

The Regular Meeting of the West Milford Township Council was called to order by Mayor Joseph A. DiDonato.

Mayor DiDonato advised that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this regular meeting was advertised in the Aim Community News in its issues of December 14, 2003 and December 21, 2003; copies were provided to the Record, North Jersey Herald & News, Greenwood Lake News and Suburban Trends and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

**Pledge of Allegiance**

**Invocation**

Reverend Fiore, Christian Life Center

**Roll Call**

Present: Township Councilmen Paul Bailey, Joseph Elcavage, William Gervens, Dennis Kirwan, Patricia Lotz-Moore, Carmelo Scangarello, and Mayor Joseph DiDonato.

Absent:None.

Also Present: Township Attorney William DeMarco and Assistant Municipal Clerk Denise M. Loeffel.

**Bids & Awards**

None.

**Reading of or Approval of Unapproved Minutes**

None.

**Proclamations**

None.

**Presentations**

None.

**Unfinished Business, Final Passage of Ordinances**

Mayor DiDonato read the following Resolution Authorizing the Assignment of Tax Sale Certificate at Private Sale, by title, for adoption.

**RESOLUTION AUTHORIZING THE ASSIGNMENT OF TAX SALE  
CERTIFICATE  
AT PRIVATE SALE**



Tax Sale Certificates shown on the attached foreclosure list now held by the Township of West Milford be foreclosed by summary proceeding In Rem, as described by New Jersey Statutes R.S. 54:5-104.29 to R.S. 54:5-104.71, as amended and pursuant to the Rules of Civil Practice of the Superior Court of New Jersey.









| BLOCK & LOT         | NAME                | AMOUNT                   | YEAR     | REASON |
|---------------------|---------------------|--------------------------|----------|--------|
| 4601-7 QFARM        | State of New Jersey | \$ 326.00                | 2004 1 ½ | 1      |
| 6002-2              | V. Lanza & W. Nunno | \$2,896.00               | 2004 1 ½ | 2      |
| <b><u>TOTAL</u></b> |                     | <b><u>\$3,222.00</u></b> |          |        |

Adopted: March 3, 2004

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 Agenda No. **G1 c**  
 RESOLUTION NO. 2004 -

**RESOLUTION AUTHORIZING REFUND OF RECREATIONAL FEES**

**RESOLVED**, that the following Recreational fees upon the report of the Recreation Director be refunded:

| <u>Name &amp; Address</u>                             | <u>Reason</u>                              | <u>Amount Refunded</u> |
|-------------------------------------------------------|--------------------------------------------|------------------------|
| Robert Kochka<br>PO Box 771<br>West Milford, NJ 07480 | Withdrawal from<br>Adult Water Color Class | \$ 45.00               |

Adopted: March 3, 2004

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 Agenda No. **G1 d**  
 RESOLUTION NO. 2004 -

**RESOLUTION AUTHORIZING REFUND OF OTHER LIENS**

Pursuant to the facts as stated therein, I respectfully request the adoption of the following resolution:

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

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

| For the<br>Received From            | Redemption of<br>Date<br>Lien Cert. # | Pay to the<br>of SaleBlock/Lot<br>AmountLienholder                                      |
|-------------------------------------|---------------------------------------|---|
| Sumo Enterprises<br>J & J Rodrigues | 01-053<br>4-23-01                     | 3401-001 \$ 587.59<br>CLF Investment LLC<br>PO Box 8239<br>Paramus, New Jersey<br>07053 |

Sumo Enterprises 02-030 4-08-02 3401-001 \$2,866.08 DCAGC Management Corp.  
J & J Rodrigues 71 Catskill Court  
Belle Meade, New Jersey  
08502

Sumo Enterprises 03-034 4-07-03 3401-001 \$3,336.20 DCAGC Management Corp.  
J & J Rodrigues 71 Catskill Court  
Belle Meade, New Jersey  
08502

Sumo Enterprises 02-0344-08-023503-015\$ 881.59 Robert Del Vecchio  
J & J Rodrigues Pension Trust  
P.O. Box 196  
Hawthorne, New Jersey  
07507

Sumo Enterprises02-0354-08-02 3503-18.01 \$ 757.82 Robert Del Vecchio  
J & J Rodrigues Pension Trust  
P.O. Box 196  
Hawthorne, New Jersey  
07507

For the  
Received Redemption of Date Pay to the  
From Lien Cert. # of Sale Block/Lot Amount Lienholder

Sumo Enterprises02-0364-08-02 3503-18.02 \$1,816.63 Robert Del Vecchio  
J & J Rodrigues Pension Trust  
P.O. Box 196  
Hawthorne, New Jersey  
07507

Sumo Enterprises02-0374-08-02 3503-019 \$ 502.82 Robert Del Vecchio  
J & J Rodrigues Pension Trust  
P.O. Box 196  
Hawthorne, New Jersey  
07507

John Gilligan 03-0564-07-03 7801-52.02 \$ 968.24 DCAGC Management Corp.  
71 Catskill Court  
Belle Meade, New Jersey  
08502

**TOTAL \$11,716.97**

Adopted: March 3, 2004

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Agenda No. **G1 e**  
RESOLUTION NO. 2004 -

**RESOLUTION AUTHORIZING REFUND OF OVERPAYMENTS**

**WHEREAS**, there appears on the tax records overpayments as shown below;  
and

**WHEREAS**, the overpayments were created by reasons stated below and the  
Collector of Taxes recommends the refund of such overpayments; and

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

REASONS: 1. Incorrect Payment                      4. Homestead Rebate  
          2. Duplicate Payment                      5. Tax Appeal  
          3. Senior Citizen/Veteran Deduction

| <b>Block/Lot</b> | <b>Name</b>                                                                                                                          | <b>Amount</b> | <b>Year</b> | <b>Reason</b> |
|------------------|--------------------------------------------------------------------------------------------------------------------------------------|---------------|-------------|---------------|
| 1005-17          | Robert & Tracey Marcoux<br>25 Alpine Court<br>Hewitt, NJ 07421                                                                       | \$1,689.00    | 2004        | 2             |
| 1913-6           | Timothy N. Tuttle, Esq.<br>1295 Teaneck Road<br>Teaneck, NJ 07666                                                                    | 949.00        | 2004        | 2             |
| 2403-4           | Teschon, Riccobene & Siss, PA<br>327 Godwin Avenue<br>Midland Park, NJ 07432                                                         | 1,044.00      | 2004        | 2             |
| 2611-8           | Robert E. Rothman, Esq.<br>409 Grand Avenue<br>Englewood, NJ 07631                                                                   | 1,099.67      | 2004        | 1             |
| 2611-37          | Robert J. Riegler, Esq.<br>2024 Macopin Road<br>West Milford, NJ 07480                                                               | 810.00        | 2004        | 2             |
| 3103-16          | James Seymour<br>20 Kushaqua Trail South<br>Hewitt, NJ 07421                                                                         | 1,034.00      | 2004        | 2             |
| 6715-10          | Crown Bank, FSB<br>105 Live Oakes Gardens<br>Casselberry, FL 32707                                                                   | 1,051.00      | 2004        | 1             |
| <b>Block/Lot</b> | <b>Name</b>                                                                                                                          | <b>Amount</b> | <b>Year</b> | <b>Reason</b> |
| 10602-16         | Celentano, Stadtmauer<br>& Walentowicz, LLP<br>Notch View Office Park<br>1035 Route 46 East<br>PO Box 2594<br>Clifton, NJ 07015-2594 | 821.00        | 2004        | 2             |
| 16604-6          | Donald & Donna Scioscia<br>24 Lindsay Road                                                                                           | 1,280.00      | 2004        | 2             |

Oak Ridge, NJ 07438

16605-20 Natale & Ethel Siciliano 1,265.00 2004 2  
39 Jefferson Street  
Oak Ridge, NJ 07438

**TOTAL \$ 11,042.67**

Adopted: March 3, 2004

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Agenda No. **G1 f**  
RESOLUTION NO. 2004 -

**RESOLUTION AUTHORIZING REFUND OF MEETING ROOM USE FEE**

**RESOLVED**, that upon the report and request of the Township Administrator the following fee be refunded:

| <u>Name &amp; Address</u>                                      | <u>Receipt No.</u> | <u>Amount Refunded</u> |
|--|--------------------|------------------------|
| Martin O'Shea<br>22 Greenbrook Drive<br>West Milford, NJ 07480 | 38274              | \$ 142.73              |

Adopted: March 3, 2004

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**Approval of Expenditures**

Agenda No. **H 1**  
RESOLUTION NO. 2004 -

**RESOLUTION APPROVING THE PAYMENT OF BILLS**

**WHEREAS**, the Township Treasurer has submitted to the members of the Mayor and 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. ID #

|    |                                 |               |
|----|---------------------------------|---------------|
| 01 | Current Account .....           | \$ 130,604.92 |
| 02 | Reserve .....                   | \$ 31,573.43  |
| 03 | Dog Tax .....                   | \$ 0.00       |
| 04 | Recycling .....                 | \$ 0.00       |
| 05 | Recreation .....                | \$ 0.00       |
| 06 | Capital .....                   | \$ 17,668.03  |
| 07 | Grants .....                    | \$ 925.00     |
| 08 | Refuse .....                    | \$ 7,552.90   |
| 09 | Refunds.....                    | \$ 22,804.64  |
| 10 | Neighborhood Preservation ..... | \$ 0.00       |



required some 20 hour days. My full-time job provides partial flexibility of my schedule but not full schedule flexibility.

The primary role of the mayor is executive. That means almost daily communications with the Administrator's office, department heads and legislators outside of town. This is the primary function of the Mayor and I, like every other mayor, must make a certain amount of time during the day to address these duties that sometimes requires moving time from my full-time job into the evenings. The Council meetings primarily focus on the legislative function of the government. Under our form of government the council is the legislative body. In fact, the mayor does not vote upon meeting resolutions and ordinances except if the council is split. As between allocating time between the executive function and legislative function, it is the mayor's obligation to concentrate on executive duties. Under the new form of government, the council is composed of six people. This means that for the legislative function, the people of West Milford are well represented by a greater number of elected officials than in the past.

As mayor, I work closely with the administrator in preparing the meeting agendas. I know every item that will appear on the agenda, and I read every resolution and proposed ordinance. The council is completely capable and, in fact, obligated to exercise the legislative function at the meetings. Appearing at council meetings, particularly the televised ones, may give the mayor visibility but it is not the place where the mayor performs his primary function. My focus as mayor is and must be on the mayor's duties and that is where I am required to allocate my time.

Councilman Paul Bailey reported on the Highlands Task Force meeting noting an emphasis on compensation for preservation of land. Councilman Bailey also reported on the Tourism Revitalization Committee meeting and a meeting with the Parks and Recreation Committee at Brown's Point regarding cleanup of the area.

Councilman Joseph Elcavage reported on two Planning Board Ordinances which will be before the Council for consideration in the next few weeks. Councilman Elcavage also reported on the Township Website.

Councilman William Gervens reported concerns about the Township Budget. Councilman Gervens remarked on the work which good township employees do, and urged them to continue.

Councilman Kirwan reported on the Greenwood Lake Commission; and noted that the Township has received a grant of \$152,330 for Greenwood Lake and a grant of \$144,872 for Postbrook.

Councilwoman Lotz-Moore reported on a notice she received from the Fire Chief's Association regarding costly and unsatisfactory repairs made on fire apparatus by outside vendors, and asking that the Township consider having repairs to emergency apparatus done at the Township garage.

Mayor DiDonato asked that the Administrator's office ask for a Department Head report on the feasibility of having repairs to emergency vehicles done at the Township garage.





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MAYOR JOSEPH DIDONATO  
PRESIDING OFFICER

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DENISE M. LOEFFEL  
ASSISTANT MUNICIPAL CLERK