
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 2 of 25

what the decision is about the teen coffee house. Council discussed a limit for bonding with a goal to keeping debt load flat. He said we should be adding up bondable costs not the bond down payment to achieve the \$1.56 million limit. Mayor Bieri said that to proceed with the bond ordinance we need a Council decision on recreation and an ambulance for the capital budget. Council President Signorino said he received comments about the police vehicles and he asked for a discussion about that too.

Council President Signorino noted that two vehicles were just purchased from the approved appropriations last year. Ms. Gage said that the vehicles have been purchased but have not been received and detailed because there were title issues. Council President Signorino said that the Council may want to take that into consideration when considering how many vehicles should be authorized this year. He asked if those four should be considered part of the six being requested in this budget cycle. Ms. Gage said that those four are from last year and Mayor Bieri agreed. The head mechanic recommends that these vehicles be replaced. Ms. Gage said that the fleet contains six vehicles that are well in excess of the recommended mileage. The police department puts 40-60,000 miles per year on these vehicles which warrants an annual need. Council has authorized varying numbers over the years from 3 to 6. Our mechanic and police department recommend that we purchase seven cars and the mechanic is insistent on six. There are seven patrol cars out every day and vehicles with high mileage can be problematic. Councilwoman Horton said that the mileage level seems extreme to her. She understands the demands of the police department are greater but she has personally retained vehicles until there is over 200,000 miles. Councilman Rosone said wear & tear on these vehicles is also an issue. That 120,000 miles is realistically doubled due to wear & tear and the type of usage the vehicle is subjected to. Ms. Gage agreed adding that these miles are high for police vehicles. Mayor Bieri noted that the police base their recommendation on mileage and the mechanic looks at condition. Councilman Hensley questioned who recommends the mileage limits and sets the standards. We will be receiving four new cars that we ordered last year and in his opinion that buys the town some time. He does not see the urgency with four new cars to arrive. Mayor Bieri noted that when appropriations are finalized this year and the process initiated the cars will not arrive in town until the end of this year or next year. The same mindset, she said, should apply to the ambulance. Mayor Bieri said that our mechanic has looked at these vehicles and based on their condition his professional opinion is that they should not be used as police cars. Councilman Rosone agreed. Ms. Gage added that when these vehicles are replaced the old police vehicles are rotated into the municipal fleet. If we don't replace police vehicles other departments do not get needed vehicles. Councilman Hensley asked if we have any information on the historic purchases and Ms. Gage said that in recent years the Council has approved between 3-6 annually. Councilman Rosone reminded his colleagues that West Milford comprises over 80 miles which has a greater impact on the police department's resources. Council President Signorino said that all too often information comes from department heads and Council is asked to trust that. He said that until tonight he did not know what they wanted to purchase. He did not realize that it is for computers. Council should know the plan for purchases. Council should not be asked to blindly trust department heads. He wants that information every time Council is asked to make a decision. Taking someone's word is not fair to Council. Mayor Bieri noted that that there is a plan for police vehicles, a plan that has been in place for many years. Ms. Gage confirmed adding that there is also a replacement plan for IT needs too. Council President Signorino asked if the delay for these purchases is realistic. Ms. Gage reviewed the timeline of last year's budget process from inception to adoption, the bond ordinance process and the purchasing process noting that the police department acted swiftly once the bond ordinance was finally adopted. The bond ordinance became effective on September 5, 2012 and the Council had a resolution before them by the November workshop meeting. That would indicate there was no delay from the department. Mayor Bieri urged the Council has to look at the long-term when making budget decisions and she noted that Council President Signorino has had ample opportunity to question information provided by department heads. She took issue with his depiction of department heads and their staff as being untrustworthy. She said that if Council does not make responsible decisions today it could result in greater costs in the future. Councilman Rosone said that he was impressed with the presentation for the vehicles from Chief Storbeck at their committee meeting and commends him for scaling back on SUVs and going with more efficient AWD vehicles. That, he said, is proactive. Council President Signorino said that a plan needs to be in place and that until today he did not know that IT has a plan. He wants plans presented to him. Ms. Gage replied that the IT plan has been in place for several years and it has been repeatedly referred to in successive budget processes in successive years. The plan for the police vehicles is an annual review of the condition of vehicles. The plan also includes taking older cars and transitioning them into the municipal fleet. All departments, she said, are in need of vehicles.

Council President Signorino said we must consider the impact of costs associated with the coffee house renovations. We have invested already and now need monitors. We must vet the entire project before proceeding any further. We will spend all this money and future Councils may not fund the monitors and other costs. Councilwoman Erik agreed that everyone should have a plan and she cautioned that the Council should make themselves aware of existing plans. She was new to Council last year. There was a plan for the coffee house and now kids use the place. We are now at phase II of the plan. If you drop phase II you have wasted the money for phase I and putting kids in an unsafe place. Councilman Rosone said he supports the funding to get the parking and safety improvements; infrastructure, lighting, drainage, are important, he said. He supports that. Next year we can consider the other amenities.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 3 of 25

There was a plan in place and he supports moving forward. Councilwoman Horton wishes to proceed with the plan to provide these facilities for the community. She doesn't want to lose the money already invested if we don't proceed. If you don't start the project we could jeopardize all the funding. She wants all these things; the ambulance, police cars, and programs for the kids. Those are important things. But the bottom line is, what is the bottom line. The council must consider total cost to do everything and determine what must be cut. She is cognizant of the need to be responsible. Councilman Hensley agreed saying that everyone would like all these important things but he is not comfortable making these choices without knowing the bottom line effect. He would be more amenable if he could know how it impacts our bottom line. Capital expenses, he said, affect future debt. Ms. Gage directed Council to the breakdown of capital ordinances. If Council wants to keep debt level as is, these items need to be added so that bondable costs are no more than \$1.56 million. Mayor Bieri said that to accomplish that goal the Council must cut \$154,000 from the top. Council is now at \$1.724 million and if you want to stay at \$1.56 the math is easy. It is erroneous, she said, to say there are no plans in place and Council President Signorino took issue with that. He said he knows there was a plan in place but the costs will also increase because of more monitors. Please don't put words in his mouth he lamented. Mayor Bieri said the plan was approved several years ago and by successive councils. Council may want to change the details of the plans but to constantly lambast staff with inaccurate claims is erroneous. If you move forward with renovations on the interior and not have a lit safe parking lot, it is deviating from the plan. The pool in the future may not be feasible. But you need safe access to the existing facilities.

Council President Signorino said we are lower than the \$1.56 now and Ms. Gage reviewed the numbers. Council President Signorino said we are misguided. We need to remove the \$223,000 for 1st 2nd 3rd Avenue because it is in the road plan. Ms. Gage said that the grant calculations have been included in the schedule. She reviewed the prior cuts Council proposed noting that, at this point the Council must cut \$53,000 to get to \$1.56 million. Ms. Gage said the County has been receptive to our request to spread the matching funds for grant approval over multiple years. Discussion ensued as to how the overall project at the coffee house would be divided into multiple years. Councilman Rosone proposed eliminating funding for CYO, keep the ambulance and all other capital purchases and that will bring us to \$53,000 higher than our goal which, he said, is doable.

Ms. Gage expressed concern that there will be issues because monitors are not fully funded in the budget. Councilman Hensley said he sees no problem building a relationship with the schools and PTA to have volunteer monitors with background checks paid for by them. Ms. Gage said the recreation director has also suggested charging fees to pay for monitors and Councilman Hensley would rather not charge fees. Mayor Bieri suggested that perhaps parents may wish to form a group and do some fundraising. The teen center monitors, she noted, will ultimately cost more than the preschool program that the Council has agreed to fund at a deficit. Ms. Gage asked if she should add \$10,000 to the budget for monitors and Councilman Hensley replied that we will talk in more detail about non capital items in the future. Council President Signorino thanked Hensley for the volunteer idea recalling that the idea was first met with resistance. We should not shut out the idea of having volunteers. Mayor Bieri noted that it will not happen overnight yet there is an immediate need for monitors. It takes time to institute plans. If you monitor children you must know the rules & have training.

Mayor Bieri calculated that the Council is at about \$1.6 million now. She recapped that the Council has indicated support to fund a new ambulance, cut funding for CYO and fund half the matching requirement to proceed with KOA. Councilmembers Rosone & Erk agreed. Council President Signorino said he is agreeable but not sure if there is consensus for six vehicles for the police. That is something that has to be flushed out, he said. Discussion ensued about the mileage reports. Councilman Hensley moved to approve 4 rather than 6 vehicles and Council President Signorino seconded that suggestion. Discussion ensued about the validity of such a motion. Because funds are not being expended at this time, a motion would not be proper. Councilmembers Hensley & Signorino withdrew their motion and asked for a poll as to the number of police vehicles each Council member would approve. Councilwoman Erik asked that her colleagues give credence to the recommendation of the mechanic noting that it is important to ensure that the police personnel are working with safe vehicles. Council President Signorino disagreed saying that if Council simply defers to professionals and department heads they would be obsolete. Mayor Bieri asked the Clerk to poll the Council.

Poll for number of police cars.

Voted 6: Erik, Erk, Rosone.
Voted 5: Horton.
Voted 4: Hensley, Signorino.
Consensus for 6 cars.

Poll to fund matching grant for CYO

Voted Don't Fund: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Consensus not to fund CYO.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 4 of 25

Poll to fund matching grant for Coffee house

Voted All: None.
Voted None: None.
Voted 50%: Erik, Hensley, Erk, Rosone, Signorino, Horton.
Consensus to fund 50% of the matching funds for coffee house (KOA).

Poll for Ambulance for \$175,000.

Voted Aye: Erik, Erk, Rosone, Signorino, Horton.
Voted Nay: None.
Voted Partial: Hensley.
Consensus to allocate \$175,000 toward new ambulance.

Agenda No. IV

Executive Session

None.

Agenda No. V

Proclamation

None.

Agenda No. VI

Unfinished Business Final Passage of Ordinances

Agenda No. VI 1

~ Ordinance No. 2013- 006 ~

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

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

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

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

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

1. The Township of West Milford formally accepts the entire 50' wide right-of-way of First Avenue, lying between Ridge Road and West Shore Road for a distance of 966 feet more or less, for use as a Township road.
2. The Township of West Milford formally accepts the entire 50' wide right-of-way of Second Avenue, lying between Ridge Road and West Shore Road for a distance of 883 feet more or less, for use as a Township road.
3. The Township of West Milford formally accepts the entire 50' wide right-of-way of Third Avenue, lying between Ridge Road and West Shore Road for a distance of 853 feet more or less, for use as a Township road.
4. The Township of West Milford formally accepts a portion of the 50' wide right-of-way of Center Street, lying between First Avenue and Third Avenue for a distance of 550 feet more or less, for use as a Township road.
5. That the West Milford Township Chief of Police and the West Milford Township Police Department are hereby notified that, upon acceptance of said roadways for use as Township roads, enforcement of the traffic laws of New Jersey Statutes Title 39 is now permitted.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 7 of 25

Joe Smolinski, Camelot Drive, West Milford said that comments made about impervious surfaces and open space are untrue. Grass and clay on fields is not impervious surface. Synthetic surfaces are not impervious because of required drainage. When he sat on RAC the use of opens space funds for maintenance was for capital improvements only. That is what RAC intended and what he would support. That should not include maintenance. Everyone contributes to programs and facilities by virtue of taxes. Our kids are our greatest resource. Give them something to do. All manner of activities use our fields and facilities. He hopes this does not turn into a fiasco. We also need to preserve our historic properties. If we had this in place already Council would not have to be discussing funding CYO upgrades. The turf field was the greatest accomplishment of the Council. If you could use open space funds in this manner West Milford could get another turf field.

Lou Signorino, 3 Red Barn Lane, West Milford said he is speaking as a resident. He said he does not want to say anything specific about the preschool program. Residents brought concerns about the preschool fee increase timing to him. When we pass an ordinance it becomes law. The implementation of the fee increase may or may not have been part of the discussion. He was part of original discussions and he thought the change was being proposed for next year. It is not the fee increase that is the issue the timing is the issue.

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

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

Agenda No. VIII

Council Comments

Councilman Rosone said he would favor having the fee increase take effect in September. He asked Ms. Gage to calculate the financial effect. Ms. Gage said \$110 x 69 equals \$7,700. Mr. Semrau said that the ordinance takes effect immediately after a 20-day period after final adoption. He said Council could adopt a resolution temporarily addressing the date. Councilwoman Horton said that she is also recused because her church operates a program in direct conflict with the Township's preschool program. Councilman Rosone asked for Council consensus for a resolution to defer fee increases until September. Councilwoman Erk said she had a lot of people contact her too and the increase is too much to absorb and Councilman Hensley agreed saying that families need to budget. Councilwoman Erik said she was on the subcommittee, they met, spoke and came to an understanding that the participants in the program are not taking the entire hit. There is still an administrative deficit. This is micro managing. Ms. Mulhern said she also heard from several parents. She explained those exchanges. There is no contract. It was her understanding that if Council were to consider eliminating the program it would be effective in September but fee increases were to be immediate. Mayor Bieri asked the Clerk to poll the Council as to whether the fee increase should be effective immediately or in September. Councilmembers Erik, Hensley, Erk & Rosone unanimously agreed that the increase should become effective in September and they asked for a resolution to be prepared for the next meeting.

Councilwoman Erik said she sits on building standards board. At the last meeting they discussed two abandoned houses. There were complaints of rats, raccoons, bears, and other creatures. The only creatures not living there are chickens. Chickens do not bring in vermin. Vermin are already here.

Mayor Bieri said that in her 20 years at the animal shelter there was never a rodent problem except when they had chickens. Council is concentrating on the budget now. However, she said, she has had more negative than positive comments on the chicken issue. Council will weigh all the pros and cons and make a decision. Mayor Bieri said she appreciates Mr. Foody's comments on enrollment in West Milford schools noting that the Council generally does not hear those numbers. She also appreciates Mr. Smolinski's clarification on what may be sought in the referendum question. Maintenance, she agrees, is an operating expense. Capital improvements should be properly reflected in the question. Mr. Semrau said we have time to iron out the specifics and multiple discussions will aid the process and be ready for the ballot questions. We will also have to draft a statement that clearly expresses what the question is about.

Councilman Hensley said that as RAC liaison he understands that it has never been asked to seek open space funds for maintenance. That was clearly stated. The intent is for capital improvements for various recreational facilities. That would assist us in having matching funds for grants which Council had to decide on tonight. He wants to see this question go before the voters. Open spaces are already here in West Milford through the acquisition process. The existing funds in the open space account are already

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 8 of 25

earmarked for acquisitions only and the question would only earmark certain funds going forward for other purposes. There would still be funding for acquisitions. This would allow us to take advantage of funding opportunities such as grants that require matching funds.

Council President Signorino said he supports Councilman Hensley's comments. We are 100% in highlands. We tax residents to have matching funds for property that is taken off the tax rolls. He supports capital improvements with these funds.

Mayor Bieri noted that if capital improvements are the intent it is important that it is clarified and the language in the resolution is accurate. Residents have voted several times in favor of the open space tax. Generally open space land is not a large ratable but it does protect the water supply. Mr. Semrau said the way it is drafted now it does include maintenance. That was also a component in 2005. He will rewrite that before the workshop discussion. He said that the Township has been smart with acquisitions. The CYO property was exempt to begin with, Random Woods resulted in a turf field and there were plans to build 280 units at Eagle Ridge. Although the acquisition did not take place, funds remain in place. The discussion about the referendum question is good he said.

Agenda No. IX

New Business, Introduction of Ordinances, Resolutions

Agenda No. IX 1

~ Ordinance No. 2013- 008 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY TO ACCEPT THE DEDICATION OF A DRAINAGE EASEMENT FROM CARL KIRK ZIEGLER AND BARBARA J. ZIEGLER AS FURTHER DESCRIBED HEREIN AND PURSUANT TO THE TERMS AND CONDITIONS OF THIS ORDINANCE

WHEREAS, Sun Young Joo has made application to the West Milford Township Planning Board for a Major Soil Removal Permit for property known as Block 10402, Lot 12; and

WHEREAS, said application was approved by the West Milford Township Planning Board on January 3, 2013; and

WHEREAS, subsequent to the Planning Board's approval of the Major Soil Removal Permit, revised plans were submitted by the applicant's engineer and approved by the Board's Engineer; and

WHEREAS, the Board's Engineer issued a report dated January 30, 2013 in which he required written documentation from the owners of Block 10401, Lot 11 to confirm that the proposed change in the driveway surface material was acceptable; and

WHEREAS, Carl Kirk Ziegler and Barbara J. Ziegler are the owners of the said property known as Block 10401, Lot 11 within the Township of West Milford; and

WHEREAS, Mr. and Mrs. Ziegler appeared at the public hearing before the Board on February 7, 2013 to express concerns regarding the flow into the manhole at the head of their driveway during major storm events; and

WHEREAS, the applicant's engineer suggested a re-routing of the bypass pipe away from the Ziegler driveway which was acceptable to Mr. and Mrs. Ziegler; and

WHEREAS, while the re-routing of the pipe will eliminate the need to disturb the Ziegler driveway, it will require a Drainage Easement from the Zieglers for the new pipe location.

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

1. The drainage easement set forth in the Deed of Dedication, on file with the Township Clerk, being part of Block 10401, Lot 11, is hereby accepted as and for a public drainage easement.
2. The Mayor is authorized and directed to accept the Drainage Easement and to record same for the benefit of the Township.
3. If any article, section, subsection, term or condition of this Ordinance is declared invalid or illegal for any reason, the balance of the Ordinance shall be deemed severable and shall remain in full force and effect.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 9 of 25

4. All ordinances or parts of ordinances or resolutions that are in conflict with the provisions of this Ordinance are repealed to the extent necessary.
5. This Ordinance shall take effect after publication and passage according to law.

This Ordinance is being introduced tonight. A second reading and public hearing for this Ordinance is set for the Workshop Meeting of the Township Council scheduled for April 17, 2013. Notice of this public hearing shall be published in the Herald News on or about March 24, 2013.

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

Mayor asked to move Resolutions 2013-092, 2013-093, 2013-094, 2013-095, 2013-096, 2013-097, 2013-098, 2013-099 and 2013-100 as one.

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

Agenda No. IX 2

~ Resolution No. 2013- 092 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWNSHIP AND CARL KIRK ZIEGLER and BARBARA J. ZIEGLER AND AUTHORIZING THE EXECUTION OF A MEMORANDUM OF UNDERSTANDING BETWEEN THE TOWNSHIP AND SUN YUNG JOO

WHEREAS, the Township is in need of a Deed of Dedication Drainage Easement to facilitate appropriate drainage in the area of Green Terrace Way; and

WHEREAS, the West Milford Township Planning Board has authorized an Amended Major Soil Removal/Fill Permit to Sun Young Joo whose property is located at Block 10402, Lot 12, Green Terrace Way; and

WHEREAS, said permit will result in addressing drainage concerns along Green Terrace Way and this approval was issued by the Planning Board as amended on March 7, 2013; and

WHEREAS, in order to effectuate the Permit approval, it will be necessary for the Township and the applicant to access certain properties along Green Terrace Way for the benefit of public improvements.

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

1. The Township is hereby authorized to enter into a Memorandum of Understanding with Carl Kirk and Barbara J. Ziegler, whose property is located at 82 Green Terrace Way, Block 10401, Lot 11.
2. Said Memorandum of Understanding will give the Township the right to have the applicant, Sun Yung Joo, proceed with necessary measures and drainage improvements along said property.
3. The Mayor is hereby authorized to execute the Memorandum of Understanding between the Township of West Milford and Carl Kirk and Barbara J. Ziegler.
4. The Mayor is hereby authorized to execute the Memorandum of Understanding between the Township of West Milford and Sun Yung Joo in accordance with his access to the Ziegler's property.
5. This Resolution shall take effect immediately.

Adopted: March 20, 2013

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 10 of 25

Agenda No. IX 3

~ Resolution No. 2013- 093 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A TEMPORARY EASEMENT AGREEMENT BETWEEN THE TOWNSHIP AND BRUCE W. HARDY REGARDING THE WELL LOCATED ON PROPERTY KNOWN AS 1 BUTLER LANE, BLOCK 7619, LOT 6, WEST MILFORD, NJ

WHEREAS, Bruce W. Hardy is the owner of residential property known as Block 7619, Lot 6, also known as 1 Butler Lane, West Milford, NJ; and

WHEREAS, the property has for many years existed with a well that is located within the Township's right-of-way however it is set back from the actual paved roadways at the intersection of Overlook Road and Butler Lane; and

WHEREAS, the location of this well does not interfere with the Township's roadways; and

WHEREAS, the Administration recommends that the governing body permit the property owner to continue to utilize the well as long as there are provisions to protect the interest of the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, the Mayor is hereby authorized to enter into a Temporary Easement Agreement for the use of the well located at the property known as Block 7619, Lot 6, 1 Butler Lane, West Milford, NJ in accordance with the terms contained in said Agreement which is on file in the Municipal Clerk's Office.

Adopted: March 20, 2013

Agenda No. IX 4

~ Resolution No. 2013- 094 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY SUPPORTING BILL S 280 PROMOTING THE FAIR DISTRIBUTION OF STATE AID AMONG ALL CHILDREN IN NEW JERSEY EQUALLY AND FAIRLY

WHEREAS, the current distribution of state aid is unfair to the children of this municipality; and

WHEREAS, West Milford residents are constantly challenged to maintain excellent education services amid increasing costs; and

WHEREAS, the Mayor and Council are constantly seeking measures to help protect the economic well-being of the Township and its residents; and

WHEREAS, recently proposed legislation, entitled "An Act concerning State school aid and supplementing Title 18A of the New Jersey Statutes" would fundamentally alter the distribution of state aid towards education; and

WHEREAS, the bill requires that the New Jersey Department of Education determine each public school district's projected resident enrollment (TDE) for the budget year and the total Statewide public school resident enrollment (TSE) of children between the ages of five and eighteen years of age; and

WHEREAS, the bill also requires that the State Treasurer determine the total projected revenue from the State income tax (TITR) for the budget year; and

WHEREAS, the bill sets forth that state aid for each school district (TDSA) for the budget year shall be determined pursuant to the following formula: $(TITR/TSE) \times TDE = TDSA$; and

WHEREAS, utilizing the above referenced formula it is anticipated that the Township of West Milford could realize significant savings of approximately \$723.00 per person or \$1,753.00 per household.

WHEREAS, if passed, the bill would provide equitable education funding and promote the Township's ability to provide education services and resources to the children of its residents.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor & Township Council of the Township of West Milford, in the County of Passaic, hereby urge the State Senate of the State of New Jersey to support Bill S 280; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: March 20, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 11 of 25

BE IT FURTHER RESOLVED, that a copy of this Resolution be forwarded to all of the Township's Legislature Representatives and the Bill's Sponsor, Senator Mike Doherty.

Adopted: March 20, 2013

Agenda No. IX 5

~ Resolution No. 2013- 095 ~

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

WHEREAS, an appeal of the 2009, 2010 and 2011 real property tax assessment of the following property has been filed in the Tax Court of New Jersey; and

PROPERTY OWNER	BLOCK	LOT
Newark Watershed	Various properties	

WHEREAS, the Tax Assessor is 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 and 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
Newark Watershed	2009	\$13,458,800	\$13,458,800
Newark Watershed	2010	\$13,458,800	\$13,458,800
Newark Watershed	2011	\$13,458,800	\$11,854,810

2. All municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.
3. The Tax Collector is hereby authorized to credit and/or refund the appropriate taxes in accordance with the terms of this resolution.
4. This Resolution shall take effect immediately.
5. This is conditional upon the Tax Assessors approval.

Adopted: March 20, 2013

Agenda No. IX 6

~ Resolution No. 2013- 096 ~

RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$9,382,303 BOND ANTICIPATION NOTES OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY

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 a bond ordinance of The Township of West Milford, in the County of Passaic (herein called "local unit") entitled: "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), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$3,479,333 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 2 Pursuant to a bond ordinance of the local unit, entitled: "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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 12 of 25

September 3, 2008 (#2008-40), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$2,065,460 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3(b) of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 3 Pursuant to a bond ordinance of the local unit, entitled: "Bond ordinance providing for the improvement of Magnolia Road in and by the Township of West Milford, in the County of Passaic, New Jersey, appropriating \$235,000 therefor, directing a special assessment of the cost thereof, and authorizing the issuance of \$175,000 bonds or notes of the Township for financing the same", finally adopted on September 24, 2008 (#2008-45), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$134,840 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 4 Pursuant to a bond ordinance of the local unit, entitled: "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), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$2,712,670 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 5 Pursuant to a bond ordinance of the local unit, entitled: "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), Bond Anticipation Notes of the local unit in a principal amount not exceeding \$990,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any Bond Anticipation Notes heretofore issued therefor.

Section 6 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 authorized pursuant to bond ordinances of the local unit hereinabove in Sections 1 to 5 described, shall be combined into a single and combined issue of bonds in the principal amount of \$9,382,303.

Section 7 The following matters in connection with said Bond Anticipation Notes are hereby determined:

- a. All notes issued hereunder shall mature at such times as may be determined by the treasurer or the chief financial officer of the local unit (the "chief financial officer"), provided that no note issued pursuant to Sections 1 to 5 hereof shall mature later than (i) one year from the date of the first such note issued pursuant to the respective ordinances referred to in said Sections, and (ii) three years from the date of the first note issued pursuant to each such respective ordinance unless the local unit shall have paid and retired amounts of such notes sufficient to allow it, in accordance with provisions of Section 40A:2-8 of the Local Bond Law, to renew a portion thereof beyond the third anniversary date of the first of such notes;
- b. All notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer of the local unit; and
- c. The notes shall be in the form prescribed by resolution heretofore adopted by the governing body of this local unit determining the form of Bond Anticipation Notes issued pursuant to the Local Bond Law, and any such notes may be signed or sealed by officers of the local unit in any manner permitted by Section 40A:2-25 of said Local Bond Law notwithstanding that said form or resolution may otherwise provide.

Section 8 The chief financial officer of the local unit is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 13 of 25

resolution, and the chief financial officer's signature upon said notes shall be conclusive as to such determinations.

Section 9 The chief financial officer of the local unit is hereby authorized to sell said Bond Anticipation Notes from time to time at public or private sale in such amounts as the chief financial officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

Section 10 Any instrument issued pursuant to this resolution shall be a general obligation of the local unit, and the local unit's faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 11 The chief financial officer of the local unit is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the purchaser.

Section 12 The chief financial officer of the local unit is hereby authorized to execute and deliver all documents and to do all matters useful, convenient or desirable in connection with the sale, issuance and delivery of said notes, including without limitation, if necessary, (a) the preparation, delivery, distribution and execution of a "deemed final" preliminary official statement and a final official statement of the local unit relating to said notes, (b) the execution and delivery of an arbitrage and use of proceeds certificate in a form approved by bond counsel, (c) the execution and delivery of a continuing disclosure undertaking in a form approved by bond counsel and (d) the preparation, distribution and publication, if desirable, of a notice of sale with respect to said notes.

Section 13 This resolution shall take effect immediately.

Adopted: March 20, 2013

Agenda No. IX 7

~ Resolution No. 2013- 097 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE FOR THE 2012- 2013 LICENSE YEAR

WHEREAS, an application for renewal of Plenary Retail Consumption License for the 2012- 2013 License year had been received and reviewed; and

WHEREAS, this license renewal was unintentionally omitted from Resolution 2012-207 adopted June 6, 2012; and

WHEREAS, the Township Council has conducted a public review of the application as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control dated April 14, 1980; and

WHEREAS, as a result of that review the Township Council has determined as follows:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.
3. The applicant had disclosed to the issuing authority the source of all additional financing obtained in the previous license year (July 1, 2011- June 30, 2012).

WHEREAS, the Police Department had recommended that the license be renewed to the current owner.

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

2012-2013 ACTIVE LICENSE

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: March 20, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 14 of 25

<p style="text-align: center;"><u>SHARON ANN MC KEAGE'S TAVERN</u> Mc Keage's Tavern 341 Macopin Road West Milford, NJ 07480 1615-33-030-007</p>
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Adopted: March 20, 2013

Agenda No. IX 8

~ Resolution No. 2013- 098 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A MEMORANDUM OF AGREEMENT WITH THE WEST MILFORD BOARD OF EDUCATION FOR THE LOAN OF A SCHOOL BUS FROM THE BOE TO THE TOWNSHIP FOR USE IN THE BUBBLING SPRINGS DAY CAMP PROGRAM

WHEREAS, the Township Of West Milford is desirous of using one (1) fifty-four (54) passenger school bus (hereinafter referred to as the "School Bus") that is owned by the West Milford Board of Education to use in connection with the Township's Bubbling Springs Day Camp Program in West Milford, New Jersey; and

WHEREAS, the West Milford Board of Education agrees to loan the School Bus to the Township from July 1, 2013 to August 23, 2013 in accordance with a Memorandum of Agreement filed in the Office of the Township Clerk; and

WHEREAS, the Township of West Milford and the West Milford Board of Education have successfully engaged in this loan program for a number of years.

NOW, THEREFORE BE IT RESOLVED, that the proper officers be and are hereby authorized and directed to execute a memorandum of agreement for the loan of one school bus from the Board of Education to the Township of West Milford for use for the Township's Bubbling Springs Day Camp Program from July 1, 2013 to August 23, 2013.

Adopted: March 20, 2013

Agenda No. IX 9

~ Resolution No. 2013- 099 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE THROUGH STATE CONTRACT MCCPC #15-C ITEM #13 TWO (2) 2013 Ford F550 F5H 4WD ALUMINUM DUMP BODY MASON TRUCKS FROM ROUTE 23 AUTOMALL

WHEREAS, the Township wishes to award a contract for the purpose of buying two 2013 Ford F550 F5H 4WD Aluminum Dump Body Mason Trucks with heavy Duty Cab/Chassis 17,500 lbs GVW, Dual Rear Drive, Body and Hoist combination for 17,500 lbs. GVW chassis

WHEREAS, the Township Mechanic has provided a recommendation to award this contract through State Contract No. MCCPC 15-C Item 13 to Route 23 Automall; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from Account # 04-215-55-807-001 and Account #04-215-55-819-004 in the amount of \$69,463.27 each; and

WHEREAS, the total amount of the contract shall not exceed \$138,926.54;

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

1. The Township Council hereby authorizes the Township's Mechanic to purchase two 2013 Ford F550 F5H 4WD Aluminum Dump Body Mason Trucks, in an amount not to exceed \$138,926.54, through State Contract MCCPC #15-C Item #13 from Route 23 Automall, 1301 Route 23, Butler, New Jersey, 07405.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: March 20, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 15 of 25

Adopted: March 20, 2013

Agenda No. IX 10

~ Resolution No. 2013- 100 ~
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC,
 STATE OF NEW JERSEY AUTHORIZING THE 2013 TEMPORARY BUDGET**

Whereas, NJSA 40A:4-19 provides that where contracts, commitments or payments are to be made prior to the final adoption of the 2013 budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

Whereas, effective April 1, 2013 said temporary appropriations are extended and now limited to 34.25% of the total appropriation in the 2012 budget, exclusive of any appropriations made for debt service, public assistance, and capital improvement fund in said 2012 budget,

Whereas, Resolution 2013-017 for the initial temporary appropriations budget needs to be amended; and

Now, Therefore, Be It Resolved, by the Township Council of the Township of West Milford that the following temporary budget appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for his records:

APPROPRIATION	ACCOUNT NUMBER	2012 BUDGET AS ADOPTED	2013 TEMPORARY BUDGET
Administrator S&W	01-201-20-100-100	\$320,689	\$109,836
Administrator O.E.	01-201-20-100-200	\$83,950	\$28,753
TOTAL		\$404,639	\$138,589
Personnel S&W		\$0	\$-
Personnel O.E.		\$0	\$-
TOTAL		\$0	\$0
Township Mayor & Council S&W	01-201-20-105-100	\$34,000	\$11,645
Township Mayor & Council O.E.	01-201-20-105-200	\$850	\$291
TOTAL		\$34,850	\$11,936
Information Technology S&W	01-201-20-140-100	\$90,131	\$30,870
Information Technology O.E.	01-201-20-140-200	\$34,675	\$11,876
TOTAL		\$124,806	\$42,746
Legal O.E.	01-201-20-155-200	\$269,000	\$60,000
General Services S&W	01-201-20-161-100		\$-
General Services O.E.	01-201-20-161-200	\$77,500	\$26,544
TOTAL		\$77,500	\$26,544
Insurance, Other	01-201-23-210-200	\$894,770	\$306,459
Insurance, Group	01-201-23-220-200	\$3,594,705	\$1,231,186
Health Benefit Waiver	01-201-23-230-200	\$20,400	\$6,987
TOTAL		\$4,509,875	\$1,544,632
Heritage O.E.		\$0	\$-
Clerk S&W	01-201-20-120-100	\$239,167	\$81,915
Clerk O.E.	01-201-20-120-200	\$23,530	\$8,059
TOTAL		\$262,697	\$89,974
Elections S&W	01-201-20-146-100	\$1,200	\$-
Elections O.E.	01-201-20-146-200	\$16,400	\$-
TOTAL		\$17,600	\$-

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of:
 Date of Meeting:
 Time of Meeting:
 Minute Page No:

Governing Body Regular Meeting
 March 20, 2013
 6:30 P.M.
 Page 16 of 25

<u>APPROPRIATION</u>	<u>ACCOUNT NUMBER</u>	2012 BUDGET AS ADOPTED	2013 TEMPORARY BUDGET
Treasurer S&W	01-201-20-130-100	\$138,811	\$47,543
Treasurer O.E.	01-201-20-130-200	\$15,973	\$5,471
Treasurer O.E. - Less Library Chargebacks			\$-
TOTAL		\$154,784	\$53,014
Annual Audit	01-201-20-135-200	\$40,000	\$20,000
Annual Audit Additional Services	01-201-20-135-200	\$20,000	\$-
TOTAL		\$60,000	\$20,000
Tax Collector S&W	01-201-20-145-100	\$178,345	\$61,083
Tax Collector O.E	01-201-20-145-200	\$18,115	\$6,204
TOTAL		\$196,460	\$67,288
Tax Assessor S&W	01-201-20-150-100	\$282,344	\$96,703
Tax Assessor O.E.	01-201-20-150-200	\$9,535	\$3,266
TOTAL		\$291,879	\$99,969
PLANNING BOARD O.E.	01-201-21-180-200	\$30,500	\$10,446
Planning, Comp. S&W	01-201-21-181-100	\$111,026	\$38,027
Planning, Comp. O.E.	01-201-21-181-200	\$20,800	\$7,124
TOTAL		\$131,826	\$45,151
ZONING ADMINISTRATION S&W	01-201-21-185-100	\$74,333	\$25,459
BOARD OF ADJUSTMENT O.E.	01-201-21-186-200	\$30,200	\$10,344
Historic Preservation S&W	01-201-20-175-100	\$1,600	\$548
Historic Preservation O.E.	01-201-20-175-200	\$800	\$274
TOTAL		\$2,400	\$822
Autumn Lights Festival	01-201-20-171-471	\$3,000	\$-
Building S&W	01-201-22-195-100	\$332,851	\$114,002
Building O.E.	01-201-22-195-200	\$6,530	\$2,237
TOTAL		\$339,381	\$116,238
Environmental Commission S&W	01-201-22-196-100	\$1,600	\$548
Environmental Commission O.E.	01-201-22-196-200	\$880	\$301
TOTAL		\$2,480	\$849
Police Patrol S&W	01-201-25-240-100	\$4,183,924	\$1,302,994
Police Patrol O.E.	01-201-25-240-200	\$146,240	\$50,087
Police Patrol-Purchase of Police Vehicles	01-201-25-240-900	\$70,462	\$-
Police Detective S&W	01-201-25-241-100	\$620,059	\$212,370
Police Administration S&W	01-201-25-242-100	\$488,346	\$167,259
Police Communication S&W	01-201-25-243-100	\$306,224	\$104,882
Police Comm. O.E.	01-201-25-243-200	\$20,000	\$6,850
Police Specials S&W	01-201-25-244-100	\$33,000	\$11,303
Police Specials O.E.	01-201-25-244-200	\$6,300	\$2,158
TOTAL		\$5,874,555	\$1,857,902
Emergency Management S&W	01-201-25-252-100	\$5,000	\$1,713
Emergency Management O.E.	01-201-25-252-200	\$30,500	\$10,446

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of:
 Date of Meeting:
 Time of Meeting:
 Minute Page No:

Governing Body Regular Meeting
 March 20, 2013
 6:30 P.M.
 Page 17 of 25

<u>APPROPRIATION</u>	<u>ACCOUNT NUMBER</u>	2012 BUDGET AS ADOPTED	2013 TEMPORARY BUDGET
TOTAL		\$35,500	\$12,159
First Aid - WMFAS Contributions	01-201-25-260-200	\$79,500	\$-
First Aid - UGL 1st Aid Squad Contributions	01-201-25-260-200	\$40,500	\$-
TOTAL		\$120,000	\$-
Aid To Vol. Fire Co.	01-201-25-255-200	\$90,000	\$-
Fire Prevention Bureau S&W	01-201-25-265-100	\$176,013	\$60,284
Fire Prevention Bureau O.E.	01-201-25-265-200	\$18,380	\$6,295
Fire Co. Admin. S&W	01-201-25-266-100	\$8,000	\$2,740
Fire Co. Admin. O.E.	01-201-25-266-200	\$261,650	\$89,615
LOSAP	01-201-25-267-200	\$119,000	\$0.00
TOTAL		\$673,043	\$158,935
Engineering S&W	01-201-20-165-100	\$292,600	\$100,216
Engineering O.E.	01-201-20-165-200	\$40,400	\$13,837
TOTAL		\$333,000	\$114,053
DPW Streets & Roads S&W	01-201-26-290-100	\$1,510,278	\$487,270
DPW Streets & Roads O.E.	01-201-26-290-200	\$408,900	\$140,048
DPW Buildings & Grounds S&W	01-201-26-291-100	\$92,072	\$31,535
DPW Buildings & Grounds O.E.	01-201-26-291-200	\$37,600	\$12,878
DPW Snow Removal S&W	01-201-26-294-100	\$170,000	\$58,225
DPW Snow Removal O.E.	01-201-26-294-200	\$567,950	\$194,523
DPW Vehicle Maintenance S&W	01-201-26-315-100	\$256,258	\$87,768
DPW Vehicle Maintenance O.E.	01-201-26-315-200	\$280,500	\$96,071
TOTAL		\$3,323,557	\$1,108,318
Public Health S&W	01-201-27-330-100	\$307,360	\$95,271
Public Health O.E.	01-201-27-330-200	\$34,657	\$11,870
Vital Statistics S&W	01-201-27-331-100	\$9,000	\$3,083
Vital Statistics O.E.	01-201-27-331-200	\$18,640	\$6,384
Housing Standard Bureau O.E.	01-201-27-332-441	\$25,000	\$8,563
Environmental Health S&W	01-201-27-335-100	\$193,157	\$66,156
Environmental Health O.E.	01-201-27-335-200	\$73,670	\$25,232
Animal Control S&W	01-201-27-340-100	\$88,208	\$30,211
Animal Control O.E.	01-201-55-500-200	\$0	\$-
TOTAL		\$749,692	\$246,770
Recreation Programs S&W	01-201-28-370-100	\$380,231	\$130,229
Recreation Programs O.E.	01-201-28-370-200	\$132,000	\$45,210
Recreation.-Bubbling Springs S&W	01-201-28-371-100	\$167,000	\$-
Recreation.-Bubbling Springs O.E.	01-201-28-370-200	\$50,000	\$17,125
Recreation.-Admin. S&W	01-201-28-372-100	\$160,572	\$54,996
Recreation.-Admin. O.E.	01-201-28-372-200	\$79,100	\$27,092
Recreation.-Hillcrest S&W	01-201-28-374-100	\$133,149	\$45,603
Recreation.-Hillcrest O.E.	01-201-28-374-200	\$20,350	\$6,970
Recreation.-Parks Maintenance S&W	01-201-28-375-100	\$273,033	\$93,514
Recreation.-Parks Maintenance O.E.	01-201-28-375-200	\$117,350	\$40,192
Senior Citizen Services S&W	01-201-28-376-100	\$83,831	\$28,712
Senior Citizen Services O.E.	01-201-28-376-200	\$12,125	\$4,153
TOTAL		\$1,608,741	\$493,796
Veteran's Bureau S&W	01-201-20-172-100	\$1,350	\$462
Veteran's Bureau O.E.	01-201-20-172-200	\$150	\$51

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of:
 Date of Meeting:
 Time of Meeting:
 Minute Page No:

Governing Body Regular Meeting
 March 20, 2013
 6:30 P.M.
 Page 18 of 25

<u>APPROPRIATION</u>	<u>ACCOUNT NUMBER</u>	2012 BUDGET AS ADOPTED	2013 TEMPORARY BUDGET
TOTAL		\$1,500	\$514
Public Assistance S&W			\$-
Public Assistance O.E.			\$-
TOTAL			\$-
Celebration of Public Events O.E.	01-201-30-420-200	\$6,550	\$2,243
Mass Transportation	01-201-30-432-200	\$85,000	\$29,113
Library S&W	01-201-29-390-100	\$529,900	\$181,491
Library O.E.	01-201-29-390-200	\$571,339	\$195,684
TOTAL		\$1,101,239	\$377,174
Municipal Court S&W	01-201-43-490-100	\$326,158	\$111,709
Municipal Court O.E.	01-201-43-490-200	\$13,100	\$4,487
Municipal Court Prosecutor S&W	01-201-43-491-100	\$26,000	\$8,905
Municipal Court Prosecutor O.E.	01-201-43-491-200	\$2,500	\$856
TOTAL		\$367,758	\$125,957
Utilities-Electricity	01-201-31-430-200	\$160,200	\$40,000
Utilities-Street Lights	01-201-31-435-200	\$49,000	\$16,783
Utilities-Telephone	01-201-31-440-200	\$150,000	\$51,375
Utilities-Natural Gas	01-201-31-446-200	\$117,500	\$40,244
Utilities-Fuel	01-201-31-460-200	\$410,000	\$140,425
TOTAL		\$886,700	\$288,826
MISCELLANEOUS AND STATUTORY EXPENDITURES			
PENSION & FICA			
PERS	01-201-36-471-532	\$834,204	\$826,458
Social Security	01-201-36-472-533	\$603,171	\$206,586
Defined Contributions Retirement Prog	01-201-36-475-536	\$4,100	\$1,404
PFRS	01-201-36-473-534	\$1,242,649	\$1,231,958.00
TOTAL		\$2,684,124	\$2,266,406
Salaries & Wages Adjustment Account	01-201-37-480-501	\$218,181	\$-
Compensated Absences	01-201-38-485-110	\$100,000	
Interlocal agreement - Finance	01-201-47-400-130	\$48,266	\$16,531
DEFERRED CHARGES & RESERVE FOR UNCOLLECTED TAXES			
Judgements		\$0	
Deficit in 2004 Assessment Bonds	01-201-46-886-596	\$17,407	
Emergency Authorization	01-201-46-887-528	\$270,000	
Reserve for Tax Appeals	01-201-46-886-667	\$20,000	
Def Charges - Ord 92-14 Impr to Mun Prop	01-201-46-886-510	\$39,000	
Reserve for Uncollected Taxes	01-201-50-899-200	\$1,890,000	
TOTAL		\$2,236,407	\$-
GRANTS	G-02-41	\$216,941	\$20,000
SUBTOTAL		\$27,688,965	\$9,482,696

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: March 20, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 19 of 25

APPROPRIATION	ACCOUNT NUMBER	2012 BUDGET AS ADOPTED	2013 TEMPORARY BUDGET
CURRENT YEAR CAPITAL			
Capital Improvements Fund	01-201-44-900-200	\$50,000	\$-
Cap Improvements Fund Down Payments			\$-
Cap. Improv. Fund-Fire Emer Equip.	01-201-44-900-230	\$523,175	
TOTAL		\$573,175	\$-
Debt Service Total			
		\$2,434,218	\$1,634,772.75
TOTAL OPERATING BUDGET		\$ 30,696,358	\$11,117,469
SOLID WASTE DISTRICT BUDGET			
Solid Waste S&W	26-201-55-500-100	\$93,302	\$31,956
Solid Waste O.E. All Other	26-201-55-500-200	\$86,250	\$29,541
Contractual Services	26-201-55-500-514	\$1,148,805	\$393,466
Disposal Fees	26-201-55-500-548	\$705,000	\$241,463
Grants - Recycling County of Passaic		\$0	\$-
Prior Year's Bills		\$0	\$-
Commercial Pick Up		\$0	\$-
TOTAL		\$2,033,357	\$696,425

Adopted: March 20, 2013

Agenda No. X

Consent Agenda

~ Resolution No. 2013- 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. **2013-102** – Cancel Outstanding Checks
- b. **2013-103** – Refund Overpayments
- c. **2013-104** – Refund MUA Overpayments
- d. **2013-105** – Refund Other Liens
- e. **2013-106** – Reinstate Taxes
- f. **2013-107** – Various 2013 Licenses

Applications:

- 1. Application for Off Premise Draw Raffle License No. 2013-15 by Our Lady Queen of Peace Church for June 9, 2013.
- 2. Application for On Premise 50/50 Raffle License No. 2013-14 by Our Lady Queen of Peace Church for June 7th through June 9th, 2013.
- 3. Application for Special Permit for Social Affair by Upper Greenwood Lake Volunteer Fire Company Inc. for June 1 & 2, 2013.

Adopted: March 20, 2013

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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: March 20, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 20 of 25

~ Resolution No. 2013- 102 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF OUTSTANDING CHECKS OVER SIX MONTHS OLD TO MUNICIPAL CASH BALANCES

WHEREAS, the Chief Financial Officer has determined that the following Township of West Milford Current account checks have been outstanding for a period in excess of six months.

DATE	CHECK #	AMOUNT
12/07	32187	\$ 222.62
12/07	32188	\$ 85.00
12/07	32189	\$ 106.07
12/07	32190	\$ 78.09
12/07	32191	\$ 43.47
12/07	33134	\$ 230.71
10/08	34154	\$ 750.01
12/08	34160	\$ 183.73
12/08	34161	\$ 156.80
12/08	34162	\$ 232.63
12/08	34163	\$ 60.49
4/08	34410	\$ 56.83
4/08	34411	\$ 217.20
5/08	34565	\$ 10.00
7/08	35433	\$ 90.00
10/08	36248	\$ 210.00
10/08	36400	\$ 765.00
7/11	46210	\$ 70.00
7/11	46257	\$ 20.00
8/11	46531	\$ 38.50
8/11	46594	\$ 61.00
8/11	46627	\$ 38.50
8/11	46707	\$ 38.50
8/11	46712	\$ 38.50
8/11	46718	\$ 38.50
8/11	46751	\$ 115.50
8/11	46759	\$ 65.50
12/11	47611	\$ 450.00
3/12	48661	\$ 711.50
5/12	49024	\$ 328.00
6/12	49413	\$ 120.00
8/12	49850	\$ 173.83

NOW, THEREFORE, BE IT RESOLVED that the above outstanding checks be restored to the Township cash balance.

Adopted: March 20, 2013

Agenda No. X b

~ Resolution No. 2013- 103 ~

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

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

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

REASONS:

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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: March 20, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 21 of 25

Block/Lot	Name	Amount	Year	Reason
5620-1	Michele & Richard Buske 35 Quarry Avenue West Milford, NJ 07480	\$312.59	2013	1
6703-4	Ocwen Loan Servicing LLC 1661 Worthington Road Suite 100 West Palm Beach, FL 33409	\$2,991.22	2013	2
TOTAL		\$3,303.81		

Adopted: March 20, 2013

Agenda No. X c

~ Resolution No. 2013- 104 ~

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

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

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

REASONS: MUA money prior to tax sale

Block/Lot	Amount	Year	Name
7801-37.05	\$79.77	2012	West Milford MUA 179 Cahill Cross Road West Milford, NJ 07480
7801-9.06	\$35.00	2012	
7801-19.01	\$445.59	2012	
4010-5	\$1,047.67	2012	
4011-1	\$539.26	2012	
7801-1.05	\$241.10	2012	
8901-11	\$446.53	2012	
8802-44	\$541.52	2012	
6201-7.02	\$382.33	2012	
3503-13	\$167.13	2012	
4301-11	\$240.42	2012	
7801-41.01	\$38.31	2012	
8701-14	\$4.89	2012	
9706-18	\$1,794.09	2012	
7801-9.06	\$332.15	2012	
8301-6	\$456.79	2012	
6712-4	\$155.58	2012	
7801-55.07	\$447.77	2012	
8601-1	\$339.69	2012	
9401-24	\$458.56	2012	
7801-54.04	\$441.11	2012	
9406-48	\$955.86	2012	
9406-12	\$205.37	2012	
7801-18.02	\$447.77	2012	
4107-6	\$937.16	2012	
3603-6	\$155.75	2012	
7801-26.02	\$440.27	2012	
7801-34.05	\$499.05	2012	
6712-5	\$155.50	2012	
4014-2	\$950.43	2012	
7801-51.07	\$1,077.88	2012	
Total	\$14,460.30		

Adopted: March 20, 2013

Agenda No. X d

~ Resolution No. 2013- 105 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: March 20, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 22 of 25

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

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

Certificate No	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to the lien holder
09-080	03/25/2009	07617-008	\$43,160.46	PPTS LOCKBOX, P.O. BOX 5822 NEW YORK, NY 10087-5822
09-131	03/25/2009	15701-034	\$41,883.08	US BANK CUST FOR CCTS CAPITAL LLC 2 LIBERTY PL, 50 SOUTH 16 ST. STE 1950 PHILADELPHIA, PA 19102
11-065	04/19/2011	07001-008	\$30,071.94	US BANK CUST FOR CCTS CAPITAL LLC 2 LIBERTY PL, 50 SOUTH 16 ST. STE 1950 PHILADELPHIA, PA 19102
12-0036	03/27/2012	02601-033	\$29,778.01	ROSEHILL FUND 1 LLC, JOHN HANRATTY P.O. BOX 503, RYE, NY 10580
12-0069	03/27/2012	06001-003	\$20,049.21	SINGH REAL ESTATE 555 LINCOLN DRIVE WEST, SUITE 100 MARLTON, NJ 08053
12-0095	03/27/2012	10701-004	\$45,529.45	SINGH REAL ESTATE 555 LINCOLN DRIVE WEST, SUITE 100 MARLTON, NJ 08053
12-0125	03/27/2012	14202-001	\$39,727.96	TOWER DBW II TRUST 2012-1 1345 AVE / AMERICAS 46 FL NEW YORK, NY 10105
Grand Total			\$250,200.11	

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

Adopted: March 20, 2013

Agenda No. X e

~ Resolution No. 2013- 106 ~

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
7603-3	Scott & Michelle Pluzynski	\$2,877.43	2013
17101-8	Laura Hooper	\$600.00	2013
3013-16	Johnson, Johnson & Perry	\$32.13	2013
15701-4	Thomas & Jill Treweeke	\$1,721.44	2013
15701-5	Thomas & Jill Treweeke	\$2,134.89	2013
11101-17	Timothy Kopko	\$3,344.80	2013
10808-55	Tobin Osusky	\$1,656.20	2013
905-11	Karen Keegan	\$1,505.84	2013
906-13	Karen Keegan	\$64.89	2013
11302-32	Charles & Shari Decker	\$3,392.15	2013
2406-10	William Powell	\$1,532.05	2013
1207-3.03	Steve & Carolyn Spencer	\$2,459.22	2013
3004-19	Ellen Faulkner	\$500.00	2013
17001-6	John & Helen Egan	\$2,699.49	2013

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: March 20, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 23 of 25

17001-7	PEXHENDERSON	\$935.47	2013
9101-9	Dino & Isis Riccio	\$1,973.60	2012
9101-9	Dino & Isis Riccio	\$26.40	2013
<u>TOTAL</u>		\$27,456.00	

Adopted: March 20, 2013

Agenda No. X f

~ Resolution No. 2013- 107 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2013

WHEREAS, applications have been made for the renewal of various Licenses 2013; and

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

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford does hereby approve the issuance of 2013 Licenses as listed below:

2013 AMUSEMENT GAME LICENSE	
License No.	Applicant Name
2013 – 03	Old School Pub Bruno Walczak 551 Warwick Turnpike Hewitt, New Jersey 07421
2013 POOL TABLE LICENSE	
2013-06	Old School Pub Bruno Walczak 551 Warwick Turnpike Hewitt, New Jersey 07421
TAXI / LIMO OWNER LICENSE	
2013 – 03	S & J Limo John Karwoski 9 Trenton Road Hewitt, New Jersey 7421
TAXI / LIMO DRIVER LICENSE	
2013 – 03	S & J Limo John Karwoski 9 Trenton Road Hewitt, New Jersey 07421
CHARITABLE CLOTHING BIN(S) PERMIT	
2013 – AP 01	American Red Cross – Northern NJ Chapter Attn: Peter Salm
2013 – AP 02	625 Wortman Avenue Brooklyn, New York 11208

Adopted: March 20, 2013

Agenda No. XI

Approval of Expenditures

~ Resolution No. 2013- 108 ~

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:

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: March 20, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 24 of 25

Acct #	Account Name	Amount
1	Current Account	\$106,485.63
3	Reserve Account	26,056.32
2	Grants	3,295.50
6	Refunds	188,764.22
1	General Ledger	0.00
26	Refuse	0.00
4	Capital	7,426.10
19	Animal Control	5,517.28
19	Heritage Trust	0.00
19	Open Space Trust	676.00
19	Trust	81,769.54
19	COAH	0.00
16	Development Escrow	16,730.10
20	Special Reserve	0.00
21	Assessment Trust	0.00
Total		\$436,720.69
Less Refund Resolution		-188,764.22
Actual Bill List		\$247,956.47
Other Payments		
Check # 51364 Deer Park		731.98
Check # 152 Dorsey & Semrau Atty. Trust		710,000.00
Total Expenditures		\$958,688.45

Adopted: March 20, 2013

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

Agenda No. XII

Reports of Administrator, Mayor and Council Members

Councilwoman Erk said she was happy to see students here tonight so enthusiastic.

Councilman Rosone congratulated the t-shirt contest winners noting that it is always good to see this local talent. He appreciates that.

Council President Signorino said he and Councilman Rosone will meet with the BOE subcommittee next week. They are asking for ideas from Council. If they send such ideas by email to the Township Clerk she will forward them on. He said he has not received any information on the clock in town. Ms. Gage said that the HPC and Heritage Committee have been asked for feedback. Council President Signorino read a notice about the annual tennis tournament for the museum. He listed the sponsors and encouraged others to sponsor this event.

Councilwoman Horton said she will sponsor the tournament and encourages others to do likewise. She thanked the Heritage Committee for all they do saying that this is a chance to support those efforts. This Saturday night people will have the opportunity to participate in the lights-off campaign from 8:30 to 9:30. She thanked all those who participated in the t-shirt competition and urged participation in clean up day. She extended best wishes to residents who are celebrating various religious holidays.

Mayor Bieri wished everyone safe holidays. She hopes plaques do not hold up the clock installation because inscriptions can be done later. She hears fire sirens outside and asked everyone to remember and value our emergency services personnel. She quoted from a recent article in *The Record* about our search & rescue team and she thanked our first aid, fire department, and search & rescue volunteers.

Administrator Gage said her office received a letter from the Greenwood Lake Bi-State Commission asking for funding in this year's budget. She said the budget will be introduced at the next workshop and we can discuss this request then. She invited Council to reach out to her with any budget issues prior to

