
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: March 6, 2019
Time of Meeting: 6:30 pm
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The Workshop Meeting of the Governing Body was called to order by Mayor Michele Dale.

Adequate Notice Statement

Mayor Dale 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 January 6, 2019 and January 27, 2019; copies were provided to the Suburban Trends, the Record and Star Ledger and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

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

Agenda No. I

Pledge of Allegiance

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

Agenda No. II

Roll Call

Present: Councilmembers Ada Erik, Andrena Pegel, Marilyn Lichtenberg, Pete McGuinness
Luciano Signorino, Patricia Gerst, Mayor Michele Dale
Absent: None
Also Present: Township Clerk Antoinette Battaglia, Township Attorney Fred Semrau

Agenda No. III

Reading of or Approval of Unapproved Minutes

February 6, 2019 Executive Session
February 6, 2019 Workshop Meeting

Councilman McGuinness said in executive session the Council requested to receive the breakdown of funds from the sale of the MUA. Mayor Dale said she will get that information for the Council.

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Pegel, Lichtenberg, McGuinness
Voted Nay: None
Abstain: Signorino, Gerst
Motion carried.

Agenda No. IV

Meetings

Mayor Dale noted the future meeting schedule:

March 20, 2019 Regular Meeting
April 3, 2019 Workshop Meeting
April 17, 2019 Regular Meeting

Councilwoman Erik noted that several people brought to her attention that the meeting on April 17th is in the middle of spring break and people are going away. She asked to change the meeting on April 17th to April 24th. Councilwoman Erik made a motion to move the April 17th Governing Body meeting to April 24th, seconded by Councilwoman Lichtenberg followed by a unanimous voice vote.

Agenda No. VI

Proclamations

National Nutrition Month – Mayor Dale noted that Megan Scutti, ShopRite Dietician, was there to accept the proclamation. Mayor Dale read the proclamation.

MS Awareness – Janice Sangle and Amy from Columbia Bank accepted the proclamation. Mayor Dale read the proclamation. Ms. Sangle thanked the Mayor, Council and Administration.

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She spoke about how MS (multiple sclerosis) impacted her life in many ways and the challenges she faced. She encouraged everyone to learn more about MS and what they can do to support people and families affected by it. She noted that people can visit the National MS Society website to learn more.

Mr. Semrau – Summarized the form of Government and the roles for the benefit of the Governing Body and the people. He summarized the State statutes and the rules and went over the responsibilities of the Mayor and Council. He expressed that one authority cannot interfere with another authority to undertake action. He explained that the Mayor's authority is separate and different from the Council's authority. They are separate functions. He said if there is going to be direction from the Mayor or the Council which interferes with the legislative operations or day to day operations; it is his responsibility to make that clear. He said the Council has the legislative authority to post an ad for the Administrator position, but it is the Mayor's legislative authority to take action to initiate the appointment process which is in her purview. This form of Government is unique and the Mayor and Council will have to work together to make the appointment of an Administrator. Councilman Signorino said he does not have intentions on directing the Mayor. When they spoke about the ad, it was a direction for Administration.

Councilman McGuinness made a motion to add to the executive session Investigation of Violations of the Law - Litigation WM v. Ligus, seconded by Councilman Signorino.

Agenda No. V

Executive Session

~ Resolution 2019 – 070 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 6th day of March, 2019 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
 - () 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.
 - (X) 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.
 - Investigation of Violations of the Law - Litigation WM v. Ligus
 - (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.
 - Litigation – B&B Organic Waste Recycling LLC
 - () 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 6, 2019

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

The Governing Body went into executive session at 7:04 p.m.
The Governing Body returned to the public meeting at 8:17 p.m. with all present as before.

Mayor Dale noted that Mr. Casey was not feeling well so he had to leave the meeting. The budget presentation will be postponed. Councilman Signorino said they should have a special meeting. Mayor Dale said she will reach out to everyone and get their availability so they can determine a date for the special meeting.

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Agenda No. X

Public Comments

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

Alexandra Swander, 112 Timber Lane, Newfoundland – Expressed that she has had poor communications with Optimum also known as Altice. She said that the 5G wireless transmitting boxes that have been installed on the cable lines are owned by Sprint. Sprint and Optimum formed a partnership in 2017 that the Township was not made aware of. She reviewed the contract that the Township has with Optimum and her opinion is the contract does not cover the addition of equipment. They are trying to provide wireless services so the boxes will always be on and will never get turned off. The Township was not notified because she checked with the Planning and Zoning Departments and they never received an application for the boxes. Her recommendation is that the Township Attorney and Administration bring this up with the Optimum representatives and reconstruct the contract. She expressed that Optimum is taking advantage of a loophole. She said she would be happy to write a letter to the Township Council and Attorney. She said the Board of Public Utilities can't help her because the contract is between the Township and Optimum.

Gail Marcella, 6 Gladstone Road, Upper Greenwood Lake – Said she went to the Tax Office to inquire about a piece of property that is next door to her house. She was told by the Tax Office that the cost to purchase the property would be \$4,168. She provided a check for the property and then she received a packet in the mail to contact an attorney. When she contacted the attorney she was told that there will be an extra cost \$3,000 - \$4,000 to begin the foreclosure proceedings. She said she was never told that by the Tax Office so she asked to cancel the sale. Mrs. DeNivo told her that it was too late to cancel the sale and she would have to go to a Council meeting to see if there is anything that can be done.

Tom Napiorski, 45 Alpine Court, Hewitt – Noted that he would like to reiterate the importance of appropriating funds in the budget discussions for the cost of Alpine Court and Hanover Road. He does not want it to be forgotten. He was first told it would take 1-2 years and now he is being told 2021.

Richard Randazzo, Wooley Road – Mentioned that he looked up the term unprofessional and he said it states improper, unethical and unskilled. He said the replacement Administrator will realize that the Council did not honor the contract of the previous Administrator and found a loophole in it. He said he made some calls around and he heard about the salary offer for the new Administrator. He said the Council will not find anyone for \$40,000. He noted Administrator salaries from surrounding towns. He feels that the next election in November will be the purge election.

Mike Hensley, Maple Road – Asked how many signatures on a petition would sway the Council to change course about their removal of Ms. Battaglia as Administrator. He noted that there are over 250 signatures; 191 online and more via hard copy. He read some of the comments that the voters and residents posted online supporting Ms. Battaglia. He said there is still time to change course. He fears that, in the future, the removal of Ms. Battaglia could warrant litigation for the Township because of how the situation is being handled. He hopes that there is one Councilmember that has the courage to make the choice and change direction to reinstate Ms. Battaglia.

Bob Nicholson, 20 Hyde Road, Stockholm – Said if they hire a new Administrator then that would leave the Township with 3 or 4 full time clerks. He asked if they needed all those positions and if there was enough work for all those positions. He asked if all the proper permits were taken out when the geese were gassed. He asked if the Health Department and the Township were aware of what happened.

Matthew, 18 Cumberland Road – Mentioned that he lived on Cumberland Road for 27 years and he is a Registered Environmental Health Specialist in Montville Township. He said he has been to a few Council meetings and he was at the meeting tonight on assignment and to voice his concerns. He wants the positive atmosphere to continue to grow in West Milford because the feedback he gets from professionals about West Milford is always positive. He said that he enjoyed working in the Recreation Department and he thanked the Council for their time and effort.

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

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

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Agenda No. XI

Council Comments

Councilman Signorino – Said he looks forward to a suggested ordinance about the 5G wireless boxes. He mentioned that there a lot of good employees in the town and he cares about the town. As a Councilman the decisions that he has made are for the betterment of West Milford and he looks forward to putting people in leadership positons. He said they have to work through the changeovers in Government and the different personalities.

Councilwoman Erik – Asked Ms. Marcella who the owner of the lot is that is next door to her and Ms. Marcella said the Township. Councilwoman Erik said if the Township owns the property and it's a foreclosure they should be able to expedite it. There is a private owner that is willing to pay the taxes on the property so it will go back on the tax roll. Mr. Semrau explained that the Tax Office did everything they were supposed to do and the certificate was purchase correctly. He said the person has an option to foreclose or sell the certificate to someone else. He said it is not Township property. Mr. Semrau stated that the Township sells the certificates and they do not provide legal advice. Councilwoman Erik expressed her concern with gassing the geese. She asked if it happened with a permit; if it was legal, did the Council know anything about it? Mayor Dale said it was recently brought to her attention that the Greenwood Lake Commission hired a company to remove the water fowl from Greenwood Lake. She will provide the Council with an update.

Agenda No. VIII

Discussion Items

Table with 2 columns: Item Number and Discussion Text. Item 1: Discussion: Proposals: Mayor Dale asked the Council how they would like to proceed. Item 2: Discussion: Polling Sites: Councilman McGuinness thanked the Mayor and Ms. Battaglia for following through with this. Item 3: Discussion: Advertisement for Administrator: Mayor Dale said when she asked the staff to advertise the ad she was informed that the normal ad cost is \$500 - \$800 and the cost for this ad would be \$4,188 - \$4,300.

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	<p>Mayor Dale said that Councilwoman Pegel asked who the employee was and what the concern was. Councilman Signorino said this will be the sixth Administrator they are searching for and the employees always managed to still get their jobs done. He said they need to stop the bickering and get back to the agenda. Councilwoman Gerst said the salary range could have been established while the ad was being advertised for the 30-45 days. Mayor Dale said that's what the intent was. Mayor Dale noted that tomorrow they will advertise the normal ad that has always been used. Councilwoman Gerst asked if they could see the ad before it goes on the league and once it is posted, are they allowed to change the wording. Mayor Dale said yes. Councilman McGuinness asked for the email communications between the employee and the newspaper showing the exact timeline of the ad cost discussion. Mayor Dale said she will provide that for the Council.</p>
<p>4.</p>	<p>Discussion: Department Head Reports: Councilwoman Lichtenberg brought to everyone's attention that the Department Heads were still at the meeting waiting to address budgetary items. Councilman McGuinness said he wants to form a committee because they are not allowed to speak to employees. He apologized for wasting the employees' time. Mayor Dale said that when Councilwoman Lichtenberg wants to speak with a Department Head, she comes to her about what she wants to speak about; they arrange a meeting to speak with the Department Head and Councilwoman Lichtenberg's questions get answered. She encouraged the Council to follow the same protocol. Councilwoman Lichtenberg noted that she is not receiving the snow reports on the cloud because of the direction of the Council wanting Department Heads at the meeting with their reports instead. She did appreciate all the reports from the Department Heads on the cloud. Councilman McGuinness asked Mayor Dale if she would be willing to set up subcommittees. Mayor Dale expressed that she is not willing to set up subcommittees for the purpose of budgetary items that should be able to be discussed in the normal course of budgetary items. The subcommittee was originally established to understand the brine process. She said some employees felt that they were being micromanaged and she does not think it's fair to have employees feel that way. She encouraged the Council to make an appointment with her to sit down with an employee if they have questions. Councilwoman Gerst said it would be more productive to have a subcommittee with a set date to meet once a month with Department Heads instead of having to set up individual meetings with Department Heads or having them show up at night at the Council meetings. Councilwoman Lichtenberg noted in the past, they always had budget meetings with the Department Heads during the Council meetings. Councilman McGuinness asked why she thinks that is more efficient. Councilman Signorino mentioned that there were years when the budget process was strictly subcommittees and years when the budget process was during Council meetings. He feels that there is a benefit doing it both ways. Mr. Semrau said that the Council can establish a subcommittee but it can't interfere with the day to day operations of the Township. Councilwoman Gerst said they should get the feedback from the Department Heads about the meetings. Mayor Dale noted that she did get the feedback from the Department Heads. Councilman McGuinness said he would like to set up a meeting with Mayor Dale and he will reach out to her to set up an appointment. Councilwoman Erik asked Mr. Voli why they are refunding money for the cooking classes. Mr. Voli said the reason for the refund is because the instructor was sick. Councilman Signorino asked Mr. Voli if they are promoting Bubbling Springs. Mr. Voli said yes and registration is open. Mayor Dale thanked the Department Heads for attending the meeting.</p>
<p>5.</p>	<p>Discussion: Friends of Wallisch: Councilwoman Erik asked if the grant is matching. The Council invited Kerry O'Brien, Chair, Friends of Wallisch to the podium. He said there is no match for the Passaic County Grant. Mr. O'Brien said the Memorandum of Understanding (MOU) was never completed. It was in the draft stage and they are revising it to get completed. Councilman Signorino said one of the concerns was the rights to the property. Mayor Dale noted that the information was in the Council's packets that outlined the resolution about the eligibility applying for the grants and the next step is to ratify the MOU that was 98% finished in 2016. Mr. O'Brien said that Mr. Moshman, Attorney for the Friends of Wallisch, simplified the MOU to take out the concern so it does not refer to Wallisch. The Township has no ownership and the Council can cancel the agreement at any time. As part of the grant process, it requires something in writing that the owner of the property allows the Friends of Wallisch as the caretakers. It has been circulated to the Township, Board of Education and the Library. He said the Library has no interest in it. The Board of Education said they have confidence in the Township, so they don't want to get involved. They are not giving up their ownership because they have confidence in the Township to work with the Friends of Wallisch. Councilman McGuinness asked Mr. O'Brien exactly what he is requesting. Mr. O'Brien said for most of the grants, there is no sense in having a resolution to approve the grant if they don't have a MOU. The MOU is not a contract or a lease; it is a way of formalizing that it is an official relationship between the Friends of Wallisch and the owners. Councilman Signorino asked Mr. Semrau to summarize the changes that were made to the MOU. Mr. Semrau said to enter into an agreement is permissible for the Township. Councilman Signorino said he would like to re-establish his commitment.</p>

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	<p>Mr. Semrau said they are seeking the right to continue and apply for grants. He said the entity has the right to make improvements. He suggested adding that to the agreement before they move forward. The Governing Body should be notified first so if there is any concern, there would be a time period to express questions and concerns. Councilman McGuinness asked if the Library has ownership. Mayor Dale said the Library is on the deed and it is all outlined in the memo. Councilman McGuinness asked how the monies are handled. Mr. O'Brien explained the grantor has checks and balances to make sure they are not pocketing the money. The Friends of Wallisch has bylaws and they do go out to bid. He noted last year, he sent an itemized letter to the Township listing the grants they received and what they are spending the money on. He said they are happy to share the information with the Township. The MOU should streamline that process. Mr. Semrau said he will put together a draft resolution summarizing everything and if there are any other legal issues, he will inform the Council. Councilman Signorino said that Mr. O'Brien is a very dedicated volunteer in the Township and he appreciates all the time he puts in. Councilwoman Erik asked if there is a timeline and Mr. O'Brien said the grant is due the middle of April. Mr. O'Brien said he will send a copy of the Memo of Understanding to the Governing Body.</p>
6.	<p>Discussion: Union Valley Road – Camden Place: Mayor Dale said the residents reached out and expressed the dangerous issues and public safety concerns that need to be addressed in this area. She said they engaged the County and Engineering Department and they have recommendations. Mayor Dale said, even though it is a County Road, the Township is responsible. Councilman Signorino said he would like to see the signs and he wants to follow up on the S-turns and the kiosk sign. He expressed that people are driving the wrong way. Councilman McGuinness asked if the Township should be involved in the closing of Camden Place. Councilwoman Gerst asked how they plan on closing off Camden Place for one year. Councilman McGuinness suggested reaching out to Crescent Park to make sure the closure will not affect anyone there. Mayor Dale suggested that the Council review the entire memo and compile all their questions so they can get them answered all at once. Councilman Signorino said they should reach out to the residents to let them know that they will be discussing this at the next meeting. Mayor Dale said they can ask the newspaper to publish the upcoming discussion for the residents of Crescent Park. The Governing Body gave consensus.</p>
7.	<p>Discussion: Shot Clock Legislation: Mr. Semrau said that he had a conversation with Ms. Swander about this. He said the ordinance from Little Silver is not going to change anything. He said Ms. Swander wants to speak to the Governing Body again to suggest changes to the Little Silver ordinance and discuss it at another meeting with the Governing Body. Councilman Signorino said he would like to see the draft with the changes. Mr. Semrau said if it is the consensus of the Governing Body, Ms. Swander will put something together for their consideration. Councilwoman Erik noted this was discussed at the Jersey Access Group meeting and this was heard in the court and a decision was due around Memorial Day. The Governing Body gave consensus. Mr. Semrau said he will reach out to Ms. Swander to find out exactly when she wants to address the Governing Body with her suggestions.</p>
8.	<p>Discussion: Host Fees: Mr. Semrau said they had a discussion in executive session that related to matters of organic waste. He asked Mr. McGuinness if they can hold back the discussion because he has follow-ups. Councilman McGuinness said yes.</p>
3.	<p>Discussion: Advertisement for Administrator cont.: Councilman Signorino asked if the CFO could identify funds that are left in the budget from the Administrator position. He asked the Council if they would be willing to modify the existing contract with the Canning Group to include other Administrator responsibilities. He asked Mayor Dale if they could have the Canning Group at the next meeting to discuss opportunities and come up with a proposal as to what the options would be to supplement what they have now. He noted that they are paying the Canning Group for the budget part of the Administrator's role. Mayor Dale said she will reach out to the Canning Group to see if they have a proposal or suggestion. Mayor Dale asked the Council if there is something that is not getting done in the day to day operations. She expressed that the staff has stepped up and nothing fell through the cracks. Councilman McGuinness asked the status of the Health Officer search. Mayor Dale explained that they took the same approach to try and find a Health Officer as they did when they found the CFO. She said she is getting the sense that the Council feels that something is not working, which is why Councilman Signorino is looking to reach out to the Canning Group. She asked that the Council make her aware of it. Councilman Signorino asked the status of the website. Mayor Dale said the website is on her list of updates for the Council.</p>

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Agenda No. IX

Unfinished Business, Final Passage of Ordinances

Agenda No. IX 1

~ Ordinance 2019 – 001 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 15 “ADMINISTRATION OF GOVERNMENT” ARTICLE XIX, “PARKS AND RECREATION COMMITTEE (ADVISORY)”, §15-90 “ESTABLISHED; MEMBERS; TERMS”

WHEREAS, the Township Council has determined that the membership of the Parks and Recreation Committee shall be reduced from fourteen (14) members to nine (9) members.

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

SECTION 1. Chapter 15 “Administration of Government”, Article XIX “Parks and Recreation Committee (Advisory)”, §15-90 “Established; Members; Terms” is amended as follows:

§ 15-90. Established; members; terms.

There shall be a Parks and Recreation Committee (Advisory) of the Township, consisting of nine (9) members, one of whom shall be a member of the Board of Education, one of whom shall be the Parks Manager for the Newark Watershed, and 7 citizens, to be appointed by the Township Council. The Director of the Department of Community Services and Recreation shall serve as an ex officio member. The one representative of the Township Council and the one representative of the Board of Education shall be appointed by and shall serve at the pleasure of the Township Council and the Board of Education, respectively. Members shall serve without compensation. The term of each member shall be for a period of one year in compliance with N.J.S.A. 40:69A-149.1 et seq., the Mayor-Council-Administrator Plan form of government. Current terms shall expire on December 31, 2013, and subsequent terms shall be in accordance with the calendar year.

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

This Ordinance may be renumbered for codification purposes.

Introduced: January 23, 2019
Adopted: March 6, 2019
Effective Date: March 26, 2019

This Ordinance was introduced January 23, 2019 and the Notice of Public Hearing was published in the Herald News on January 27, 2019. The Governing Body will open the meeting to the public to speak to this ordinance only.

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

Agenda No. IX 2

~ Ordinance 2019 – 002 ~

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

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

§ 135-2 Department of Community Services & Recreation

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

A. Bubbling Springs Membership and Badge:

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

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(2) Parent/Child Membership (One adult and One Child under the age of 18 living in the same residence	\$225.00	\$325.00		
(3) Individual Membership (Ages 13 to 61)	\$125.00	\$175.00		
(4) Senior Individual Member (Age 62+)	\$25.00	\$35.00		
(5) Senior Couple Membership	\$40.00	\$60.00		
(6) Swim Team		First child \$100.00, Each Additional Child \$90.00		
B. Bubbling Springs Park Guest Membership (per person/per day):				
(1) A person under 2 years of age:	No charge			
(2) A person from 2 years to 17 years of age:	\$5.00			
(3) A person from 18 to 61 years of age:	\$10.00			
(4) Seniors (Ages 62+):	\$3.00			
C. Day Camp: Children (Kindergarten through Eighth Grade).				
(1) Fees:	EARLY BIRD: Through April 15: 10% Off Regular Price when paid in full at time of registration			
	Full		Before	After
	8 Weeks	Weekly	Care	Care
REGULAR PRICE				
(through May 31)	\$1,220.00	\$165.00	\$35.00/week	\$35.00/week
LATE FEE				
(After June 1)	\$1,420.00	\$190.00	\$40.00/week	\$40.00/week
CAMP HOURS: 9:00 AM–4:00 PM				
BEFORE CARE: 7:00 AM–9:00 AM				
AFTER CARE: 4:00 PM–6:00 PM				

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

Introduced: February 6, 2019
 Adopted: March 6, 2019
 Effective Date: March 26, 2019

This Ordinance was introduced February 6, 2019 and the Notice of Public Hearing was published in the Herald News on February 10, 2019. The Governing Body will open the meeting to the public to speak to this ordinance only.

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

Motion to adopt Ordinance 2019-001 and 2019-002.

 Moved: Erik Seconded: McGuinness
 Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst
 Voted Nay: None
 Motion Carried:

Agenda No. XII

Action Items

Discussion:

Councilwoman Erik said that she does not like the numbers because \$130,000 is a longevity number and no one hires at the top of the scale. If they hire someone for \$128,000 or less they are going to have to give them more the following year. She said the \$130,000 maximum is way too low. Councilman McGuinness said depending on who they hire, they will have to raise the number next year. He said this is just a guideline and Councilwoman Erik said it is not a guideline, it is an ordinance. Councilwoman Pegel noted that they could always make changes. Mayor Dale reminded the Council that they need to keep in mind that it would take 60 days to make changes.

Agenda No. XII 1

~ Ordinance 2019 – 003 ~

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

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BE IT ORDAINED, by the Township Council of the Township of West Milford, in the County of Passaic, New Jersey that pursuant to Chapter 33 entitled Personnel of the Revised General Ordinances of the Township of West Milford, New Jersey, 1976, the following Officer(s) and Employee(s) here below stated shall be classified by job title with the corresponding pay ranges:

DEPARTMENT AND OFFICE HEADS

JOB TITLE	MINIMUM	MAXIMUM
Township Administrator	\$45,000.00	\$130,000.00

1. The aforelisted Officer(s) and Employee(s) shall be compensated in accordance with the preceding Salary Range.
2. **BENEFITS:** Benefits relating to vacation, sick days, personal days, longevity, holidays, bereavement leave and medical insurance shall be those as contained in the contract between the West Milford Municipal Employees Guild (AFSCME 3301) and the Township of West Milford or any employment agreement consistent with applicable law.
3. **OVERTIME:** If not otherwise eligible for overtime compensation by contract or law, each full-time department and division head in lieu of overtime compensation as provided in the Guild contract, shall receive three (3) vacation days and up to 35 compensatory hours annually, the latter earned hour for hour for hours worked above forty per week. All other full-time employees listed in this ordinance if not otherwise eligible for overtime compensation by contract or law, shall receive 21 compensatory hours annually, plus one half hour for each hour worked above thirty-five or forty hours per week depending on the applicable contract for the employee's department. Vacation and compensatory time may be used or accumulated as follows: vacation days may be carried for up to one year from January 1 following the year earned, and compensatory hours may be taken no later than April 1 of the year following the year earned.
4. Stipend Positions will not be subject to increases unless specifically authorized by Resolution of the Governing Body.
5. Any ordinance or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to such extent as they are in conflict or inconsistent. This ordinance shall take effect 20 days after its final passage by the Township Council.

Introduced: March 6, 2019
Adopted:
Effective Date:

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for March 20, 2019. Notice of this public hearing shall be published in the Herald News on or about March 10, 2019.

Moved: McGuinness Seconded: Gerst
Voted Aye: Pegel, Lichtenberg, McGuinness, Signorino, Gerst
Voted Nay: Erik
Motion Carried:

Mayor Dale asked to move resolutions 2019-071 through 2019-087 excluding resolution 2019-086.

Discussion:

Councilman McGuinness asked if the chairlift in resolution 2019-072 is going to cost \$27,446.00. Ms. Battaglia said the purchase is less than the bid threshold. The Governing Body authorized if the purchase was anything over \$17,500 but below the bid thresholds that they come before the Governing Body and seek their approval by resolution. The funds were identified through a grant with Columbia Bank. Councilman McGuinness asked for an explanation of resolution 2019-077. Mr. Semrau said they did approve it but back in 2012 there was issues that went on within the association. They had a minor change to reserve some rights to access for the Township and the deeds have been updated and ready to go. They had to resolve some litigation issues. Councilman McGuinness asked if they are selling a tax levy as a private sale on resolution 2019-078. Mr. Semrau said this is a tax sale certificate and someone came forward and offered to buy the certificate so the Township gets the taxes paid. Councilman McGuinness asked if he can get an approximate amount of the taxes that were cancelled in resolution 2019-080.

Agenda No. XII 2

~ Resolution 2019 – 071 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ADOPTING STIGMA-FREE ZONES

WHEREAS, the Passaic County Board of Chosen Freeholders, along with the Passaic County Department of Mental Health and Addiction Services, and the Mental Health Association in Passaic County, supports the designation of **Stigma-Free Zones** in every municipality, and;

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WHEREAS, the National Institute of Mental Health reports that 1 in 4 adults experiences mental illness in a given year and 1 in 7 adults live with a serious mental illness such as schizophrenia, major depression, or bipolar disorder; approximately 20% of youth ages 8 to 15 experience severe mental disorders in a given year, and;

WHEREAS, the stigma associated with the disease of mental illness is identified as the primary reason individuals fail to seek the help they need to recover from the disease, and;

WHEREAS, *Stigma-Free Zones* aim to inspire public interest and open dialogues about stigma, raise awareness of the disease of mental illness and create a culture wherein residents who have the disease of mental illness feel supported by their community and neighbors and feel free to seek treatment for the disease without fear of stigma, and;

WHEREAS, promoting awareness that there can be no *“health”* without mental health will break down barriers and encourage residents of all ages to be mindful of their mental health and ask for help when needed, and;

WHEREAS, local resources are available to treat the disease of mental illness so no one resident needs to suffer alone or feel hopeless, and;

WHEREAS, establishing ***Stigma-Free Zones*** will raise awareness of resources and encourage residents to engage in care as soon as the need is identified so recovery can begin, hope is inspired and tragedies are avoided.

NOW THEREFORE BE IT RESOLVED, that the Township of West Milford recognizes the community needs and supports the efforts of the County of Passaic in designating the Township of West Milford as a ***Stigma-Free Zone***.

Adopted: March 6, 2019

Agenda No. XII 3

~ Resolution 2019 – 072 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF A WHEELCHAIR LIFT IN ACCORDANCE WITH THE TOWNSHIP’S PURCHASING POLICIES

WHEREAS, the Township Council of the Township of West Milford did adopt Ordinance 2013-020 to create the position of Qualified Purchasing Agent in the municipality and they did subsequently adopt Resolution 2013-330 appointing a Qualified Purchasing Agent (QPA) and increasing the bid threshold to \$40,000; and

WHEREAS, as a condition to the increase in the bid threshold, the Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase in excess of the former bid threshold of \$17,500 and that the purchase shall warrant a minimum of three quotations; and

WHEREAS, Columbia Bank has donated the amount equal to that needed to replace the existing wheelchair lift; and

WHEREAS, the Township Council has received a recommendation to purchase a Wheelchair Lift which expense shall exceed the aggregate quote threshold of \$17,500.00; and

WHEREAS, the need for an updated wheelchair lift is needed to replace the existing lift which is close to the end of its lifetime and recommends Handilift as the provider of this specialized product, as there is no State Contract or Cooperative Pricing Contract for this specialized equipment; and

WHEREAS, the Township’s Qualified Purchasing Agent is aware of the recommendation, has confirmed that Handilift is the vendor for this material and the purchase is in compliance with the New Jersey Local Public Contracts Law; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number 02-213-41-806-000.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute the future purchase of a wheelchair lift in an amount not to exceed \$27,446.00 for the remainder of the 2019 calendar year.

Adopted: March 6, 2019

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. XII 4

~ Resolution 2019 – 073 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMITTAL AND ACCEPTANCE OF A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FOR ADA IMPROVEMENTS TO A MUNICIPAL COMPLEX BATHROOM

WHEREAS, the County of Passaic anticipates having \$650,000 available to eleven eligible municipalities of the County and to eligible non-profit agencies under the 2019 CDBG program; and

WHEREAS, the CDBG program funding is provided by the US Department of Housing and Urban Development and project selection is determined by the national objective to assist low and moderate income individuals; and

WHEREAS, barrier free access retrofits, in accordance with the Americans with Disabilities Act (A.D.A.) are a qualified exception to the low-mod block requirements; and

WHEREAS, the Township has recently agreed to the replacement of an A.D.A. Wheelchair Lift in the Municipal Complex at 1480 Union Valley Road for barrier free access to an upper floor; and

WHEREAS, the existing upper floor bathroom is not compliant to A.D.A. Guidelines and Design Standards; and

WHEREAS, the A.D.A. Committee has identified A.D.A. compliance for the upper floor bathroom as a future project.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and the Township Council of the Township of West Milford hereby authorize the submission of an application entitled 2019 Community Development Block Grant for \$40,000 for A.D.A. Improvements to the Municipal Complex Building #1 (Town Hall) Bathroom.

Adopted: March 6, 2019

Agenda No. XII 5

~ Resolution 2019 – 074 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REGARDING MUNICIPAL COUNCIL FAIR HOUSING

WHEREAS, the Township of West Milford supports Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New Jersey Law Against Discrimination. It is the policy of the Township of West Milford to implement programs to ensure equal opportunity in housing for all persons regardless of race, color, religion, ancestry, sex (including pregnancy), national origin, nationality, familial status, marital or domestic partnership status, affectional or sexual orientation, atypical hereditary cellular or blood trait, genetic information, liability for military service, mental or physical disability, perceived disability, AIDS/HIV status and Lawful Income or Source of Lawful Rent Payment (Section 8). The Township of West Milford further objects to discrimination in the sale, rental, leasing, financing of housing or land to be used for construction of housing, or in the provision of brokerage services because of race, color, religion, ancestry, sex, national origin, handicap or disability as prohibited by Title VIII of the Civil Rights Act of 1968 (Federal Fair Housing Law) and the New Jersey Law Against Discrimination. Therefore, the Municipal Council of the Township of West Milford do hereby approve the following resolution.

BE IT RESOLVED, that within available resources, the Township of West Milford will assist all persons who feel they have been discriminated against under one of the aforementioned categories, to seek equity under federal and state laws by filing a complaint with the New Jersey Division on Civil Rights and the U.S. Department of Housing and Urban Development, as appropriate.

BE IT FURTHER RESOLVED, that the Township of West Milford shall publicize this resolution and through this publicity shall cause owners of real estate, developers, and builders to become aware of their respective responsibilities and rights under the Federal Fair Housing Law, the New Jersey Law Against Discrimination, and any local laws or ordinances.

BE IT FURTHER RESOLVED, that the municipality will at a minimum include, but not be limited to: (1) the printing and publicizing of this resolution, a fair housing public notice and other applicable fair housing information through local media, community contacts and placement on the Municipal website and in other social media; (2) distribution of posters, flyers, and any other means which will bring to the attention of those affected, the knowledge of their respective responsibilities and rights concerning equal opportunity in housing.

Adopted: March 6, 2019

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~ Resolution 2019 – 075 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SUBMITTAL AND ACCEPTANCE OF A 2019 ANJEC OPEN SPACE STEWARDSHIP GRANT BY THE ENVIRONMENTAL COMMISSION FOR A PROJECT ENTITLED “BELCHERS CREEK CLEANUP & RECREATIONAL ENHANCEMENT PROJECT” IN THE AMOUNT OF \$1,462

WHEREAS, the West Milford Environmental Commission is proposing a Belchers Creek Cleanup & Recreational Enhancement Project, with funding available in the amount of \$1,462.00 through a 2019 ANJEC Open Space Stewardship Grant; and

WHEREAS, this grant project includes converting little used open space along Belchers Creek into a recreational area for the community, enhancing a major tributary leading into Greenwood Lake, and monitoring the phosphorous and nitrate levels in the creek to improve the overall health of Greenwood Lake; and

WHEREAS, the purpose of the grant is to advance local open space stewardship and help raise the profile of the Environmental Commission in the community through publicity and public participation or collaboration with local groups on the project; and

WHEREAS, no cash match is required to apply for the grant, with a minimum of 80 hours of volunteer labor to be provided by the West Milford Environmental Commission, the Greenwood Lake Commission, and other local community groups, with two thirds of the grant paid to the Environmental Commission initially, and one third of the balance paid when the project is completed; and

WHEREAS, the project will encourage local ecotourism, help to stimulate recreational opportunities, as well as promote healthy waterbodies through the continuous monitoring and collection of nitrate and phosphate data along the Belchers Creek corridor.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford hereby authorizes the Environmental Commission to submit an application for a 2019 ANJEC Open Space Stewardship Grant, with no cash match, in the amount as follows:

Grant amount: \$1,462.

BE IT FURTHER RESOLVED that the Mayor and/or Township Administrator be and are hereby authorized and directed to arrange for the acceptance of said grant.

Adopted: March 6, 2019

Agenda No. XII 7

~ Resolution 2019 – 076 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING EXPENDITURE OF FUNDS FOR THE PURCHASE OF GEO-MELT (BRINE) THROUGH WINTER TECHNOLOGIES IN ACCORDANCE WITH THE TOWNSHIP’S PURCHASING POLICIES

WHEREAS, the Township Council of the Township of West Milford did adopt ordinance 2013-020 to create the position of Qualified Purchasing Agent in the municipality and they did subsequently adopt resolution 2013-330 appointing a Qualified Purchasing Agent (QPA) and increasing the bid threshold to \$40,000.00; and

WHEREAS, as a condition to the increase in the bid threshold, the Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase in excess of the former bid threshold of \$17,500.00 and that the purchase shall warrant a minimum of three quotations; and

WHEREAS, the Township Council has received a recommendation from the Department of Public Works to purchase Geo-Melt (brine) which expense shall exceed the aggregate quote threshold of \$17,500.00; and

WHEREAS, the Department of Public Works has the need for Geo-Melt (brine) for treatment of roadways for the remainder of 2019 and recommends Winter Technologies as the provider of this specialized product, there is no State Contract or Cooperative Pricing Contract for this material; and

WHEREAS, the Township’s Qualified Purchasing Agent is aware of the recommendation, has confirmed that Winter Technologies is the vendor for this material and the purchase is in compliance with the New Jersey Local Public Contracts Law; and

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WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number 01-201-26-294-200.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute future purchases to Winter Technologies in an amount not to exceed \$40,000.00 for the remainder of the 2019 calendar year.

Adopted: March 6, 2019

Agenda No. XII 8

~ Resolution 2019 – 077 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF DEEDS CONVEYING PROPERTIES TO THE MT. GLEN LAKES PROPERTY OWNERS ASSOCIATION

WHEREAS, the Township of West Milford, by way of foreclosure, previously acquired the deeds to lake bottoms which are part of Mt. Glen Lakes; and

WHEREAS, it is for the benefit and interest of the public that such properties be the responsibility of the Mt. Glen Lakes Property Owners Association so that they can complete the necessary dam improvements for the overall wellbeing of the Mt. Glen Lakes community; and

WHEREAS, the Township adopted Ordinance 2012-007 on May 8, 2012 authorizing the transfer of Block 11001, Lot 50, Block 11302, Lot 36 and Block 11302, Lot 11 to the Mt. Glen Lakes Property Owners Association subject to Township's continued use and access to a portion of Block 11302, Lot 11 as needed for the Township's existing storm drain outfall pipe and emergency vehicle access; and

WHEREAS, the conditions and other administrative issues set for in Ordinance 2012-007 have been addressed by the Mt. Glen Lakes Property Owners Association; and

WHEREAS, the deeds transferring the aforesaid properties have been reviewed by both the Township and the Township attorney's office and have been found to be acceptable.

NOW, THEREFORE, BE IT RESOLVED that this Resolution shall memorialize Ordinance 2012-007 adopted May 8, 2012 and the Mayor and Township Clerk are hereby authorized to execute the deeds transferring the aforesaid properties to the Mt. Glen Lakes Property Owners Association.

BE IT FURTHER RESOLVED, that after the execution of the deeds, they will be forwarded to counsel for the Mt. Glen Lakes Property Owners Association.

This Resolution shall take effect immediately.

Adopted: March 6, 2019

Agenda No. XII 9

~ Resolution 2019 – 078 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY PROVIDING FOR THE ASSIGNMENT OF TAX SALE CERTIFICATES AT PRIVATE SALE BLOCK 02101, LOT 007

WHEREAS, the Collector of Taxes has reported to the Township Council the offer of Marta Sisco-Izak to acquire by assignment the following tax lien certificate held by the Township of West Milford.

Lien Certificate	Date of Sale	Block/ lot	Amount Due
07-018	4-03-07	02101-007	\$14,012.97

WHEREAS, the said Marta Sisco-Izak has paid to the Collector of Taxes the sum of \$14,012.97 representing the amount due on said Certificates, together with subsequent liens thereon.

BE IT RESOLVED that March 20, 2019, at 6:30 P.M. prevailing time at the West Milford Town Hall, be set as the date, time and place when and where the Township Council shall take action on the said offers of Marta Sisco-Izak.

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BE IT FURTHER RESOLVED, that the Collector of Taxes be and hereby is directed, pursuant to N.J.S.A. 54:5-112 and 5-113, to publish such notice in the Herald News, mail such notice and post such notices as shall be required by law prior to any action as shall be taken by the Township Council on said offer.

Introduced: March 6, 2019

Agenda No. XII 10

~ Resolution 2019 – 079 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC STATE OF NEW JERSEY
AUTHORIZING THE SETTLEMENT OF CERTAIN TAX APPEALS**

WHEREAS, appeals of the real property tax assessments of the following properties have been filed in the Tax Court of New Jersey:

PROPERTY OWNER	BLOCK	LOT	ADDRESS
Lend More LLC	3503	12	9 Lakeside Road
Bald Eagle Realty LLC	5310	2	179 Cahill Cross Road
1177 Union Valley Rd LLC	7702	9	1177 Union Valley Road

; and

WHEREAS, the Tax Assessor, Appraiser and Township Attorney are of the opinion that it is in the best interest of the Township to settle these appeals.

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

1. The settlement of the following tax appeals filed at the Tax Court of New Jersey is hereby authorized as follows:

PROPERTY OWNER	YEAR	ORIGINAL ASSESSMENT	PROPOSED SETTLEMENT
Lend More LLC	2017	\$751,000	\$650,000
	2018	\$751,000	\$550,000
Bald Eagle Realty LLC	2017	\$4,950,000	\$4,500,000
	2018	\$4,950,000	\$4,300,000
1177 Union Valley Rd LLC	2017	\$1,300,000	\$1,300,000
	2018	\$1,300,000	\$1,200,000

2. All refund checks are to be made payable to the attorneys for the taxpayer and the taxpayer. Refunds are to be made within 60 days from the date of the entry of Judgment and interest is waived on said refunds on the condition that the refund is paid within 60 days from the date of the entry of Judgment.

3. All municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.

4. The Tax Collector is hereby authorized to credit and/or refund the appropriate taxes in accordance with the terms of this Resolution.

5. This Resolution shall take effect immediately.

Adopted: March 6, 2019

Agenda No. XII 11

~ Resolution 2019 – 080 ~

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

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

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

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

REASON: 100% DISABLED VETERAN

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Block & Lot	Name	Amount	Year
5311-3.21	Betrand D. Ross	\$556.65	2018 1st Qtr. Partial
		\$1,113.00	2018 2nd Quarter
		\$2,289.04	2018 Second Half
12404-8	Samuel Mantilla	\$80.64	2018 2nd Qtr.Partial
		\$4,965.98	2018 Second Half
Total		\$9,005.31	

Adopted: March 6, 2019

Agenda No. XII 12

~ Resolution 2019 – 081 ~

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

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

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

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

REASON: EXEMPT PROPERTY

Block & Lot	Name	Amount	Year
6803-4	Board of Chosen Freeholders	\$2,479.93	2019 1st Half
5008-1Q	The Land Conservancy of NJ	\$386.00	2019 1st Half
Total		\$7,806.07	

Adopted: March 6, 2019

Agenda No. XII 13

~ Resolution 2019 – 082 ~

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

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

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

- REASON:**
- | | |
|----------------------|-------------------------------|
| 1. Incorrect Payment | 6. Tax Appeal County Board |
| 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| 3. Senior Citizen | 8. 100% Disabled Veteran |
| 4. Veteran Deduction | 9. Replacement Check |
| 5. Homestead Rebate | 10. Reduced Assessment |

Block/Lot	Name	Amount	Year	Reason
302-1	Arthur & Mae Hansen 1 Hansen Lane Hewitt, NJ 07421	\$2,020.00	2019	8
811-013	ServiceLink 1 Cherrington Parkway Moon Township, PA 15108	\$ 2,528.00	2019	2
1603-3	Van Natta Title Agency, Inc. 1069 Ringwood Ave. Ste 205 Haskell, NJ 07420	\$2,880.00	2019	2

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1808-4	Goodman Dean, Inc. 10833 Valley View St. Ste. 240 Cypress, CA 90630	\$1,326.00	2019	2
2403-19	Guardian Title Services, LLC 345 Centre Street Ste. 2 Nutley, NJ 07110	\$1,882.00	2019	2
2413-6	CoreLogic	\$2,015.00	2019	2
2705-12	Centralized Refunds	\$2,268.00	2019	2
9801-26	PO Box 9202 Coppell, TX 75019-9978	\$2,485.00	2019	2
4014-1	Wells Fargo R.E Tax Service LLC. Att: Financial Support Unit MAC X2301-02C 1 Home Campus Des Moines, IA 50328-0001	\$2,361.00	2019	2
5311-3.21	Bertrand Ross & Kim Young 2 Richmond Road Ste 321 West Milford, NJ	\$3,958.69	2018	8
6101-3	Elite Title Group, LLC 22 Ridge Road Lyndhurst, NJ 07071	\$2,985.00	2019	2
6303-20	Berkshire Abstract & Title Agency, LLC 141 Ayers Ct. Ste 1B Teaneck, NJ 07666	\$2,367.00	2019	2
7801-42.01	Lereta Att: Central Refunds 1123 S. Park View Drive Covina, CA 91724	\$1,603.00	2019	2
9501-33	Liberty Abstract Inc. PO Box 50 Morristown, NJ 07963	\$3,146.00	2019	2
9702-7	Builders Title Agency, Inc. 70 Grand Ave. Ste 106 River Edge, NJ 07661	\$2,284.00	2019	2
12105-2	Mr. Cooper 1123 S. Park View Drive Covina, CA 91724	\$1,434.00	2019	2
12404-8	Samuel Mantilla 130 Otterhole Road West Milford, NJ 07480	\$5,046.62	2018	8
7401-11	Michael & Anneke Hoek 192 Bearfort Road West Milford, NJ 07480	\$143.42	2019	
TOTAL		\$42,732.73		

Adopted: March 6, 2019

Agenda No. XII 14

~ Resolution 2019 – 083 ~

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

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

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

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

REASON: 1. INSUFFICIENT FUNDS

BLOCK/LOT	NAME	AMOUNT	YEAR	INTEREST
408-13	Leslie Wilson	\$1,735.00	2019	
5308-3	Lili First LLC	\$3,000.00	2018	\$401.15
1905-1	Edward & Libby Sukoff	\$3,035.00	2019	
7801-4.05	Kathleen & Vincent Seddon	\$1,395.00	2019	
12802-11	Charles & Susan Gervase	\$990.00	2019	

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202-28	Bill & Edna Messmer	\$1,849.00	2019	
7801-4.05	Kathleen Seddon	\$1,395.00	2019	
1901-7	Tari Cassella	\$1,152.00	2019	
TOTAL		\$14,551.00		

Adopted: March 6, 2019

Agenda No. XII 15

~ Resolution 2019 – 084 ~

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

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

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

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
12-0071A	08/18/2016	06602-014	\$4,422.49	TED KOZIOL 40 GRANT STREET EAST RUTHERFORD, NJ 07073
17-0058	10/10/2017	12305-022	\$25,341.00	FIG CAPITAL INVESTMENTS NJ13; LLC 1000 RIVERSIDE AVE SUITE JACKSONVILLE, FL 32204
18-0002	10/09/2018	00202-020	\$12,458.47	US BANK CUST FOR TOWER DB VIII TRUS 50 SOUTH 16TH STREET SUITE 2050 PHILADELPHIA, PA 19102
18-0023	10/09/2018	03603-007	\$35,446.97	SUNSHINE STATE CERTIFICATES VII; LL 7900 MIAMI LAKES DRIVE WE MIAMI LAKES, FL 33016
18-0038	10/09/2018	09406-043	\$8,374.88	US BANK CUST FOR TOWER DB VIII TRUS 50 SOUTH 16TH STREET SUITE 2050 PHILADELPHIA, PA 19102
Total			\$86,043.81	

Adopted: March 6, 2019

Agenda No. XII 16

~ Resolution 2019 – 085 ~

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

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

Lacrosse		
Darren	\$100.00	April Provenzano 43 Bisset Drive West Milford, NJ 07480
Kids Cooking – Jan 29		
Melissa, Sarah	\$190.00	Jodie Comune 155 Vreeland Road West Milford, NJ 07480
Caiden Ciallela	\$95.00	Valerie Markowski 26 Carriage Lane West Milford, NJ 07480
Skylar	\$95.00	Shannon Dempsey 17 Sussex Drive West Milford, NJ 07480
John	\$95.00	Christina Walker 121 Continental Road West Milford, NJ 07480

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Kristen	\$95.00	Dawn Nowacki 28 Deerbrook Lane West Milford, NJ 07480
Tyler	\$95.00	Victoria Evans 24 Camelot Drive West Milford, NJ 07480
Jr. Kids Cooking		
Daniel	\$27.50	Lisa Ruffo 24 Hancock Drive West Milford, NJ 07480
Jacob	\$27.50	Tonya Ball-Zaro 258 Germantown Road West Milford, NJ 07480
Lyla Murphy	\$27.50	Amy Tromboni 153 Papscoe Road Hewitt, NJ 07421
Lillian	\$27.50	Eunice Down 46 Roaring Brook Way West Milford, NJ 07480
Alexandrea	\$27.50	Sarah Warren 218 Ridge Road West Milford, NJ 07480
Valentine Dinner, Kids Cooking Jan 29		
Zoey Viscana	\$165.00	Jennifer Chayka 555 Morsetown Road West Milford, NJ 07480
Valentine Dinner		
Alizah, Arianna	\$140.00	Totie Shine 16 Banker Road Hewitt, NJ 07421
Valentine Dinner, Kids Cooking Jan 11		
Julia, Emma	\$165.00	Simona Dan 144 Ridge Road West Milford, NJ 07480
Kids Cooking – Jan 11		
Ava	\$47.50	Allan Jauregui 41 Edgecumb Road West Milford, NJ 07480
Kids Cooking – Jan 11 & Jan 29		
Joseph & Dominic	\$142.50	Dawn Bufardeci 195 Vreeland Road West Milford, NJ 07480
Kids Cooking – Jan 11 & Jr. Kids Cooking		
Dean Ferrera	\$75.00	Dean Ferrera 21 Evelyn Drive West Milford, NJ 07480
Kids Cooking – Jan 11		
Ariell O'Connor, Addisyn Fazio	\$95.00	Charmaine Fazio 15 Hunterdon Place West Milford, NJ 07480
Bob Ross Art		
Marion	\$60.00	Marion McGrath 140 Rockburn Pass West Milford, NJ 07480
Joshua & Sophie	\$110.00	Shannon Moss-Henkel 4 Allendale Road Hewitt, NJ 07421
Brix Blast 2/18		
Andrew	\$65.00	Catherine Karpowicz 22 Windbeam Ave. Ringwood, NJ 07456

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. XII 17

~ Resolution 2019 – 087 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC,
STATE OF NEW JERSEY REJECTING BID FOR THE MAINTENANCE OF BALLFIELDS & OTHER
SITES AND AUTHORIZING RE-BID OF SAME**

WHEREAS, the Township of West Milford solicited bids on February 22, 2019. for the Maintenance of Ballfields & Other Sites; and

WHEREAS, in response to the “Notice to Bidders” the Township received one (1) bid; and

WHEREAS, the one (1) bid exceeded the amount of funding appropriated; and

WHEREAS, said bid has been duly reviewed by the Director of Community Services & Recreation and the Township Attorney; and

WHEREAS, the one (1) bid exceeded the amount of funding appropriated; and

WHEREAS, pursuant to NJSA 40A:11-13.2 a local contracting unit may reject all bids that exceeds the contracting unit’s appropriations for the goods or services.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the bid received on February 22, 2019 for the Maintenance of Ballfields & Other Sites is hereby rejected for the reason stated above.

BE IT FURTHER RESOLVED, that the Township Director of Community Services & Recreation and the Township Clerks Office be and are hereby authorized to rebid for this project.

Adopted: March 6, 2019

Moved: McGuinness Seconded: Gerst
Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst
Voted Nay: None
Motion Carried:

Agenda No. XIII

Consent Agenda

None

Agenda No. XIV

Approval of Expenditures

~ Resolution 2019 – 086 ~

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 this office in payment of amounts due by the Township.

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

Acct #	Account Name	Amount
1	Current Account	\$497,723.91
3	Reserve Account	93,003.69
2	Grants	6,018.04
6	Refunds	42,797.73
1	General Ledger	325.06
26	Refuse	82,000.00
4	Capital	7,613.58
19	Animal Control	86.25
19	Heritage Trust	0.00

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19	Open Space Trust	0.00
19	Trust	127,692.24
19	Scala Trust	0.00
16	Development Escrow	239.75
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	6,717.90
Total		\$864,218.15
Less Refund Resolution		-42,797.73
Actual Bills List		\$821,420.42
Other Payments		
Payroll		590,395.14
BOE		4,614,668.00
Payroll		575,677.34
Payments released from cancelled 2/20/19 meeting		
Recreation Refunds		1,902.50
Tax Lien Refunds		86,043.81
Griffith-Allied Oil		33,501.98
Ready Refresh		213.14
Snowstorm Plowers		20,412.50
Total Expenditures		\$6,744,234.83

Adopted: March 6, 2019

Moved: Erik Seconded: Gerst
 Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst
 Voted Nay: None
 Motion Carried:

Agenda No. XV

Reports of Administrator, Mayor and Council Members

Mayor Dale – Noted that the Lion’s Club is moving forward with the project plans for the shadow box and at their meeting, they will discuss the plans and the cost involved. She thanked the County for their willingness to respond and work with the Township. There were a lot of escalated complaints about potholes on the County roads and the County is more than willing to help. She said she had a second meeting with the company responsible for the design of the Township website and they are working on making the changes. She will put it on a future workshop meeting agenda to debut for the Council. She read a letter and noted information from the Passaic County Clerk. She said the Passaic County Clerk is excited to share with the Veterans that there is a new program called Recycled Rides. The program is done through collaboration with auto insurance companies, collision repairs, paint and part vendors, who repair, donate and refurbish vehicles to deserving individuals. They offer refurbished vehicles to qualified Veterans and she will turn over the information to the Township’s Veteran Resource Officer. She mentioned that the West Milford First Aid Squad is holding a Town Wide Shredding Fundraiser on Saturday May 4th. There will be confidential shredding on site and they are looking for sponsors. It is also being advertised on WM77 TV. She provided an update on Volunteer Night and the Wi-Fi at Town Hall.

Councilwoman Pegel – Said with the permission of the Mayor and Council, she would like to continue her communication with the Library Director, Mr. Pino, regarding the artwork display and shadow box and displaying the artwork of our local talents in the Library. She noted that they have the apparatuses and mechanisms to hang the artwork. Mayor Dale said that Councilwoman Pegel can attend a Library Board Meeting and speak with them directly. She asked that Councilwoman Pegel update her after the meeting. Councilwoman Pegel said that she is happy that they are moving forward with the Lion’s Club and the shadow box and she would like to be kept in the loop. She noted that she had the honor to administer the Oaths to the Greenwood Lake Volunteer Fire Company. She said they were fantastic and it was a lovely evening. She thanked all the First Responders and Fire-Fighters in the Township and she expressed that their dedication was impressive and she admires their dedication. She thanked the DPW for their endless efforts during the recent storms keeping the roads safe. Their dedication to always go the extra mile in order to keep the residents safe is admirable and she appreciates it. She requested a copy of the standard advertisement that will be used for the Administrator position.

Mayor Dale – Noted that the County will be closing the Marshall Hill Bridge in the spring. The cost analysis to keep the one lane open during the project is cost prohibitive.

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Councilwoman Lichtenberg – Noted that the meeting on “What Parents Need to Know about Teen Vaping” was cancelled because of the weather. She said the meeting has been rescheduled for March 20th at 7:00 p.m. at Macopin Middle School. She noted various events and the dates and times. She said a few businesses at the Chamber of Commerce expressed concern that the Township Ordinance states on Sunday, liquor can start being served at 12 noon. They would really like it to be changed to 11 am on Sunday mornings because some of them have brunches. She asked if this could be on a workshop agenda for a discussion to change the ordinance. The Governing Body gave consensus.

Councilman McGuinness – Expressed that he would like to bring back Council on Mandates and discuss it at the next executive session. He appreciates everyone’s efforts trying to get the voting site moved from Paradise Knoll to the Freedom Church. He said he visited the Community Firehouse as the Council Liaison and expressed that there is a solid group there. They are seeking new members because their numbers are dropping. They need to come together as a community to help support them to get new members. He provided the Fire Chief’s phone number and noted that their meetings are held on the second Tuesday of every month at 7:30 pm and encouraged people to stop in if they are interested in joining the fire department. He noted that the Welcome to West Milford sign leaving Greenwood Lake is down and he would like to see that fixed. He asked if there are plans for the houses that collapsed by the Long Pond Iron Works. Councilwoman Erik said they discussed those houses at the Buildings Standards Board Meeting. The State said that they outrank the Township and they put up yellow tape around the houses. She noted that it is State property.

Councilman Signorino – Reminded everyone that there are a lot of good businesses in town and please don’t forget about them. He encouraged everyone to consider shopping local. He promoted the museum and Heritage Committee. He said the meeting with the TV Commission went well. He expressed that he would like to look into finding a grant writer for the Township. Mayor Dale said that she already looked into it and there are companies out there and she was given a referral from a neighboring town. They will be setting up an appointment to understand what the scope of services are, the costs associated and what they have to offer. Once she completes the meeting she will be more than happy to pass on the information to the Council. Councilwoman Pegel said that is one qualification that they should look for when considering an Administrator.

Councilwoman Gerst – Said the DPW did a fantastic job during the past two storms. She recognized the West Milford Florist because she had to have 17 bouquets of flowers made in two hours and they were able to do it. She praised them and their customer service and said the bouquets were beautiful.

Councilwoman Erik – Mentioned that 80% of the work is done by 20% of the people who are called volunteers. She reminded everyone to submit the names for Volunteer Night.

Agenda No. XVI

Appointments and Resignations

None

Agenda No. XVII

Adjournment

There being no further business to come before the Council, the Governing Body adjourned the meeting at 11:10 p.m.

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

Approved: March 20, 2019

Respectfully submitted:

Sherry Zbrzeski, Keyboarding Clerk I

MICHELE DALE, MAYOR

ANTOINETTE BATTAGLIA, TOWNSHIP CLERK