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

Minutes of: Governing Body Workshop Meeting  
Date of Meeting: March 5, 2014  
Time of Meeting: 6:30 pm  
Minute Page No: Page 1 of 24

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The Workshop 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 Workshop meeting was advertised in the Herald News in its issue of December 29, 2013 and January 5, 2014; 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, Mike Hensley, Vivienne Erk, Michele Dale, Luciano Signorino (arrived at 6:46 p.m.), Mayor Bettina Bieri.  
Absent: CarlLa Horton.  
Also Present: Interim Township Administrator Robert Casey, Township Clerk Antoinette Battaglia, Township Attorney Frederick Semrau.

Agenda No. II

**Reading of or Approval of Minutes**

Councilwoman Erik moved to adopt the February 5, 2014 Workshop Meeting Minutes as presented:

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

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Agenda No. III

**Meetings**

Mayor Bieri noted the future meeting schedule:

March 19, 2014 Regular Meeting  
April 2, 2014 Workshop Meeting  
April 23, Regular Meeting (Volunteer Night)

Agenda No. IV

**Public Hearing**

Passaic County Open Space Grant Application - Weaver Road Property Acquisition - Linda Glosinski of the New Jersey Land Conservancy addressed the Council regarding the Passaic County grant application that is due to the county on March 14. The property being submitted is known as the Highlands Trail Connector Road located on Weaver Road close to the intersection of Macopin Road. It consists of two lots that being lot 16 and lot 19 and approximately 100 acres in size. Ms. Glosinski referenced a map as a visual, locating a green area reserved as state property that is adjacent to the property. The property will provide passive recreation and a buffer to state owned land. It will also provide public access to the property. Ms. Glosinski further stated that developments on the trails will provide connections to the Highlands trail as well. The property would provide a loop hiking option that does not currently exist. The property is mostly forest with small areas of wetlands and rock formations on the property. The property has 2 in-holdings located in the center. Ms. Glosinski reviewed the proximity of waterways in the Township. She mentioned that the property has records of threatened and endangered species of various animals that she listed. There are also records of sightings of species of concern. The owner is willing to sell the property for preservation. She reviewed the funding request and the various grant requests that will be submitted to acquire this property. There will be a request for approximately \$15,000 from the local Open Space Fund.

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Mayor Bieri opened the meeting to the public advising that this is a public hearing to obtain citizen input concerning this grant application at this time.

Christopher Pumm, 105 Weaver Road, West Milford – Stated this property is behind his property. He is concerned about the public access provision that may impact his property.

Ms. Glosinski stated there is no plan to install a parking lot. There is a natural indentation on the property line that would allow parking. This indentation would allow cars to pull safely off Weaver Road to connect to the Highlands Trail.

Marilyn Lichtenberg, 37 Hudson Drive, West Milford – Wanted to know what the two middle pieces are.

Ms. Glosinski stated these 2 pieces are the in-holdings. They will be more clearly delineated in the appraisal but are not part of the application.

Donald Weise, 81 Pinecliff Drive, West Milford – Said he is on the Open Space Subcommittee. He addressed the Council regarding this property in the past. Mr. Weise continued saying that parks in the southern section of town are small and isolated. However this acquisition would allow for a loop option allowing for greater access and parking for greater usage of all the passive recreation properties in that area. Mr. Weise further stated that the property has some wood roads. The property is helpful to the Apshawa preserve and allows greater access to the preserve. Mr. Weise mentioned this acquisition has environmental, historical and recreational value.

Donna Debrango 114 Weaver Road West Milord – Asked if motorized vehicles will be allowed on this property. Ms. Debrango then stated that she would like this to be restricted.

Ms. Glosinski stated it is not a Green Acres requirement but could be allowed by the Township.

There being no more comments from the public, motion to close public portion.

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Moved: Erik Seconded: Erk  
Voted Aye: Unanimous voice vote.  
Voted Nay: None.  
Motion carried.

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Mayor Bieri asked Council if there are any more comments on this application. Being no further comments Mayor Bieri thanked Ms. Glosinski for her presentation and efforts for applying for the grant.

Agenda No. V

**Executive Session**

~ Resolution No. 2014- 091 ~

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 5<sup>th</sup> day of March, 2014 that:

1. Prior to the conclusion of this **Workshop 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):
  - ( ) b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
  - ( ) b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
  - ( ) b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
  - ( ) b. (4) A collective bargaining agreement including negotiations.
  - (X) b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
    - Potential property acquisition - Lycosky Drive
  - ( ) b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.

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- (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
  - Contracts – DPW Director
  - Attorney-client privilege – Wallisch Estates
  - Contract – Hillcrest Lease
- ( ) b. (8) Personnel matters.
- ( ) b. (9) Deliberations after a public hearing that may result in penalties.

- 2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted: March 5, 2014

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Moved: Erik Seconded: Erk  
Voted Aye: All in favor.  
Voted Nay: None.  
Motion carried.

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The Governing Body went into executive session at 6:50 p.m. and returned to the public meeting at 8:19 p.m. with all present as before.

Agenda No. VI

**Presentations**

2014 Recreation Budget, Analysis of Recreation Programs – Robert Casey Interim Administrator and Monica Goscicki, Chief Financial Officer addressed the Council. Ms. Goscicki reviewed spreadsheets to address concerns raised by the Council at the last meeting. She said this shows the profit & losses for each program. Mr. Casey said that the question for the Governing Body is how much subsidy the Council will give to each program. He reviewed some of the costs for some of the programs and the “subsidy” currently being funded. He said interesting numbers are in column “c” pertaining to outside instructor programs. The bottom line in that line is that theoretically there is an \$87,000 subsidy funded by the taxpayers to continue these programs. This is relevant to the prior discussion and what direction the recreation programs should have. Councilwoman Dale thanked Ms. Goscicki for the details she provided saying this is the type of information Council needs. She said she would like to see the Director of CS&R make recommendations about the programs. We must look at these programs, see what is working & what is not, and analyze each to ensure that taxpayers are not subsidizing the programs. She would like to see recommendations from the department about these programs especially those that are losing money. There should be an action plan to close the gap on an approximate \$1 million loss to the Township. Councilman Signorino noted that the Director is in the room and asked Ms. Mulhern if she had recommendations. Ms. Mulhern said she & her staff are working on recommendations and program reviews. Councilwoman Dale said she expects detailed analysis. Mr. Casey said that Ms. Mulhern will be prepared for in-depth discussions at the next budget meeting. Councilman Hensley thanked Ms. Goscicki for her work on this budget. This is what the Council needs to make informed decisions. The next step is to have the department develop a game plan to stop the bleeding and make recommendations to the Council. Councilman Signorino asked about administrative costs. Ms. Goscicki provided details about those costs. Councilwoman Dale asked if some of those costs should be spread across the other areas and Mr. Casey agreed adding that staff must determine how to properly reflect those costs in each area. Councilwoman Dale said this is not about cutting; it is about offering the right programs and having a better outcome. There must be a plan of action. Mayor Bieri said that the only salaries allocated to Bubbling Springs are seasonal but that is not accurate. Councilman Signorino asked how the percentages were arrived at and Ms. Goscicki said she spoke to the Director and her assistant to come to those percentages. Councilman Signorino said that there should be an asterisk to indicate what is an actual number or a guess. Mr. Casey said the staff members have been asked to inventory their time. It may not be completely accurate but these numbers were not created in a vacuum. Councilman Signorino said that going forward it should be tracked and Councilwoman Dale agreed adding that someone should monitor if those assignments are a positive expenditure of time. Mr. Casey said this is a work in progress. Mayor Bieri said the Hillcrest line item does not include all the expenses, it is only the CS&R budget, not the utilities or rent. Councilwoman Dale asked Ms. Goscicki to add those items to the expense sheet.

Mr. Casey said that ending on a positive note, Ms. Goscicki has advised that West Milford received State aid numbers on Friday and aid remains stable. The total is \$3,161,017.

Agenda No. VII

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

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**Public Comments**

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

Jim Bordino said he is a senior citizen paying taxes. He has concerns about the cost of library and asked if the septic is being funded through taxes. He questioned how construction contracts will be handled and he provided calculations for estimated square footage. He asked who signed off on the payment for the septic installation. He asked if Councilman Hensley is allowed to attend executive sessions of the library board and he asked, as liaison to the board, if Councilman Hensley can sit in committee meetings. He asked if a report has ever been filed about the progress of the proposed building saying there is no history of minutes on the library website.

David Ofshinsky, 47 Morris Avenue, West Milford asked if there could be any updates about Wallisch. He thanked Council for the recent subcommittee meeting with the MUA and said the MUA members are hoping there will be a collaborative effort to deal with issues going forward. He asked if the Township ever considered paying a mileage rate instead of having vehicles. He asked what the town is going to do about the library saying that bond rates are favorable now but will increase before long. He urged Council to take advantage of the rates now before they increase. This is an opportunity to build something this town could be proud of. Our seniors & disabled are being treated like second-class citizens in Hillcrest.

Marilyn Lichtenberg, 37 Hudson Drive, West Milford said that she sat on Council at one time. In 2010 she approved an ordinance to allow a public access channel in town. She would like to see this move along. The seniors every month keep asking about the library. They would like to see this advance. Please remember to put clocks forward this weekend.

Bob Pawlo, Ridge Road, West Milford said it is interesting that there is a lot of fear mongering about the library project. In about 1974, the voters had a question about an Olympic sized pool at the high school. There was fear mongering then. It would have cost about \$800,000 then. Those who engaged in fear mongering won back then. Everyone could have used that pool for these decades. Now in 2014 it is the library. Ringwood, he said, built a library and Wantage has a new, busy library. The West Milford library is overcrowded and a new facility is needed. The new library will solve all issues with town hall and the historic Finn property is a perfect location. It can be used by all ages and sectors of the community. This project will benefit everyone in this town and this region. He recalled how libraries helped people during WWII. Build the third story, he said, and make West Milford proud.

Daniel Jurkovic, Seymour Drive, West Milford said he is a little more pragmatic about library. He was on Council with former members Smolinski, Ramaglia & Lichtenberg and voted to purchase the Finn property for the library. It was hoped it would be built and paid for. There is no question the library will be built. The only question is will this Council approve the 3<sup>rd</sup> floor for Township purposes. He was on the defunct facilities assessment committee. We need more space for storage, for employees and we desperately need improved space for our citizens and organizations. That issued was addressed when the Hillcrest lease was negotiated but now the BOE is in substantial breach of that agreement. He would favor bailing out of that deal, getting the annual lease money back and get the \$500,000 back. They gave a list of projects that should be done but that have never have been done. There is still the redevelopment money and the annual Hillcrest rent that would be saved. There is a \$2 million estimate for that floor. FAC scoured the Township for suitable properties and could not find any because the Highlands Act is an impediment. Johner would cost \$1.8 million for renovations only for office space. That would not meet the needs and costs almost the amount the new library floor would cost. He said the Township could sell Johner for about \$1 million. With all those resources that floor practically pays for itself. Let people have access to this resource. People would have access to great resources with the new library facility.

Doris Aaronson, 19 Bearfort Road, West Milford said she supports everything said by Dan Jurkovic. She complimented Mr. Casey for his comments on the finances of the municipality. He calculated that in 15 years we would have a new library that we would own instead of paying useless rent for Hillcrest. Hillcrest is a disaster, she said. She said ATVs are a problem on many properties in town. The Pequannock River Coalition has experienced many problems from ATVs. Police are busy but she would like to see them monitor the worst ATV problems on trails. She would like people ticketed, fined & publicized as a deterrent. ATVs negatively affect many endangered species. She reminded everyone that CASA and the BOH has a questionnaire about the impact of drugs and she urged people to complete & submit that questionnaire.

Gary Steele, North Glenwood Road, West Milford said that the DPW is taking a hit with snow removal. He called to have a catch basin cleaned. They came out the next day & cleared it. He commended them. Many mailboxes are down. As much as we complain about pushing snow back, we should be aware of that. He thought Mr. Jurkovic's comments on the library were excellent. At some point the governing body must move forward. You cannot be continually coming up to speed. Every year there is a new Council.

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Lets move forward. He would love to see West Milford have a public access channel. It was approved in 2009; it is now 2014. He provided documents to Councilmembers Hensley & Signorino including a report from the former cable TV committee. Councilman Hensley contacted him but Councilman Signorino did not. He would like to see the subcommittee meetings be public meetings. He explained the process for getting a public access channel up & running. There are two steps, get a fiber drop and then choose how it is to be done. He said there is already a website ([www.westmilfordtv.com](http://www.westmilfordtv.com)) where meetings stream online for free. We do not need studio space in this town. He can load video on his website using a \$100 camera.

Edwin Gonzales, Bearfort Road, West Milford said he is a citizen of this town and he would like to become involved in this town. He is not interested in politics. But he is interested in the town and being informed. The cable TV committee meetings should be held in public. Citizens have the right to be involved in this process.

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

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Moved: Erik Seconded: Erk  
Voted Aye: Unanimous voice vote.  
Voted Nay: None.  
Motion carried.

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Agenda No. VIII

**Council Comments**

Councilman Signorino said the library has been ongoing long before he got here. There was stalling in the past but there is real progress now. He is looking forward to the joint meeting with the library board. He has had concerns about costs for the third floor and concerns that cost is inflated to cover costs for the other two floors. He would like to suggest that the Council approve getting real numbers. He does not believe it could cost over \$2 million without fit outs. He would not have an issue if it cost less. He commends past Councils for being diligent and not proceeding. There are other opportunities now available that may make this all better than before. He looks forward to working with the library board. He would like to get real costs by putting out bids. This is a process, albeit slow. He is happy with the diligent approach that has been taken.

Councilman Hensley said that Council is always told to just do something and being told to give permission before knowing costs. We must first know costs. The Council, he said, does not have answers to questions. The question remains, how much will it cost? Discussion ensued about going out to bid. Councilwoman Dale said first step is to meet with the library board and then define the next steps and related costs. That is what was agreed to. Mayor Bieri asked if we can schedule a meeting for the end of March. Councilman Signorino said if the building is to be above ground the Township should take the second floor. That would eliminate the need to deal with the lower floor with utility rooms or the top floor without a roof. Mayor Bieri suggested that Council have a discussion prior to any joint meeting to decide what they want. It would be a public meeting to determine how costs would be shared and how to deal with future costs. She respects due diligence but the Council is handling this project different than any other project. She gave examples. Discussion ensued about the floors. Mayor Bieri said there are many cost sharing considerations. Council should consider in due diligence the costs that other buildings cost the municipality. Council must determine, before spending money on bids & architects, what they want to do. She reiterated that there will not be a final cost until the project goes out to bid. She said it is not logical to spend money on bid specifications and plans if the Council does not plan to proceed.

Mayor Bieri said that the library funding is based on a formula dictated by the state. The septic system was funded with those funds. Signoff procedures were all according to the legal parameters and standards used for the expenditure of all public funds.

Mr. Semrau said Councilman Hensley asked if he could participate in library board executive sessions and, at the time Mr. Semrau advised him, that he could not. Mr. Semrau suggested that the Council will stumble if there is no plan for the joint meeting. The Council has expended funds already on due diligence for this concept and the library has an architect. Perhaps the Township's architect could speak to Council to address questions. We could prepare a proposal to send to the library and use that as the basis for the meeting. Mayor Bieri agreed saying that the library is doing the same thing. She said that Councilmembers Dale said Signorino raised some good points that warrant discussion before the joint meeting. It is time to evaluate where we are now. We may be in a better position today. There are other things happening with various facilities that present a different outlook. Let's proceed with a clean slate and advance for the best interests of the Township, she said. Mr. Casey said he will schedule the architect for 3/19 meeting for a presentation in advance of the joint meeting.

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Councilman Signorino said that four-wheelers have always been an issue. He would like to see them have a place to go. Any property may experience problems with ATVs. Cablevision, just like the library, has moved slowly. He likes the idea of a public access channel. He wants to take his time to do due diligence with the joint subcommittee meetings with the BOE. There are no meetings scheduled right now. He wants to meet with Councilman Hensley to bring him up to speed. Maybe working with the BOE may not be easy and he has heard aggressive comments. The subcommittees were working toward a good relationship that may now have been derailed. Councilman Hensley said there has only been one meeting since he joined the subcommittee. It is easy to create a veil of doubt but the truth is there was one meeting. It is not hidden; this is in the early stages. He would love to have a presentation before Council when the time is right. There are options that he hopes to present as soon as possible in an open format. Councilman Signorino said he has been to a lot of meetings during his time on Council. He tries to do what is right & facilitate the process. It is one thing to come up & speak as a member of the public. He believes in the public's right to speak. However, there is a way to present things. When doubts & insinuations are cast, it does not promote collaboration. He wants constructive, not destructive input. If the plan is to be destructive, he wants members of the public to communicate with him through the Township Clerk.

Mayor Bieri said there is always room for improvement with every service. She said some of our roads are already narrow. If you plow too far back, there are effects. There has been a lot of ice this year. All of these components factor into the overall job done. She has heard many comments about how much better our roads are compared to other towns. She referenced a report from the engineer explaining the magnitude of the multiple storms this year. She said we must support the people who are doing the best job they can. Councilman Hensley said that he thinks DPW has done a great job. He has driven in neighboring towns and the conditions are similar there. He feels the temperature change when driving on Echo Lake Road into West Milford from Route 23. Councilman Hensley said it would have cost money to maintain & insure an Olympic size pool.

Mayor Bieri asked Mr. Semrau to give his report at this time.

Mr. Semrau said he will continue with updates on Presbyterian fields. There was a very informative meeting with the watershed coalition and he subsequently met with appraisers & tax assessors this week. They flushed out a lot of sustentative issues. He will prepare a memo outlining those issues. He said he has sought to gather a lot of information to calculate computations and he asked for consensus to have the Township auditor help decipher some issues in the watershed financials. Mr. Ferraioli said it would take a couple of hours and he has familiarity with such utilities. The Council gave consensus. Mr. Semrau requested a future executive session discussion about Newark Watershed. Councilman Hensley asked for the list of capital repairs needed at Hillcrest. Mayor Bieri said that the entire reason for the rent agreement was capital projects. Councilman Hensley said that the BOE is clearly a breach of contract adding that is a glaring problem.

Agenda No. IX

**Discussion Items**

1)	Discussion – Passaic County Open Space Grant Applications – Mayor Bieri said that West Milford has been successful in grant applications to Passaic County since 2001. The Township did not apply last year and there were no plans to apply this year. The number one priority is the Bubbling Springs septic system and staff is working on that grant application. It was suggested that we try to get repurposing for some grants for that septic system. She wrote to the County requesting that repurposing. She explained her letter and the request she sent to the County. The Freeholders did place it on their agenda and it was approved by the open space & finance committees. It just needs Freeholder approval which may come as early as 3/11. It is a good possibility that reallocation will be approved. So she prepared two grant applications. One is for a playground at CYO. There is an engineering grant outstanding. If that is matched and advances this year, we could do a playground immediately. There is no commitment. She is asking for Council approval to submit a grant for the rehabilitation of a soccer field at Farrell Fields. She said she is asking for Council consideration. The applications must be prioritized before submission. Noting that the Bubbling Springs septic is the number one priority she defers to council for other priorities. Councilwoman Dale said the bottom line is we have an opportunity now that we did not have in the past. She thanked the Mayor for the great grant applications saying that Mayor Bieri went above & beyond. Whether or not Council decides to fund is immaterial because there are now choices. Discussion ensued about the fields. Council gave consensus. The priority Septic #1, #2 Farrell Field, #3 CYO. Mr. Casey said there will be a public hearing on 3/19. The Council echoed the sentiments of gratitude to the Mayor for preparing grant applications.
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Agenda No. X

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**Action Items**

Agenda No. X 1

**~ Resolution No. 2014- 092 ~**

**RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF BONDS OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, INTO A SINGLE ISSUE OF GENERAL BONDS AGGREGATING \$9,245,000 IN PRINCIPAL AMOUNT.**

**BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, AS FOLLOWS:**

Section 1. Pursuant to the provisions of Section 40A:2-26 of the Local Bond Law of New Jersey, particularly paragraph (f) thereof and in lieu of the sale of more than one issue of bonds as provided for in said Local Bond Law, the several issues of bonds of this local unit described in Section 2 hereof, authorized pursuant to bond ordinances of the local unit heretofore adopted, shall be combined into a single and combined issue of bonds in the principal amount of \$9,245,000.

Section 2. The principal amount of the bonds of the several issues of bonds to be combined into a single issue as above provided, the bond ordinance authorizing each of said several issues described by reference to its title and date of adoption, and the period or average period of usefulness determined in each of said bond ordinances are respectively as follows:

<b>Principal Amount of Bonds</b>	<b>Title of Ordinance and Date of Adoption</b>	<b>Period or Average Period of Usefulness (in Years)</b>
\$3,479,333 bonds	"Bond ordinance providing for the improvement of various roads in and by the Township of West Milford, in the County of Passaic, New Jersey, appropriating \$4,688,250 therefor and authorizing the issuance of \$4,465,000 bonds or notes of the Township for financing such appropriation", finally adopted on March 28, 2007 (#2007-06)	10
\$2,062,997 bonds	"Bond ordinance appropriating \$3,342,360, and authorizing the issuance of \$3,175,242 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on September 3, 2008 (#2008-40)	9.27
\$2,712,670 bonds	"Bond ordinance appropriating \$3,322,778, and authorizing the issuance of \$2,863,550 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on August 26, 2009 (#2009-017)	9.99
\$990,000 bonds	"Bond ordinance appropriating \$1,565,000, and authorizing the issuance of \$1,490,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on August 22, 2012 (#2012-15)	12.38

Section 3. The following matters are hereby determined with respect to said combined issue of bonds:

- (a) The average period of usefulness, taking into consideration the respective amounts of obligations authorized to be issued pursuant to each of said bond ordinances, respectively, is ten (10) years.
- (b) The bonds of said combined issue shall be designated "General Bonds of 2014" and shall mature within the said average period of usefulness hereinabove determined.
- (c) The bonds of said combined issue shall be sold and issued in accordance with the provisions of said Local Bond Law applicable to the sale and issue of a single issue of bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

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- (a) None of the bonds of the several issues of bonds described in Section 2 hereof has been heretofore sold or issued and the several bond ordinances described in Section 2 hereof have not heretofore been rescinded and now remain in full force and effect as authorizations for the amount of bonds set forth opposite the title of the several bond ordinances described in said Section 2 hereof.
- (b) No bonds are authorized by any of the bond ordinances described in Section 2 hereof, except bonds in the amount set opposite the title of said bond ordinances in Section 2 hereof.
- (c) The several purposes for the financing of which the bonds described in Section 2 hereof have been authorized to be issued pursuant to the respective bond ordinances described in Section 2 hereof are purposes for which bonds of this local unit may lawfully be issued pursuant to said Local Bond Law and are not purposes for which a deduction may be taken in any annual or supplemental debt statement of the local unit.

Section 5. This resolution shall take effect immediately.

Adopted: March 5, 2014

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

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Agenda No. X 2

~ Resolution No. 2014- 093 ~

**RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$9,245,000 GENERAL BONDS OF 2014 OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, AND PROVIDING FOR THEIR SALE**

**BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, AS FOLLOWS:**

Section 1. Terms of Bonds. The \$9,245,000 General Bonds of 2014 (the "Bonds") of the Township of West Milford, New Jersey (the "Township"), referred to and described in the resolution adopted pursuant to the Local Bond Law of the State of New Jersey, by the Township Council of the Township on March 5, 2014, entitled "Resolution providing for the combination of certain issues of bonds of the Township of West Milford, in the County of Passaic, New Jersey, into a single issue of General Bonds aggregating \$9,245,000 in principal amount" and authorized by certain bond ordinances of the Township therein described, shall be dated the date of delivery thereof, shall bear interest payable semi-annually on October 1 and April 1 in each year, commencing October 1, 2014, expressed in a multiple of 1/8 or 1/20 of 1%, shall mature (subject to the option of the successful bidder to establish term bonds in accordance with the provisions of the notice of sale) in the principal amount of \$600,000 on April 1, 2015, \$650,000 on April 1, 2016, \$725,000 on April 1, 2017, \$800,000 on April 1, 2018, \$850,000 on April 1, 2019, \$895,000 on April 1, 2020, \$1,125,000 on April 1, 2021 and \$1,200,000 on April 1 in each of the years 2022 to 2024, both inclusive and shall each bear a distinctive number to distinguish it from all other Bonds of issue.

Section 2. Book-Entry-Only Bonds. The Bonds shall be issued by means of a book-entry system with no physical distribution of bond certificates made to the public. The Bonds shall be issued in registered form and bond certificates for each maturity will be issued to The Depository Trust Company, New York, New York ("DTC"), registered in the name of its nominee Cede & Co., and immobilized in its custody. A book-entry system will be employed, evidencing ownership of the Bonds in principal amount of \$5,000 or any \$1,000 increment in excess thereof, with transfers of ownership affected on the records of DTC and its participants pursuant to rules and procedures adopted by DTC and its participants. The successful bidder, as a condition to the delivery of the Bonds, will be required to deposit the bond certificates with DTC, registered in the name of Cede & Co. So long as Cede & Co. is the registered owner of the Bonds, principal and redemption price, if any, of and interest on the Bonds will be payable by the Township or its agent to DTC or its nominee as registered owner of the Bonds. The Bonds shall be executed in the name of the Township by the manual or facsimile signatures of its Mayor and its Chief

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Financial Officer, under the seal of the Township affixed, imprinted or otherwise reproduced thereon and attested by the manual signature of its Township Clerk.

**Section 3. Redemption.**

- (a) The Bonds are not subject to redemption at the option of the Township prior to their stated maturities.
- (b) The Bonds are subject to mandatory sinking fund redemption if the successful bidder specifies term Bonds in accordance with the provisions of the notice of sale for the Bonds. Any such term Bonds will be subject to mandatory sinking fund redemption at one hundred percent (100%) of the principal amount thereof, together with accrued interest to the date fixed for redemption, in the amounts and on the dates that would have been consecutive serial maturities had no term Bond designation been made.
- (c) Notice of redemption shall be given by first-class mail, postage prepaid, to the registered owners of the Bonds or portions thereof to be redeemed, not less than thirty (30) days nor more than sixty (60) days prior to the redemption date, but such mailing shall not be a condition precedent to such redemption and failure so to mail any such notice shall not affect the validity of any proceedings for the redemption of Bonds. If notice of redemption shall have been given as aforesaid, the Bonds or portions thereof specified in said notice shall become due and payable at the redemption price on the redemption date therein designated and if, on the redemption date, moneys for payment of the redemption price of all the Bonds to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, then from and after the redemption date interest on such Bonds shall cease to accrue and become payable. Less than all of a Bond in a denomination in excess of \$5,000 may be so redeemed, and in such case, upon the surrender of such Bond, there shall be issued to the registered owner thereof, without charge therefor, for the unredeemed balance of the principal amount of such Bond, Bonds of like series, designation, maturity and interest rate in any of the authorized denominations.

**Section 4. Form of Bonds.** The Bonds shall be in substantially the following forms with such changes and modifications as may be required, necessary, convenient or desirable for delivery thereof (including the inclusion of mandatory sinking fund provisions if term Bonds are specified by the successful bidder):

**UNITED STATES OF AMERICA STATE OF NEW JERSEY  
 THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC  
 GENERAL BOND OF 2014**

Number:	R-G
Registered Owner:	Cede & Co
Principal Amount:	\$ _____
Dated Date:	April 10, 2014
Interest Rate:	_____ %
Maturity Date:	April 1, _____
CUSIP Number:	954515

**THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC** (the "Township"), a municipal corporation of the State of New Jersey, situate in said County of Passaic, hereby acknowledges itself indebted and for value received promises to pay to the above-stated Registered Owner or registered assigns, the above-stated Principal Amount on the above-stated Maturity Date upon presentation and surrender of this bond, and to pay to the registered owner hereof interest on such sum, from the date of this bond until it matures or is redeemed, at the above-stated Interest Rate per annum payable October 1, 2014 and semi-annually thereafter on April 1 and October 1 in each year. Principal or redemption price, if any, of this bond will be paid in lawful money of the United States of America at the office of the Chief Financial Officer, Municipal Building, 1480 Union Valley Road, West Milford, New Jersey. Interest on this bond will be payable by check or draft mailed to the registered owner hereof whose name appears on the registration books of the Township on March 15 and September 15 next preceding each interest payment date.

This bond is transferable only upon the books of the Township kept for that purpose at the office of the Chief Financial Officer, Municipal Building, 1480 Union Valley Road, West Milford, New Jersey (the "Transfer Agent"), by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or such duly authorized attorney, and thereupon the Township shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount and series, designation, maturity and interest rate as the surrendered bond. The Township, the Transfer Agent and any paying agent of the Township may treat and consider the person in whose name this bond

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is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This bond is one of an authorized issue of bonds and is issued pursuant to the Local Bond Law of the State of New Jersey, and as provided by resolution of the Township Council of the Township, entitled: "Resolution providing for the combination of certain issues of bonds of the Township of West Milford, in the County of Passaic, New Jersey, into a single issue of General Bonds aggregating \$9,245,000 in principal amount", adopted on March 5, 2014 and the bond ordinances referred to therein.

The bonds are not subject to redemption at the option of the Township prior to their stated maturities.

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal or redemption price, if any, and interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed, and that the issue of bonds of which this is one does not exceed any limitation imposed thereon by said Constitution or statutes.

**IN WITNESS WHEREOF, THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC** has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, and its corporate seal to be affixed, imprinted or reproduced hereon, and this bond and said seal to be attested by the manual signature of its Township Clerk and this bond to be dated the above-stated Dated Date.

THE TOWNSHIP OF WEST MILFORD,  
IN THE COUNTY OF PASSAIC

(SEAL)

By \_\_\_\_\_  
Mayor

ATTEST:

\_\_\_\_\_  
Township Clerk

\_\_\_\_\_  
Chief Financial Officer

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though they were written out in full according to applicable laws or regulations (additional abbreviations may also be used though not in the following list):

<b>TEN COM</b>	-	as tenants in common	<b>UNIF GIFT MIN ACT</b>
<b>TEN ENT</b>	-	as tenants by the entireties	_____ Custodian _____
<b>JT TEN</b>	-	as joint tenants with right of survivorship and not as tenants in common	(Cust) _____ (Minor)
			under Uniform Gifts to Minors Act
			_____
			State

**ASSIGNMENT**

**FOR VALUE RECEIVED** the undersigned hereby sells, assigns and transfers unto

**PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE (FOR COMPUTER RECORD ONLY)**

\_\_\_\_\_

\_\_\_\_\_  
(Please Print or Typewrite Name and Address of Transferee)

the within Bond, and all rights there under, and hereby irrevocably constitutes and appoints \_\_\_\_\_ Attorney, to transfer the within Bond on the books kept for the registration thereof, with full power of substitution in the premises.

Dated: \_\_\_\_\_

**NOTICE:** The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

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Section 5. Sale of Bonds and Publication of Notice. The Bonds shall be sold upon electric bids submitted on either Grant Street Group's MuniAuction website or the PARITY<sup>®</sup> Electronic Bid System of i-Deal LLC (as shall be determined by the Chief Financial Officer of the Township after consultation with the Township auditor and bond counsel) on March 26, 2014 until 11:00 o'clock A.M. (or such other date or time as shall be determined by the Chief Financial Officer of the Township after consultation with the Township auditor and bond counsel) and the Township Clerk is hereby authorized and directed to (a) cause a notice of such sale to be published at least once, the first publication to be at least seven days prior to said sale in the "Herald News", a newspaper published in the County of Passaic, and circulating in the municipality, and (b) cause a summary of the notice of sale to be published at least once, the first publication to be at least seven days prior to said sale in "The Bond Buyer", a financial newspaper published and circulating in the City of New York, New York.

Section 6. Forms of Notices. Said notice of sale and said summary of notice of sale shall be in substantially the following forms, respectively, with such changes and modifications as may be approved by the Chief Financial Officer of the Township after consultation with the Township auditor and bond counsel:

**NOTICE OF SALE  
THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY  
\$9,245,000 GENERAL BONDS OF 2014**

**ELECTRONIC BIDS** will be received by the Chief Financial Officer of the Township of West Milford, in the County of Passaic, New Jersey (the "Township"), via the PARITY<sup>®</sup> Electronic Bid System ("PARITY<sup>®</sup> ") of i-Deal LLC ("i-Deal") on **Wednesday, March 26, 2014**, until 11:00 a.m., local time, at which time they will be publicly announced, for the purchase of \$9,245,000 General Bonds of 2014 (the "Bonds") of the Township due on April 1 as follows, either as serial Bonds or as term Bonds with sinking fund installments in accordance with this Notice of Sale:

\$9,245,000 General Bonds of 2014, maturing in the principal amount of  
\$600,000 in 2015, \$650,000 in 2016, \$725,000 in 2017, \$800,000 in 2018,  
\$850,000 in 2019, \$895,000 in 2020, \$1,125,000 in 2021 and \$1,200,000 in  
each of the years 2022 to 2024, both inclusive.

The Bonds will be dated the date of delivery thereof and will bear interest at the rate or rates per annum specified by the successful bidder therefor in accordance with this Notice of Sale, payable on April 1 and October 1 in each year until maturity or earlier redemption, commencing October 1, 2014. The record dates for the payment of principal of and interest on the Bonds will be the March 15 and September 15 next preceding each such payment date.

The Bonds will be issued in book-entry form only, initially in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"). Purchasers will not receive certificates representing their interests in the Bonds. Individual purchases will be in the principal amount of \$1,000 (with a \$5,000 minimum) and integral multiples thereof. Payments of principal or redemption price, if any, and interest will be made by the Township or its agent to DTC for subsequent disbursement to DTC participants to then be remitted to the beneficial owners of the Bonds.

The Bonds are not subject to redemption at the option of the Township prior to their stated maturities.

A bidder may aggregate consecutive principal maturities of the Bonds for which such bidder bids the same interest rate, into term bonds. Each such term bond shall mature on the final maturity date of its consecutive maturities in an aggregate principal amount equal to the sum of the principal amounts of its consecutive maturities. Such term bonds will be subject to mandatory sinking fund redemption at one hundred percent (100%) of the principal amount thereof, together with accrued interest to the date fixed for such redemption, in the amounts and on the dates that would have been consecutive serial maturities had no term Bond designation been made. Notice of redemption shall be given as provided in the resolution of the Township authorizing the Bonds.

The Bonds will be designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

Each bid must specify in a multiple of 1/8 or 1/20 of 1% the rate or rates of interest which the Bonds are to bear. There is no limitation on the number of rates of interest that may be specified. If more than one rate of interest is named, no rate of interest named for any maturity may be less than the rate of interest named for any prior maturity, and the difference between the highest and the lowest rates of interest named shall not exceed four percent (4%).

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The Bonds will be awarded to the bidder on whose bid the total loan may be made at the lowest net interest cost. Such net interest cost shall be computed, as to each bid, by adding to the total principal amount of Bonds bid for the total interest cost to maturity in accordance with such bid and by deduction there from of the amount of premium, if any, bid, which premium shall not exceed \$92,450. No bids shall be considered that offers to pay an amount less than the principal amount of Bonds offered for sale or under which the total loan is made at an interest cost higher than the lowest net interest cost to the Township under any legally acceptable bids, and if two (2) or more such bidders offer to pay the same lowest net interest cost, then the Bonds will be sold to one (1) of such bidders selected by lot from among all such bidders. The purchaser must also pay an amount equal to the interest on the Bonds accrued to the date of payment of the purchase price. The right is reserved to reject all bids and any bid not complying with the terms of this Notice of Sale may be rejected.

Each bidder is required to deposit a certified or cashier's or treasurer's check drawn upon a bank or trust company or a financial surety bond issued by Financial Security Assurance Inc., 350 Park Avenue, New York, New York, 10022, in each case payable to the order of the Township of West Milford, in the County of Passaic, New Jersey, for \$184,900 (the "Deposit Amount"). In lieu of the foregoing, a bidder may deliver the Deposit Amount via a wire transfer of immediately available funds to the Township. Wiring instructions are as follows: Lakeland Bank, ABA #021205376, credit to the Township of West Milford – General Capital Account, Account #612300241. Such check, wire transfer or financial surety bond must be received by the Chief Financial Officer of the Township at or before 11:00 a.m., local time, on the bid date at the Municipal Building, 1480 Union Valley Road, West Milford, New Jersey, 07480. The financial surety bond must identify each bidder whose Deposit Amount is guaranteed by the financial surety bond. If the Bonds are awarded to a bidder utilizing a financial surety bond, then that bidder is required to pay the Deposit Amount to the Township by wire transfer not later than 1:00 p.m., local time, on the next business day following the award. If the Deposit Amount is not received by that time, the Township may draw upon the financial surety bond to satisfy the Deposit Amount requirement. No interest on the Deposit Amount will accrue to the successful bidder. The Deposit Amount will be applied in part payment for the Bonds or to secure the Township from any loss resulting from the failure of the successful bidder to comply with the terms of its bid.

Award of the Bonds to the successful bidder, or rejection of all bids, is expected to be made promptly after receipt of the bids, but the successful bidder may not withdraw its bid until after 3:00 p.m., local time, of the day of such bid-receipt and then only if such award has not been made prior to the withdrawal. The Bonds will be delivered and shall be paid for in immediately available funds on or about April 10, 2014, at such place in Newark, New Jersey, and on such business day and at such hour, as the undersigned shall fix on five (5) business days' notice to the successful bidder, or at such other place and time as may be agreed upon with the successful bidder.

Each bid must be submitted via PARITY<sup>®</sup>. No bidder will see any other bidder's bid, nor will any bidder see the status of its bid relative to other bids (e.g., whether its bid is a leading bid). To the extent any instructions or directions set forth on PARITY<sup>®</sup> conflict with this Notice of Sale, the terms of this Notice of Sale shall control. For further information about PARITY<sup>®</sup>, potential bidders may contact PARITY<sup>®</sup> at i-Deal at (212) 404-8102. The Township may, but is not obligated to, acknowledge its acceptance in writing of any bid submitted electronically via PARITY<sup>®</sup>. Each bidder further agrees that:

- (1) If a bid submitted electronically via PARITY<sup>®</sup> is accepted by the Township, the terms of this Notice of Sale and the information that is electronically transmitted via PARITY<sup>®</sup> shall form a contract, and the successful bidder shall be bound by the terms of such contract.
- (2) PARITY<sup>®</sup> is not an agent of the Township, and the Township shall have no liability whatsoever based on any bidder's use of PARITY<sup>®</sup>, including but not limited to any failure by PARITY<sup>®</sup> to correctly or timely transmit information provided by the Township or information provided by the bidder.
- (3) The Township may choose to discontinue use of electronic bidding via PARITY<sup>®</sup> by issuing a notification to such effect via TM3 News Services, or by other available means, no later than 3:00 p.m., eastern time, on the last business date prior to the bid date.
- (4) Once the bids are communicated electronically via PARITY<sup>®</sup> to the Township, each bid shall be deemed to be an irrevocable offer to purchase the Bonds on the terms provided in this Notice of Sale.
- (5) Each bidder shall be solely responsible to make necessary arrangements to access PARITY<sup>®</sup> for purposes of submitting its bid in a timely manner and in compliance with the requirements of this Notice of Sale. Neither the Township nor i-Deal shall have any duty or obligation to provide or assure to any bidder, and neither the Township nor i-Deal shall be responsible for the proper operation of, or have any liability for any delays or interruptions of, or any damages caused by, PARITY<sup>®</sup>. The Township is using PARITY<sup>®</sup> as a communication mechanism, and not as the Township's agent, to conduct the electronic bidding for the Bonds. By using PARITY<sup>®</sup>, each bidder agrees to hold the Township harmless for any harm or damages caused to such bidder in connection with its use of PARITY<sup>®</sup> for bidding on the Bonds.

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The successful bidder may at its option refuse to accept the Bonds if prior to their delivery any income tax law of the United States of America shall provide that the interest thereon is taxable, or shall be taxable at a future date, for federal income tax purposes, and in such case the Deposit Amount paid by it will be returned and the successful bidder will be relieved of its contractual obligations arising from the acceptance of its bid.

If the Bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of a bidder, any purchase of such insurance or commitment therefor shall be at the sole option and expense of the bidder and any increased costs of issuance of the Bonds resulting by reason of such insurance, unless otherwise paid, shall be paid by such bidder. Any failure of the Bonds to be so insured or of any such policy of insurance to be issued, shall not in any way relieve the purchaser of its contractual obligations arising from the acceptance of its bids for the purchase of the Bonds.

Prior to or simultaneously with the delivery of the Bonds, the successful bidder shall furnish to the Township a certificate, in form acceptable to bond counsel to the Township, setting forth the price or yields of each maturity of the Bonds calculated on the basis of retail sales of the Bonds, in accordance with the requirements of the Internal Revenue Code of 1986, as amended.

It is anticipated that CUSIP identification numbers will be printed on the Bonds, but neither the failure to print such number on any Bond nor any error with respect thereto shall constitute cause for the failure or refusal of the successful bidder to accept delivery of and pay for the Bonds. The CUSIP Service Bureau charge for the assignment of CUSIP numbers on the Bonds shall be the responsibility of and shall be paid for by the successful bidder.

A preliminary official statement (the "Preliminary Official Statement") relating to the Bonds is available at [www.i-DealProspectus.com](http://www.i-DealProspectus.com) and the Preliminary Official Statement is deemed final as of its date by the Township for purposes and within the meaning of Rule 15c2-12 of the Securities and Exchange Commission. A final official statement (the "Official Statement") will be delivered to the successful bidder within seven (7) business days of the award of the Bonds. In order to assist bidders in complying with said Rule 15c2-12, the Township will undertake to provide certain continuing disclosure as further described in the Preliminary Official Statement.

The successful bidder will be furnished, without cost, with the approving opinion of the law firm of Hawkins Delafield & Wood LLP, bond counsel to the Township, to the effect that the Bonds are valid and legally binding obligations of the Township and, unless paid from other sources, are payable from ad valorem taxes levied upon all the taxable property therein without limitation as to rate or amount. The obligations under this Notice of Sale to deliver or accept the Bonds pursuant to this Notice of Sale shall be conditioned on the availability to the successful bidder and delivery at the time of delivery of the Bonds of the said approving opinion and of certificates in form and tenor satisfactory to said law firm evidencing the proper execution and delivery of the Bonds and receipt of payment therefor and including a statement, dated as of the date of such delivery, to the effect that, except as may be disclosed in the Official Statement, there is no litigation pending or (to the knowledge of the signer or signers thereof) threatened relating to the Bonds.

The Township reserves the right to postpone, from time to time, the date and time established for receipt of bids and the right to adjust the maturity schedule for the Bonds. Any such postponement or adjustment will be published on TM3 News Services, or by other available means, not less than twenty-four (24) hours prior to the sale. If any date fixed for the receipt of bids and the sale of the Bonds is postponed, an alternative sale date will be announced via TM3 News Services, or by other available means, at least forty-eight (48) hours prior to such alternative sale date.

Printed copies of the Preliminary Official Statement, this Notice of Sale and additional information regarding the sale, may be obtained from Hawkins Delafield & Wood LLP, bond counsel to the Township, One Gateway Center, Newark, New Jersey, 07102-5311 (Telephone: 973-642-8584).

ANTOINETTE BATTAGLIA  
Township Clerk

Dated: March 13, 2014

**SUMMARY OF NOTICE OF SALE**  
**THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY**  
**\$9,245,000 GENERAL BONDS OF 2014**

**ELECTRONIC BIDS** for the above-described bonds (the "Bonds") will be received by the Chief Financial Officer of the Township of West Milford, in the County of Passaic, New Jersey (the "Township"), via the PARITY<sup>®</sup> Electronic Bid System ("PARITY<sup>®</sup>") of i-Deal LLC on **Wednesday, March 26, 2014**, until 11:00 a.m., local time. As described in the full Notice of Sale, a good faith check, a wire transfer or a financial surety bond must be received by the Chief Financial Officer of the Township prior to or simultaneously

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with the submission of a bid. The Bonds shall mature on April 1 as follows, either as serial Bonds or as term Bonds with sinking fund installments in accordance with the full Notice of Sale:

\$9,245,000 General Bonds of 2014, maturing in the principal amount of \$600,000 in 2015, \$650,000 in 2016, \$725,000 in 2017, \$800,000 in 2018, \$850,000 in 2019, \$895,000 in 2020, \$1,125,000 in 2021 and \$1,200,000 in each of the years 2022 to 2024, both inclusive.

The Bonds will be dated the date of delivery thereof and will bear interest, payable on October 1 and April 1 in each year until maturity or earlier redemption, commencing October 1, 2014, at the rate or rates per annum specified (ascending rates and only one rate per maturity), in multiples of 1/8 or 1/20 of 1%, by the winning bidder in accordance with the full Notice of Sale. The Bonds will be issued in book-entry form only and will be designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The Bonds are not subject to redemption at the option of the Township prior to their stated maturities.

Copies of the full Notice of Sale and the Preliminary Official Statement are available at [www.i-DealProspectus.com](http://www.i-DealProspectus.com) and may also be obtained by contacting Hawkins Delafield & Wood LLP, bond counsel to the Township, One Gateway Center, Newark, New Jersey, 07102-5311 (Telephone: 973-642-8584).

ANTOINETTE BATTAGLIA  
Township Clerk

Dated: March 13, 2014

- Section 7. Additional Matters Contained in Bonds. The Township Clerk is hereby authorized and, if necessary or advisable in the opinion of Hawkins Delafield & Wood LLP, directed (a) to cause the applicable CUSIP numbers (if any) assigned for each of said bonds by the CUSIP Service Bureau of Standard & Poor's Corporation of New York, New York, to be printed on the Bonds, and (b) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance, at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds in such form as shall be satisfactory to Hawkins Delafield & Wood LLP.
- Section 8. Delivery of Related Documents. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to the successful bidder and the payment of the purchase price thereof in accordance with the contract of sale, the Chief Financial Officer is hereby authorized and directed, as of the date of issue, to deliver to said bidder (a) an arbitrage and use of proceeds certificate with respect to the Bonds in such form as shall be satisfactory to Hawkins Delafield & Wood LLP under and for the purposes of Section 148 of the Internal Revenue Code of 1986, as amended to said date of issue (the "Code"), (b) an undertaking to provide continuing disclosure in order to assist said bidder in complying with Rule 15c2-12 of the Securities and Exchange Commission ("Rule 15c2-12") in a form satisfactory to Hawkins Delafield & Wood LLP and (c) such other documents as may be useful, necessary, convenient or desirable in connection with the issuance of the Bonds.
- Section 9. Delegation of Power to Award Bonds. The Township Council of the Township, as the governing body thereof, does by this resolution designate the Chief Financial Officer of the Township, or such other Township official as may be deemed appropriate, to sell and award the Bonds in accordance with the advertised terms of public sale. Said Chief Financial Officer or other Township official making such sale shall report in writing to this governing body at its next meeting thereafter as to the principal amount, interest rate and maturities of the Bonds sold, the price obtained and the name of the purchaser. Such Chief Financial Officer or other Township official is hereby further authorized and directed to do and accomplish all matters and things necessary or desirable to accomplish the sale of the Bonds including, after consultation with the Township auditor and bond counsel, (a) adjusting the maturity schedule of the Bonds and (b) postponing and rescheduling from time to time the sale of the Bonds in accordance with the provisions set forth in the notice of sale and as provided by law.
- Section 10. Bank-Qualified Designation. The Bonds are hereby designated as "qualified tax-exempt obligations" pursuant to and for the purposes of Section 265(b)(3) of the Code, or to the extent the Bonds refund other obligations of the Township, the Bonds are "qualified tax-exempt obligations" pursuant to Section 265(b)(3)(D)(iii) of the Code. Not more than \$10,000,000 of obligations, including the Bonds, of the Township and all subordinate entities thereof are expected to be designated by the Township for purposes of Section 265(b)(3) of the Code. As of the date hereof, the reasonably anticipated amount of tax-

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exempt obligations (other than private activity bonds, as referred to and defined in Section 141 of the Code and current refundings of other obligations of the Township), which will be issued by the Township and all subordinate entities thereof during the 2014 calendar year does not exceed \$10,000,000.

- Section 11. Preliminary Official Statement. All action taken to date by the officials, employees and agents of the Township with respect to the issuance of the Bonds, including the preparation of a Preliminary Official Statement with respect thereto be and the same hereby are approved, ratified, adopted and confirmed and the Chief Financial Officer of the Township is hereby authorized to deliver said Preliminary Official Statement for its use in the sale, resale and distribution of the Bonds. The Chief Financial Officer of the Township or such other Township official as may be appropriate is hereby authorized and directed to deem said Preliminary Official Statement final as of its date for purposes and within the meaning of Rule 15c2-12.
- Section 12. Final Official Statement. The execution, delivery and dissemination of a final Official Statement in substantially the same form as said Preliminary Official Statement with such changes, insertions and omissions as may be approved by the Chief Financial Officer of the Township with respect to the issuance of the Bonds by and on behalf of the Township, is hereby authorized, and the Chief Financial Officer of the Township or such other Township official as may be deemed appropriate is hereby authorized and directed to execute the same in the name and on behalf of the Township Council and is further authorized to deliver said final Official Statement in executed form for its use in the sale, resale and distribution of the Bonds. The execution of said final Official Statement by the Chief Financial Officer of the Township or such other Township official as may be deemed appropriate shall be conclusive evidence of any approval required hereby.
- Section 13. Actions to be Taken on Behalf of the Township. The Township Commissioners, the Chief Financial Officer of the Township and the Township Clerk are hereby authorized to do all matters necessary, useful, convenient or desirable to accomplish the sale and delivery of the Bonds, including without limitation matters relating to the provision of electronic bids for the Bonds, the acceptance of a financial surety bond to secure the good faith deposit for the Bonds, the appointment of a redemption agent in connection with the issuance of term bonds and the obtaining of a credit rating for the Bonds.
- Section 14. Prior Action. All action heretofore taken by Township officials and professionals relating to the sale of the Bonds is hereby ratified, confirmed, adopted and approved.
- Section 15. Effective Date. This resolution shall take effect immediately.

Adopted: March 5, 2014

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

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Mayor Bieri asked to move Resolutions 2014-094 through 2014-101 as one including Resolutions 2014-104 and 2014-105.

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

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Agenda No. X 3

~ Resolution No. 2014- 094 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY PROVIDING DIRECTION TO THE TOWNSHIP'S CFO REGARDING THE RESTORATION OF FUNDS TO THE FACILITIES TRUST ACCOUNT FROM THE OPEN SPACE TRUST ACCOUNT**

**WHEREAS**, the Township Council did, by unanimous affirmative vote, approve Ordinance No. 2014-001 amending chapter 239 of the Township code to ratify the will of the voters as expressed in the referendum question on the November 5, 2013 election ballot and which provides for the use of open space funds for acquisition, recreation & conservation purposes; and

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

Minutes of: Governing Body Workshop Meeting  
Date of Meeting: March 5, 2014  
Time of Meeting: 6:30 pm  
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**WHEREAS**, at the workshop meeting of the West Milford governing body on December 4, 2013 the Township Council did give direction & authorization to the CFO to use \$15,000 from the facilities trust account to be used for a construction project to restore the ceiling in the West Milford museum; and

**WHEREAS**, while giving the above referenced direction to the CFO, the Township Council did further instruct that a resolution be prepared and presented to the Council for consideration in 2014, after the foreseen ratification by the governing body of the referendum question, to have said funds restored to the facilities trust account by taking funds in an equal amount from the open space trust fund based on the allocation in said trust account for historic preservation purposes.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford, County of Passaic and State of New Jersey that the Chief Financial Officer be and is hereby instructed to appropriate \$15,000 from the open space trust account funds dedicated to historic preservation and to transfer those funds to the facilities trust account to restore the monies allocated therefrom in 2013 for the restoration of the West Milford museum ceiling.

Adopted: March 5, 2014

Agenda No. X 4

~ Resolution No. 2014- 095 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FUNDING FROM THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR THE WEAVER ROAD PROPERTY**

**WHEREAS**, the Township of West Milford has considered a number of Open Space proposals and initiatives pertaining to lands throughout the Township; and

**WHEREAS**, the Mayor and Township Council have reviewed and approached the owners of Block 12001, Lots 16 and 19, located on Weaver Road, within the Township which consist of 100 ± acres of land; and

**WHEREAS**, with the assistance of the Land Conservancy of New Jersey, the Mayor and Township Council prepared an application for a Passaic County Open Space Grant for the following project:

Block 12001, Lots 16 and 19, Weaver Road, West Milford Township	
Total Acquisition Cost:	\$400,000
County Funds Requested:	\$136,000

**WHEREAS**, in accordance with the requirements of the Passaic County Open Space Trust Fund Grant Application, the Township advertised a public notice on February 23, 2014 for the public hearing to be held on March 5, 2014 as to this application; and

**WHEREAS**, in accordance with the requirements of the Passaic County Open Space Trust Fund Grant Application, the Township notified by certified mail all property owners within 200 feet of the subject property that the site known as Block 12001, Lots 16 and 19 is being considered for an Open Space Acquisition and that a public hearing would take place on March 5, 2014; and

**WHEREAS**, a public hearing was held on March 5, 2014 at which time public input was solicited regarding the application.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford, County of Passaic and State of New Jersey that after considering all of the materials and reviewing the application for the Passaic County Open Space Trust Fund Grant for funding for the acquisition of the property known as Block 12001, Lots 16 and 19 total ±100 acres in size and after conducting a public hearing with respect to this application, the Township Administration is hereby authorized to seek funding from the Passaic County Open Space and Farmland Preservation Trust Fund for this acquisition in the amount of \$400,000.

**BE IT FURTHER RESOLVED** that the Administrator is hereby authorized to take any and all action to effectuate and file this application with the County of Passaic.

Adopted: March 5, 2014

Agenda No. X 5

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

Minutes of: Governing Body Workshop Meeting  
Date of Meeting: March 5, 2014  
Time of Meeting: 6:30 pm  
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**~ Resolution No. 2014- 096 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO LANDMARK I APPRAISAL LLC, TO PROVIDE VALUATION SERVICES TO THE TOWNSHIP OF WEST MILFORD FOR WEAVER ROAD PROPERTIES**

**WHEREAS**, the Township of West Milford wishes to retain professional real estate appraisal and consulting services to assist the Township of West Milford with Weaver Road properties Block 12001, Lot 16 & 19, which consist of 100 ± acres of land; and

**WHEREAS**, said appraisals are required when seeking to obtain grant funding for the acquisition of properties from the Passaic County Open Space Trust Fund and the New Jersey Green Acres program; and

**WHEREAS**, Landmark I Appraisal, LLC was one of three firms that submitted a Proposal dated February 17, 2014 in response to the RFP for same to provide appraisal services in regard to Block 12001, Lot 16 and Block 12001, Lot 19 to the Township of West Milford for submittal to Passaic County Open Space Trust Fund Grant Application and NJDEP Green Acres appraisal standards; and

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

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from account number 19-295-56-100-003.

**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 Landmark I Appraisal, LLC, 555 East Main Street, PO Box 121, Chester, NJ 07930 for professional services to assist the Township with real estate appraisal in an amount not to exceed \$1,950.00.
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 \$1,950.00 without the prior written approval of the Township Council.
5. Landmark I Appraisal, LLC shall contact Linda Glosinski of the Land Conservancy of New Jersey before proceeding with these services for authorization to do the work.
6. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: March 5, 2014

Agenda No. X 6

**~ Resolution No. 2014- 097 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO JOSHUA D. MACKOFF, SCGRE TO PROVIDE VALUATION SERVICES TO THE TOWNSHIP OF WEST MILFORD FOR WEAVER ROAD PROPERTIES**

**WHEREAS**, the Township of West Milford wishes to retain professional real estate appraisal and consulting services to assist the Township of West Milford with Weaver Road properties Block 12001, Lot 16 & 19, which consist of 100 ± acres of land; and

**WHEREAS**, said appraisals are required when seeking to obtain grant funding for the acquisition of properties from the Passaic County Open Space Trust Fund and the New Jersey Green Acres program; and

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

Minutes of: Governing Body Workshop Meeting  
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**WHEREAS**, Joshua D. Mackoff, SCGREA was one of three firms that submitted a Proposal dated February 12, 2014 in response to the RFP for same to provide appraisal services in regard to Block 12001, Lot 16 and Block 12001, Lot 19 to the Township of West Milford for submittal to NJDEP Green Acres grant appraisal standards upon approval of grant application submitted to Passaic County Open Space Trust Fund; and

**WHEREAS**, Joshua D. Mackoff, SCGREA has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that he has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit Joshua D. Mackoff 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 19-295-56-100-003.

**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 Joshua D. Mackoff, SCGREA, 44 Maple Avenue, Morristown, NJ 07960 for professional services to assist the Township with real estate appraisal in an amount not to exceed \$2,000.00.
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 through December 31, 2014 or completion of the project or whichever is sooner.
4. The total fee authorized for this contract shall not exceed \$2,000.00 without the prior written approval of the Township Council.
5. with Joshua D. Mackoff, SCGREA shall contact Linda Glosinski of the Land Conservancy of New Jersey before proceeding with these services for authorization to do the work.
6. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: March 5, 2014

Agenda No. X 7

~ Resolution No. 2014- 098 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY  
AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF AN APPLICATION FOR FUNDING FROM  
THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR  
BUBBLING SPRINGS PARK SEPTIC REPLACEMENT**

**WHEREAS**, the Township's Department of Community Services & Recreation has recommended to the Township Council the submission of an application for funding for the replacement of the septic system at Bubbling Springs Park; and

**WHEREAS**, the Township's Department of Community Services & Recreation has recommended that this application be approved by the Township Council and submitted to Passaic County Open Space Committee for consideration in the County Open Space Program; and

**WHEREAS**, the Township's Department of Community Services & Recreation submitted the following application for consideration to the Township Council:

**Project:**

Replacement of a Septic System at Bubbling Springs Park 1468 Macopin Road, West Milford, NJ Block 9001, Lots 12 & 13	Total Project Funding: \$160,000 County Funds Requested: \$ 80,000
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**WHEREAS**, in accordance with the requirements of the Passaic County Open Space Committee, the Township advertised a Public Notice on March 9, 2014 for the public hearing to be held on March 19, 2014 on the application; and

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

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**WHEREAS**, in accordance with the requirements of the Passaic county Open Space Committee, the Township will mail by Certified Mail a letter notifying property owners within 200 feet of the site being considered for septic replacement of the scheduled hearing of March 19, 2014; and

**WHEREAS**, a public hearing to be held on March 19, 2014, at which time public input will be solicited on the application.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford, that it hereby authorizes the Township Administrator to arrange for the submission of all grant application materials as prepared by the West Milford Township Department of Community Services & Recreation to seek funding from the Passaic County Open Space and Farmland Preservation Trust Fund for the Replacement of the Septic System at Bubbling Springs Park.

Adopted: March 5, 2014

Agenda No. X 8

~ Resolution No. 2014- 099 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING ISSUANCE OF RECREATION GROUP USE PERMIT (BROWN'S POINT - 2014 POWER BOAT RACES)**

**WHEREAS**, the Township's Director of Community Services & Recreation has received a request for the use of Brown's Point on June 6, to June 9, 2014 as a launching site for a power boat race being sponsored by the Greenwood Lake Power Boat Association; and

**WHEREAS**, this event is of an extraordinary nature requiring the approval of the Township Council of the Township of West Milford; and

**WHEREAS**, the Director of Community Services & Recreation has made application and obtained requisite approvals from the State of New Jersey, Department of Environmental Protection; and

**WHEREAS**, based upon the review of the application and the report of the Director, the Township Council approves of the issuance of a Group Use Permit to the Greenwood Lake Power Boat Association, with the following conditions:

1. It shall arrange for portable toilets to be located on the site, in accordance with Township Health Department guidelines and shall see that all portable toilets are emptied at the end of the events on Saturday and Sunday.
2. It shall arrange for a 20 yard dumpster to be located on the site in accordance with the Recreation Director's recommendation.
3. It shall agree to pay for any extraordinary expenses incurred by the Township in providing CS&R, Health Department or Police Department personnel for the events.
4. It shall issue a notice by May 15, 2014 to surrounding residents which will include a description of activities and the dates and times of those events.
5. It shall provide to the Township Insurance Certificates with the Township of West Milford and the State of New Jersey, Department of Environmental Protection named as an additionally insured party in the amount of \$1,000,000.00 umbrella (\$500,000.00 property damage and \$1,000,000.00 personal injury.)
6. It shall provide Insurance Certificates with the Township of West Milford and State of New Jersey D.E.P. named as additionally insured parties in the amount of \$1,000,000 for liquor liability, which coverage will include a Hold Harmless Agreement.
7. It shall arrange for a plan of traffic control, sufficient parking, security and crowd control in accordance with the recommendation of the Chief of Police by March 15, 2014 which must be implemented by May 1, 2014.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of West Milford does hereby authorize the issuance of a Group Use Permit to the Greenwood Lake Water Power Boat Association for the use of Brown's Point on Friday June 6, 2014 and Monday June 9, 2014 with the above noted conditions; and

**BE IT FURTHER RESOLVED** that the sponsoring organization is authorized to charge admission fees of – \$10.00 for 12 years and older, – \$5.00 for children 5 years to 11 years, 4 years and under no charge. There is also an additional \$5.00 charge on top of the above listed fees for anyone wanting to go into the pits.

Adopted: March 5, 2014

Agenda No. X 9

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

Minutes of: Governing Body Workshop Meeting  
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**~ Resolution No. 2014- 100 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING RESOLUTION 2013-334 TO INCREASE THE CONTRACT VALUE WITH PAUL FERRIERO, MUNICIPAL CONSULTING ENGINEER, FOR ENGINEERING SERVICES RELATING TO THE PROVISION OF THE ACCESS ROAD TO THE TOWNSHIP'S RECYCLING FACILITY**

**WHEREAS**, on November 13 2013 the Township Council authorized a contract with Ferriero Engineering, the designated Municipal Consulting Engineer for the Township, to design an access road to the Township's Recycling Facility including required NJDEP permits and Highlands Preservation Area Approvals; and

**WHEREAS**, one access road location has been documented, and discussed with NJDEP officials and a second access road has been identified requiring further analysis as required under Highlands Preservation Area Approvals and NJDEP procedures as an "alternates analysis"; and

**WHEREAS**, the Chief Financial Officer has provided a Certificate of the Availability of Funds for this contract extension.

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

1. The contract with Ferriero Engineering in the original amount of \$10,000 is hereby amended to \$20,000.
2. A copy of this resolution shall be provided to Ferriero Engineering, the Township Administrator and the Township Chief Financial Officer for their information and execution.

This Resolution shall take effect immediately.

Adopted: March 5, 2014

**Consent Agenda**

Agenda No. X 10

**~ Resolution No. 2014- 101 ~**

**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. 2014-102 – Refund Police Fee

**Applications:**

1. Application for On Premise 50/50 Raffle License #2014-12 by West Milford LaCrosse Booster Club for April 26, 2014.
2. Application for a Poker Night Raffle License #2014-13 by West Milford LaCrosse Booster Club for April 26, 2014.
3. Application for On Premise 50/50 Raffle License #2014-14 by West Milford High School PTSO for June 11, 2014.

Adopted: March 5, 2014

Agenda No. X 10 a.

**~ Resolution No. 2014- 102 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF POLICE DEPARTMENT TRAFFIC FEES**

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

Minutes of: Governing Body Workshop Meeting  
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**BE IT RESOLVED**, by the Township Council of the Township of West Milford that, upon the report and request of the Chief of Police the following overpayment of traffic service fees be refunded:

<b>Name &amp; Address</b>	<b>From Account No.</b>	<b>Amount Refunded</b>
Beranda, Inc. 687 Morsetown Road West Milford, NJ 07480	19-295-56-120-316	\$31.45

Adopted: March 5, 2014

Agenda No. X 11

**~ Resolution No. 2014- 104 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY  
AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF AN APPLICATION FOR FUNDING FROM  
THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR  
CYO NOSENZO POND - PLAYGROUND DEVELOPMENT**

**WHEREAS**, the Township Council of the Township of West Milford is appreciative of the multiple grant initiatives offered by the Passaic County Open Space Trust Fund; and

**WHEREAS**, the Mayor of the Township of West Milford has prepared a grant application that would provide for the development & construction of a playground facility at Nosenzo Pond in the Township and has recommended that this application be approved by the Township Council and submitted to Passaic County Open Space Committee for consideration in the County Open Space Program; and

**WHEREAS**, the Mayor Bettina Bieri submitted the following application for consideration to the Township Council:

**Project:**

*Development & Construction of a Playground*  
At CYO – Nosenzo Pond  
Nosenzo Pond Road, West Milford, NJ  
Block 9302, Lot 16

Total Project Funding: \$65,895.00  
County Funds Requested: \$32,947.50

**WHEREAS**, in accordance with the requirements of the Passaic County Open Space Committee, the Township will advertise a Public Notice on March 9, 2014 for the public hearing to be held on March 19, 2014 on the application; and

**WHEREAS**, in accordance with the requirements of the Passaic county Open Space Committee, the Township will mail by Certified Mail a letter notifying property owners within 200 feet of the site being considered for septic replacement of the scheduled hearing of March 19, 2014; and

**WHEREAS**, a public hearing to be held on March 19, 2014, at which time public input will be solicited on the application.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford, that it hereby authorizes the Township Administrator to arrange for the submission of all grant application materials as prepared by the Mayor Bettina Bieri to seek funding from the Passaic County Open Space and Farmland Preservation Trust Fund for the Development & Construction of a Playground at Nosenzo Pond in the Township of West Milford.

Adopted: March 5, 2014

Agenda No. X 12

**~ Resolution No. 2014- 105 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY  
AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF AN APPLICATION FOR FUNDING FROM  
THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR  
SOCCER FIELD REHABILITATION AT FARRELL FIELDS**

**WHEREAS**, the Township Council of the Township of West Milford is appreciative of the multiple grant initiatives offered by the Passaic County Open Space Trust Fund; and

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

Minutes of: Governing Body Workshop Meeting  
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**WHEREAS**, the Mayor of the Township of West Milford has prepared a grant application that would provide for the rehabilitation of a soccer field at Farrell Fields in the Township and has recommended that this application be approved by the Township Council and submitted to Passaic County Open Space Committee for consideration in the County Open Space Program; and

**WHEREAS**, the Mayor Bettina Bieri submitted the following application for consideration to the Township Council:

**Project:**

*Soccer Field Rehabilitation*  
 At Farrell Fields Total Project Funding: \$115,600  
 Lycosky Drive, West Milford, NJ County Funds Requested: \$ 57,800  
 Block 6002, Lot 28.02

**WHEREAS**, in accordance with the requirements of the Passaic County Open Space Committee, the Township will advertise a Public Notice on March 9, 2014 for the public hearing to be held on March 19, 2014 on the application; and

**WHEREAS**, in accordance with the requirements of the Passaic county Open Space Committee, the Township will mail by Certified Mail a letter notifying property owners within 200 feet of the site being considered for septic replacement of the scheduled hearing of March 19, 2014; and

**WHEREAS**, a public hearing to be held on March 19, 2014, at which time public input will be solicited on the application.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford, that it hereby authorizes the Township Administrator to arrange for the submission of all grant application materials as prepared by the Mayor Bettina Bieri to seek funding from the Passaic County Open Space and Farmland Preservation Trust Fund for the Rehabilitation of a Soccer Field at Farrell Fields in the Township of West Milford.

Adopted: March 5, 2014

Agenda No. XI

**Approval of Expenditures**

~ Resolution No. 2014- 103 ~

**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	\$412,796.62
3	Reserve Account	42,640.39
2	Grants	23,477.77
6	Refunds	31.45
1	General Ledger	0.00
26	Refuse	16,721.98
4	Capital	5,758.50
19	Animal Control	0.00
19	Heritage Trust	120.16
19	Open Space Trust	0.00
19	Trust	411.05
19	COAH	279.30
16	Development Escrow	0.00
20	Library Trust	0.00
21	Assessment Trust	0.00

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

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Total	\$502,237.22
Less Refund Resolution	-31.45
Actual Bill List	\$502,205.77
Other Payments Check. # 3618 State of NJ	995.96
Ck # 31380 State of NJ	2,300.00
Ck # 31381 State of NJ	2,300.00
<b>Total Expenditures</b>	<b>\$507,801.73</b>

Adopted: March 5, 2014

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

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Agenda No. XII

**Reports of Mayor, Administrator, Council Members, Attorney and Clerk**

Councilman Signorino said he is seeking consensus from his colleagues to have the Township assume the responsibility for weed harvesting in Greenwood Lake. He said that Mr. Hastings did supply some information and there has been information provided about expenses. West Milford assumes almost all costs with weed harvesting with the exception of hiring the people to run the machine. He said he would like to see the municipality take over the entire weed harvesting process. It would save money. Councilman Hensley agreed saying that the Township is providing all the services except putting a person on the weed harvester. We give the Commission \$10,000 in addition to the man hours. That \$10,000 does not go toward their costs. If we put that \$10,000 in the DPW budget we could save the Greenwood Lake Commission's insurance costs. Councilman Signorino said we don't need to do that. The county did not contribute last year. We should reach out to the county to have them restore their \$25,000. Mayor asked for clarification and Councilman Signorino said there is not enough maintenance on the lake. He does not know if the commission will need money if we take over this work. Mayor Bieri said if you look at their financials, they use the \$10,000 for weed harvesting & other things. Councilman Signorino said West Milford should take over the weed harvesting, keep the \$10,000 and ask Passaic County to contribute. Councilwoman Erk said we could do it cheaper & easier. We are funding them with in kind services rather than cash. Councilman Signorino said it would free up the commission for other lake issues. Mayor Bieri said it should be a budget discussion and the first issue is what it would cost and what are the ramifications of us having our own person operating the weed harvester. Councilman Signorino said that we may have to hire somebody just as the commission does. The Council gave consensus to have Mr. Casey research the matter and report back. The Council agreed that, in theory they support the concept pending the Administrator's research.

Councilman Signorino said he prepared a resolution for the Council opposing a bill for mandatory blood drawing. Councilwoman Erik said she would like to have this discussed at a workshop meeting. She would like to do research. Councilman Signorino said he would like to move this tonight and Councilwoman Erik said she just got this twelve minutes ago. Councilman Signorino said take your time.

Councilman Hensley made a motion, seconded by Councilman Signorino to move the resolution. Councilwoman Erik made a motion to table this matter to a workshop discussion at the next workshop meeting, seconded by Councilwoman Erk.

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

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Councilwoman Erik provided information about the upcoming civics club meeting on March 22<sup>nd</sup>. She encouraged everyone to attend.

Councilman Hensley asked Council to consider amendments to the EDC ordinance. He would like to have two alternates appointed by Council to allow for the committee to achieve a quorum when members have other obligations. The Council gave consensus to have this discussed at a future workshop.

Mayor Bieri reminded everyone that volunteer night is 4/23 and nominations are due to the Clerk's office by March 12 at 4:30. She received an email from a resident commending Officer Brickman for assistance in a trying time. She and Councilmembers Erik & Horton met with MUA in an effort to work with them as

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

Minutes of: Governing Body Workshop Meeting  
Date of Meeting: March 5, 2014  
Time of Meeting: 6:30 pm  
Minute Page No: Page 24 of 24

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they address many issues. Some are administrative in nature. She & Councilwoman Erik then met with Chief Storbeck to address some issues & concerns. Councilwoman Horton is following up on another issue. This is a collaborative effort. She & Councilman Signorino met with county officials to discuss uses for Wallisch. It was a preliminary but fruitful meeting.

Councilman Signorino said residents expressed concern about speed traps on Clinton Road saying that they are getting tickets for exceeding 35 mph.

Agenda No. XIII

**Appointments and Resignations**

Mayor Bieri appointed Dave Ofshinsky, citizen member 1, Louis Mudo citizen member 2 and Ada Erik as Mayors designee to the Economic Development Commission.

Agenda No. XIV

**Adjournment**

There being no further business to come before the Council, the Township Council adjourned the meeting at 10:31 p.m.

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

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Approved: April 23, 2014

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MAYOR BETTINA BIERI, PRESIDING OFFICER

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ANTOINETTE BATTAGLIA, TOWNSHIP CLERK