributed \$800,000.00 and the Township is obligated to the balance up to the engineer's estimate of \$978,000.00; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for the current balance of \$106,501.50, said funds to be encumbered from account number 04-215-55-826-010; and

WHEREAS, as per the agreement, the Township is further obligated to additional site improvements within the remaining \$71,498.50 capital appropriation.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and the Township Council of the Township of West Milford hereby accept and approve the shared salt building as constructed.

Adopted: February 21, 2018

Agenda No. XII 16

~ Resolution 2018 – 071 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EQUIPMENT AND CHANGEOVER FOR ONE (1) 2017 POLICE INTERCEPTOR UTILITY VEHICLE

WHEREAS, the Township wishes to equip and changeover equipment for one (1) 2017 Police Interceptor Utility vehicles; and

WHEREAS, the Township Chief of Police has provided a recommendation to award this contract through the State Contract #81334 to Murphy Communications & Emergency Lights; and

WHEREAS, the total amount of the contract shall not exceed \$4,800 which is to be paid by insurance reimbursement from account # 01-201-23-210-415.; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from account number 01-201-23-210-415.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey that they do hereby authorize the Chief of Police to engage the services of Murphy Communications & Emergency Lights, 852 Franklin Ave #501 Franklin Lakes, NJ to equip and changeover equipment of one (1) 2017 Police Interceptor Utility vehicle, in an amount not to exceed \$4,800, through State Contract #81334 and to execute a purchase order for same.

Adopted: February 21, 2018

Agenda No. XII 17

~ Resolution 2018 – 072 ~

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

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

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:

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
14-0051	10/14/2014	06711-008	\$2,427.32	TODD JERMAN 10 CUPSAW DRIVVE RINGWOOD, NJ 07456
15-0024	10/13/2015	02507-010	\$49,227.78	US BANK CUST PFS FINANCIAL 1 LLC 50 SOUTH 16 TH STREET SUITE 2050 PHILADELPHIA, PA 19102
15-0043	10/13/2015	04403-010	\$56,817.18	US BANK CUST PFS FINANCIAL 1 LLC 50 SOUTH 16 TH STREET SUITE 2050 PHILADELPHIA, PA 19102
15-0083	10/13/2015	11102-0006.03	\$394,265.10	US BANK CUST BV001 TRST & CRDTRS 50 SOUTH 16 TH STREET SUITE 2050 PHILADELPHIA, PA 19102

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16-0001	10/11/2016	00408-012	\$41,018.76	CHRISTIANA TRUST AS CUSTODIAN GSRAN-Z LLC DEPOSIT ACCO UNT PO BOX 71276 PHILADELPHIA, PA 19176
17-0014	10/10/2017	02402-015	\$48,461.13	FIG CAPITAL INVESTMENTS NJ13 LLC MTAG CST FIG CAP INV NJ13 1000 RIVERSIDE AVE SUITE 400 JACKSONVILLE, FL 32204
17-0031	10/10/2017	06201-006	\$10,464.94	US BANK CUST FOR PC 7 FIRSTRUST BANK 50 SOUTH 16 TH STREET SUITE 2050 PHILADELPHIA, PA 19102
17-0033	10/10/2017	07002-013	\$38,694.68	FIG CAPITAL INVESTMENTS NJ13 LLC MTAG CST FIG CAP INV NJ13 1000 RIVERSIDE AVE SUITE 400 JACKSONVILLE, FL 32204
Grand Total:			\$641,376.89	

Adopted: February 21, 2018

Agenda No. XII 18

~ Resolution 2018 – 073 ~

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: 1. INSUFFICIENT FUNDS

BLOCK/LOT	NAME	AMOUNT	YEAR
1001-37	Fietkiewicz, D/ Yanni	\$2,252.00	2018
5305-3	Carl Glaser	\$6,528.00	2018
14602-2	200 Morgan St. LLC c/o Zampella	\$7,334.00	2017
14602-3	200 Morgan St. LLC c/o Zampella	\$6,882.00	2017
14602-5	200 Morgan St. LLC c/o Zampella	\$3,465.64	2017
3508-6	Escalante Dayana	\$4,576.91	2017
15903-1	William Hamilton	\$1,233.00	2017
7801-57.03	Allen Pitt	\$1,810.00	2018
8704-31	Harold & Anne Farrington	\$3,422.00	2018
14001-11	Ursula Filipe	\$5,836.00	2018
TOTAL		\$43,339.55	

Adopted: February 21, 2018

Agenda No. XII 19

~ Resolution 2018 – 074 ~

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 overpayment as shown below and the Collector of Taxes recommends the refund of such overpayment.

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:

REASON: 1. Incorrect Payment 2. Duplicate Payment 9. Replacement Check

Block/Lot	Name	Amount	Year	Reason
11302-10	Lereta Att: Central Refunds	\$2,160.00	2017	9
5901-32	1123 Park View Drive Covina, CA 91724	\$3,267.00	2018	2

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204-2		\$3,425.00	2018	2
2004-6		\$2,605.00	2018	2
2306-1		\$2,626.00	2018	2
2611-23		\$1,755.00	2018	2
2709-8		\$1,466.00	2018	2
3406-22		\$6,305.00	2018	2
3509-13.03		\$2,375.00	2018	2
5309-		\$1,691.00	2018	2
5311-3.10		\$ 482.00	2018	2
6303-2		\$2,150.00	2018	2
7205-1	CoreLogic	\$1,868.00	2018	2
7801-34.02	Centralized Refunds	\$1,839.00	2018	2
9408-2	PO Box 9202	\$3,021.00	2018	2
9703-10	Coppell, TX 75019-9978	\$2,237.00	2018	2
9801-28.06		\$4,589.00	2018	2
10401-6		\$5,530.00	2018	2
11901-6		\$2,662.00	2018	2
12802-10		\$3,482.00	2018	2
12901-30		\$3,764.00	2018	2
12901-43		\$4,011.00	2018	2
14108-1.01		\$2,601.00	2018	2
14901-1		\$2,727.00	2018	2
16808-5		\$3,066.00	2018	2
6204-13	Wells Fargo R.E. Tax Service LLC	\$2,228.00	2018	2
2601-3	Att: Financial Support Unit	\$3,387.00	2018	2
9409-3	Mac X2301-02C	\$3,488.00	2018	2
	1 Home Campus			
	Des Moines, IA 50328-0001			
7507-1	Brian Long	\$30.89	2018	1
	35 Compass Avenue			
	West Milford, NJ 07480			
15401-1	George & Michele Richnavsky	\$3,068.00	2018	2
	44 Dongan Lane			
	Newfoundland, NJ 07435			
	TOTAL	\$83,905.89		

Adopted: February 21, 2018

Agenda No. XII 20

~ Resolution 2018 - 075 ~

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

BE IT RESOLVED, by the Township Council of the Township of West Milford that, based upon the report and request of the Planning Department the following Escrow monies be refunded:

Name & Address	Application No.	Amount of Escrow	Amount of Refund
Oak Ridge Road Associates c/o Bernard A. Schwartz 445 West Main Street Wyckoff, NJ 07481	16-288-56-701-186 0820-0322	\$500.00	\$500.00
	16-228-56-703-021 PB-11-11-04	\$17,129.19	\$7,599.07
Total			\$8,099.07

Adopted: February 21, 2018

Agenda No. XII 21

~ Resolution 2018 - 076 ~

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

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

WHEREAS, an overpayment was paid out to the below vendor on Resolution 2017-395, adopted December 20, 2017; and

WHEREAS, the Collector of Taxes recommends the cancellation of taxes due and reissue to the correct vendor.

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

REASON: 1. WRONG PAYEE

Table with 4 columns: Block & Lot, Name and Address, Amount, Year. Row 1: 11302-10, Wells Fargo R.E. Tax Service, LLC, \$2,160.00, 2017. Row 2: Total, \$2,160.00.

Adopted: February 21, 2018

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~ Resolution 2018 - 078 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO ASSOCIATED APPRAISAL GROUP TO PROVIDE APPRAISAL SERVICES TO THE TOWNSHIP OF WEST MILFORD FOR BRAEMAR AT WEST MILFORD LLC, BLOCK 10001 LOTS 14, 19, 20 & 23 PROPERTIES

WHEREAS, the Township of West Milford wishes to retain professional real estate appraisal services to assist the Township of West Milford in determining the value of the subject property Block 10001, Lots 14, 19, 20 & 23, Braemar at West Milford LLC properties; and

WHEREAS, Associated Appraisal Group has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that it 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 Appraisal Consultants Corp. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from account number 01-201-20-150-450.

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 Associated Appraisal Group, 6 Commerce Drive, Suite 303, Cranford, NJ 07016 for professional services to assist the Township with real estate appraisal in an amount not to exceed \$3,500.00.
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 for a period of twelve (12) months or completion of the project, whichever is sooner.
4. The total fee authorized for this contract shall not exceed \$3,500.00 without the prior written approval of the Township Council.
5. 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: February 21, 2018

Moved: McGuinness Seconded: Signorino
Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst
Voted Nay: None
Motion Carried:

Agenda No. XIII

Consent Agenda

None

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: February 21, 2018
Time of Meeting: 6:30 pm
Minute Page No: Page 20 of 21

He said they had an informed discussion with Mr. Steines and Mr. Hansen. He mentioned that there have been discussions with Mr. Zarrillo regarding the possibility of user fees on Greenwood Lake as a last resort if they could not get funding. He said there is a draft bill that will dedicate \$500,000 annually to Greenwood Lake from vessel registrations. He said hopefully when the bill is presented that the Governing Body unanimously supports it.

Councilman McGuinness – Said he would like to look into the cablevision contract for the seniors. The elderly can't afford the prices, and he would like to review other options to lower the prices. Mayor Bieri said she tried calling Verizon and other cable companies and they told her there are not enough customers for the service to be cost effective. Mr. Semrau noted that the regulations are set by the Board of Public Utilities (BPU) and they are statewide. Councilman McGuinness provided an update on girls softball. He praised Mr. Stan Frey, former Upper Greenwood Lake Chief, for helping an elderly couple escape a fire. He asked if the flags could be flown at half-staff for the Florida victims. He asked if there could be a live feed for the Governing Body meetings. Administrator Battaglia said that she would ask the TV Commission to send an update and explanation on the live feed.

Councilman Signorino – Explained that parents should not condone violent games or activity; the graphics appear very realistic, and the consequences and the outcome could affect everyone. He said there is a lot of important history in West Milford and he provided an update on the Heritage Committee and the Museum. He said a local author, Dan Gunderman, will make an appearance at the Museum on March 10th for a Book Signing Event for the historic novel Synod; the inclement weather date is March 24th. Visitors are encouraged to bring a copy of the book for signing.

Councilwoman Gerst – Thanked everyone for attending the meeting. She noted that the High School Musical Senior Night tickets are not available this year at the Community Services and Recreation Center. The Highlands Family Success Center will be selling the tickets to the seniors.

Councilwoman Pegel – Commended the DPW and said they did a magnificent job on the roads during the recent snow storm.

Councilman Hensley – Spoke about how mental illness plays a role in the mass shootings, and mental illness is often left out of the discussions on mass shootings. He said the discussions should be on caring and treating mental illness and the pros and cons of the drugs that are prescribed to people for mental illness.

Mayor Bieri – Announced that the library is now showing movies on Saturdays and Mondays; there is a listing of the movies on the library website. She mentioned that it's important for people to fill out the survey for Jungle Habitat. She spoke about the stakeholder meeting for West Milford United; the group is trying to pull all the resources together to better serve and guide the community in times of need and troubles. She noted that the sale of the MUA is moving forward. She attended a roundtable meeting with the Governor and Passaic County Mayors; it was the first time in her 10 years of Mayor that a Governor invited them to be heard to share their specific needs for their communities and priority issues that they want addressed. The issues she brought forth were reinstating the 2% cap, the Highlands Act and the restrictions on West Milford, how the Township has lost revenue, the tax appeal issue, and the drug epidemic. One Mayor suggested that the DEP needs to be more efficient and responsive and there is a lack of coordination in their departments. She feels it was a productive meeting and her voice was heard, and the Governor plans on holding more roundtable meetings.

Councilman Wagner – Asked if there was ever a discussion about eliminating the Governing Body's packets and using laptops. Administrator Battaglia explained that they have looked into laptops in the past; a paperless agenda linked to the action items and minutes. The Governing Body in the past was not in favor of it, but utilizing the cloud would be a cost free alternative to the packets.

Administrator Battaglia – Thanked the Governing Body for returning their requests for budget meeting availability. She explained that Mr. Casey will be reviewing the annual financial statement and a preliminary discussion of the 2018 operating budget at the next budget meeting. She thanked the Governing Body for reviewing the submissions for the tee-shirt contest. She had communications with Assemblywoman DeCrocce's office regarding the Route 23 S-turns. The information that the Governing Body provided was sent to the DOT, and they are waiting for a response from the DOT.

Mr. Semrau – Spoke about the lawsuit between Mr. Mid-American Salt Company and the Township. He was asked to represent West Milford and three other Townships to keep the costs down. Mid-American made offers to municipalities to settle the matter, and he noted that a number of municipalities settled. The Federal District Court issued a decision granting their dismissal of the case, so the case is concluded unless there is an appeal. There is no further obligation or liability for the Township.

