

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE

April 23, 2014
REGULARLY SCHEDULED REGULAR GOVERNING BODY
MEETING.

THESE ACTION ITEMS ARE SUBJECT TO CHANGE AND
ARE PROVIDED HERETO AS A COURTESY.

ORDINANCES AND RESOLUTIONS THAT HAVE BEEN
ADOPTED BY THE TOWNSHIP COUNCIL ARE POSTED ON
THE TOWNSHIP WEBSITE UNDER "LOCAL LAW" AS SOON
AS PRACTICABLE AFTER THE MEETING AT WHICH
ACTION WAS TAKEN.

IT IS STRONGLY RECOMMENDED THAT ONE SEEKING A
COPY OF THAT WHICH WAS ADOPTED BY THE
TOWNSHIP COUNCIL OBTAIN THAT COPY UNDER THE
LINK TO "LOCAL LAW".

EACH OF THE FOLLOWING RECORDS IS SUBJECT TO
CHANGE AND/OR AMENDMENT BY THE TOWNSHIP
COUNCIL PRIOR TO ADOPTION.

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2014 – 002 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING AND GRANTING A CONSERVATION RESTRICTION/EASEMENT FROM THE TOWNSHIP OF WEST MILFORD TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHEREAS, the Township of West Milford and the West Milford Township Board of Education own the property identified as a portion of Lot 1 of Block 6607, Lot 1 of Block 6608 and Lot 5 of Block 6401 as more particularly described in the metes and bounds description annexed as Exhibit A to the Declaration of Conservation Restriction/Easement that is the subject of this Ordinance; and

WHEREAS, the New Jersey Department of Environmental Protection is authorized to acquire and enforce conservation restrictions in conjunction with the construction of a wetland mitigation site known as the Ramapo College Wetlands Mitigation Project; and

WHEREAS, the Township of West Milford and the West Milford Township Board of Education have entered into an agreement with Ramapo College of New Jersey which obtained a Freshwater Wetlands Permit NJDEP File No. 0233-02-0004.1 FWW 040001, pursuant to the Freshwater Wetlands Protection Act, N.J.S.A. 13:9B-1, and the Freshwater Wetlands Protection Act rules, N.J.A.C. 7:7A, for a land use development; and

WHEREAS, the Permit issued to Ramapo College of New Jersey is conditioned upon the Township of West Milford and the West Milford Township Board of Education's recording of a Department of Environmental Protection approved deed restriction, pursuant to N.J.A.C. 7:7A-15.2(i) for the mitigation site area as shown on a Plan, entitled "As-Built Survey, Wetlands Mitigation Project, Ramapo College of New Jersey, Situate in the Township of West Milford, Passaic County, New Jersey", prepared by Arthur J. Schappell Jr., PLS PP, dated March 23, 2009, revised through November 18, 2012; and

WHEREAS, the Township is authorized pursuant to law to grant interests in real property, including easements, by ordinance; and

WHEREAS, the Mayor and Township Council of the Township of West Milford find it to be in the best interests of the Township and its citizenry to grant the Conservation Restriction/Easement for a portion of the property to the New Jersey Department of Environmental Protection.

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

SECTION 1. Subject to the conditions of the Permit and set forth herein, the Township of West Milford hereby grants a Conservation Restriction/Easement to the New Jersey Department of Environmental Protection on a portion of the property identified as Lot 1 of Block 6607, Lot 1 of Block 6608 and Lot 5 of Block 6401 as more particularly described in the metes and bounds description annexed as Exhibit A to the Declaration of Conservation Restriction/Easement in substantially the form attached hereto.

SECTION 2. The Mayor and Township Clerk are hereby authorized to execute the Conservation Restriction/Easement in substantially the form attached hereto.

SECTION 3. The appropriate Township officials are hereby authorized and directed to take all required actions to complete the Township's grant of the Conservation Restriction/Easement to the New Jersey Department of Environmental Protection, along with the recording thereof.

SECTION 4. All ordinances of the Township of West Milford, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 5. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 6. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

Introduced: March 19, 2014

Adopted:

Effective Date:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST

Antoinette Battaglia, Township Clerk

By: _____
Bettina Bieri, Mayor

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2014 - 003 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY TO AMEND §15-112 AND §15-113 OF THE TOWNSHIP CODE TO PROVIDE FOR THE APPOINTMENT OF ALTERNATE COMMISSIONERS TO THE ECONOMIC DEVELOPMENT COMMISSION (EDC)

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:

§15-112. Membership of the Economic Development Commission.

The Township of West Milford Economic Development Commission (the "Commission") shall consist of eleven (11) members and two (2) alternate members. The Mayor shall appoint his designee or serve in that capacity. The Council shall appoint the Council liaison. The Chamber of Commerce shall recommend annually to the Council a member of their body to be appointed by the Council. The Mayor shall appoint two citizen members. The Council shall appoint six citizen members and two alternate members. The members shall serve without compensation.

§15-113. Terms.

The members of the Commission shall have staggered terms as follows for their initial appointments:

The Mayor or Mayor's designee shall serve for the term of the Mayor.

The Council liaison member shall be appointed for one (1) year.

The Chamber of Commerce member shall be appointed for one (1) year.

Citizen Members 1 & 2 shall be appointed for the term of the Mayor.

Citizen Members 3 & 4 shall be appointed for one (1) year; and

Citizen Members 5 & 6 shall be appointed for two (2) years; and

Citizen Members 7 & 8 shall be appointed for three (3) years.

Alternate Member 1 shall be appointed for a two (2) year term; and

Alternate Member 2 shall be appointed for a one (1) year term.

Thereafter citizen members 3 through 8 shall be appointed for three-year terms and alternate members 1 & 2 shall be appointed for two year terms.

SECTION 2. All ordinances of the Township of West Milford which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

SECTION 4. This Ordinance may be renumbered for purposes of codification.

SECTION 5. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

Introduced:

Adopted:

Effective Date:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST

Antoinette Battaglia, Township Clerk

By: _____
Bettina Bieri, Mayor

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 140 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY OPPOSING S-3117 AND A-4464 REQUIRING BLOOD SAMPLES TO BE OBTAINED FROM DRIVERS INVOLVED IN MOTOR VEHICLE ACCIDENTS RESULTING IN DEATH; DESIGNATED AS "MICHELLE'S LAW"

WHEREAS, Senate Bill No. 3117 and Assembly Bill No. 4464 look to expand New Jersey's implied consent statute to include blood and urine testing; and

WHEREAS, Assembly Bill No. 4464 looks to expand New Jersey's implied consent statute to include extraction of blood in the case of a fatal accident; and

WHEREAS, Senate Bill No. 3117 looks to expand New Jersey's implied consent statute to include blood extraction and urine testing and permitting the use of reasonable force to obtain blood sample in some cases; and

WHEREAS, the Township of West Milford Council believes that Bills S-3117 and A-4464 present unnecessary attacks on civil liberties; and

WHEREAS, the Township of West Milford Council believes that Bills S-3117 and A-4464 are an aggressive overreach of power and clearly violate Constitutional Rights as outlined in the United States Constitution and the New Jersey State Constitution.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford, that the Township of West Milford opposes NJ Senate Bill S-3117 and Assembly Bill A-4464 and encourages the members of the New Jersey Senate to vote against this legislation; and

BE IT FUTHER RESOLVED, that a copy of this resolution be transmitted to the primary sponsors of this legislation Senator Nellie Pou, Assemblyman Benjie E. Wimberly, Assemblywoman Shavonda E. Sumter, Assemblyman Charles Mainor, Assemblyman Gordon M. Johnson, Governor Chris Christie, Senator Joseph Pennachio, Assemblywoman Betty Lou DeCroce, Assemblyman Jay Webber and all municipalities in Passaic County.

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Distribution Sponsors of S-3117 & A4464

Senator Nellie Pou
 District 35
senpou@njleg.state.nj.us

Assemblyman Benjie E. Wimberly
 District 35
asmwimberly@njleg.org

Assemblywoman Shavonda E. Sumter
 District 35
aswsumter@njleg.org

Assemblyman Charles Mainor
 District 31
asmmainor@njleg.org

Assemblyman Gordon M. Johnson
 District 37
asmjohnson@njleg.org

Governor Chris Christie

Senator Joseph Pennacchio
 District 26
senpennacchio@njleg.state.nj.us

Assemblywoman BettyLou DeCroce
 District 26
aswdecrpce@njleg.org

Assemblyman Jay Webber
 District 26
asmwebber@njleg.org

Passaic County Municipalities

Bloomingtondale Boro	Jane McCarthy	jmccarthy@bloomingtondalenj.net
Clifton City	Barbara Nagy	bnagy@cliftonnj.org
Haledon Boro	Alan R. Susen	asusen@haledonboronj.com
Hawthorne Boro	Lori Dibella	ldibella@hawthornenj.org
Little Falls Twp	William Wilk	wwilk@lfnj.com
North Haledon Boro	Renate Elatab	re@northhaledon.com
Passaic City	Amanda Curling	cityclerk@cityofpassaicnj.gov
Paterson City	Jane Williams-Warren	jwilliams@patersonnj.gov
Pompton Lakes Boro	Elizabeth Brandsness	clerk@pomptonlakesgov.com
Prospect Park Boro	Stephanie Evans	evans@prospectpark.net
Ringwood Boro	Kelly Rohde	krohde@ringwoodnj.net
Totowa Boro	Joseph Wassel	totowaclerk@optonline.net
Wanaque Boro	Katherine Falone	falone@wanaqueborough.com
Wayne Twp	Paul Margiotta	margiottap@waynetownship.com
West Milford Twp	Antoinette Battaglia	twpclerk@westmilford.org
Woodland Park Boro	Kevin Gallarnd	kgalland@wpnj.us ; nferrigno@wpnj.us

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 141 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY TO AFFIRM THE TOWNSHIP OF WEST MILFORD'S CIVIL RIGHTS POLICY WITH RESPECT TO ALL OFFICIALS, APPOINTEES, EMPLOYEES, PROSPECTIVE EMPLOYEES, VOLUNTEERS, INDEPENDENT CONTRACTORS, AND MEMBERS OF THE PUBLIC THAT COME INTO CONTACT WITH MUNICIPAL EMPLOYEES, OFFICIALS AND VOLUNTEERS

WHEREAS, it is the policy of the Township of West Milford to treat the public, employees, prospective employees, appointees, volunteers and contractors in a manner consistent with all applicable civil rights laws and regulations including, but not limited to the Federal Civil Rights Act of 1964 as subsequently amended, the New Jersey Law against Discrimination, the Americans with Disabilities Act and the Conscientious Employee Protection Act, and

WHEREAS, the governing body of the Township of West Milford has determined that certain procedures need to be established to accomplish this policy

NOW, THEREFORE BE IT ADOPTED by the Township Council of the Township of West Milford that:

- Section 1:** No official, employee, appointee or volunteer of the Township of West Milford by whatever title known, or any entity that is in any way a part of the Township of West Milford shall engage, either directly or indirectly in any act including the failure to act that constitutes discrimination, harassment or a violation of any person's constitutional rights while such official, employee, appointee volunteer, or entity is engaged in or acting on behalf of the Township of West Milford's business or using the facilities or property of the Township of West Milford.
- Section 2:** The prohibitions and requirements of this resolution shall extend to any person or entity, including but not limited to any volunteer organization or inter-local organization, whether structured as a governmental entity or a private entity, that receives authorization or support in any way from the Township of West Milford to provide services that otherwise could be performed by the Township of West Milford.
- Section 3:** Discrimination, harassment and civil rights shall be defined for purposes of this resolution using the latest definitions contained in the applicable Federal and State laws concerning discrimination, harassment and civil rights.
- Section 4:** The Township Administrator shall establish written procedures for any person to report alleged discrimination, harassment and violations of civil rights prohibited by this resolution. Such procedures shall include alternate ways to report a complaint so that the person making the complaint need not communicate with the alleged violator in the event the alleged violator would be the normal contact for such complaints.
- Section 5:** No person shall retaliate against any person who reports any alleged discrimination, harassment or violation of civil rights, provided however, that any person who reports alleged violations in bad faith shall be subject to appropriate discipline.
- Section 6:** The Township Administrator shall establish written procedures that require all officials, employees, appointees and volunteers of the Township of West Milford as well as all

other entities subject to this resolution to periodically complete training concerning their duties, responsibilities and rights pursuant to this resolution.

- Section 7:** The Township Administrator shall establish a system to monitor compliance and shall report at least annually to the governing body the results of the monitoring.
- Section 8:** At least annually, the Township Administrator shall cause a summary of this resolution and the procedures established pursuant to this resolution to be communicated within the Township of West Milford. This communication shall include a statement from the governing body expressing its unequivocal commitment to enforce this resolution. This summary shall also be posted on the Township of West Milford's web site.
- Section 9:** This resolution shall take effect immediately.
- Section 10:** A copy of this resolution shall be published in the official newspaper of the Township of West Milford in order for the public to be made aware of this policy and the Township of West Milford's commitment to the implementation and enforcement of this policy.

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 142 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING AND UPDATING THE PERSONNEL POLICIES AND PROCEDURES MANUAL

WHEREAS, the Township of West Milford is a member of the New Jersey Municipal Excess Liabilities Fund; and

WHEREAS, every two years, the MEL distributes a model personnel policies and procedures manual and encourages its members to update their policies and procedures; and

WHEREAS, the Township of West Milford seeks to update its Personnel Policies and Procedures Manual to conform with the MEL's standards.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of West Milford, in the County of Passaic that the Township of West Milford Personnel Policies and Procedures Manual is updated as follows:

1. Remove the "Systems Privacy" policy in Section Two of the manual and replace with the "Communication Media Policy" and "Video Surveillance" policy from the MEL Model Policy.
2. In the "Use of Vehicles Policy" in Section Two of the manual, add at the end of the section, the following sentence: "Department Heads may create an exception to this 'Use of Vehicles Policy.'"
3. Remove the "Family and Medical Leave Act Policy" in Section Three of the manual and replace with the "Family and Medical Leave Act Policy" from the MEL Model Policy.
4. Add the "Domestic Violence Leave" policy from the MEL Model Policy to Section Three of the manual.
5. Add a section, entitled, "Time Sheets" from the MEL Model Policy to Section Four of the manual.
6. Add a section, entitled, "Payment for Accumulated Absence" from the MEL Model Policy to Section Four of the manual.
7. In the "Workers Compensation" policy in Section Four of the manual, add at the end of the section, the following sentence: "Unless explicitly provided for in a bargaining agreement, the Township of West Milford will only pay, either directly or through its Workers' Compensation insurer, those benefits that are specifically provided for under the Workers' Compensation Act and will not supplement these benefits with additional benefits pursuant to N.J.S.A. 11A:6-8."

BE IT FURTHER RESOLVED that a copy of the updated Township of West Milford Personnel Policies and Procedures Manual is attached and incorporated hereto; and

BE IT FURTHER RESOLVED that a copy of this Resolution shall be forwarded to the Township Administrator for distribution to all Township employees.

This Resolution shall take effect immediately.

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 - 143 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING VARIOUS EVENTS AT THE WALLISCH HOMESTEAD

WHEREAS, the Township of West Milford is the owner of the Wallisch Homestead, a 95-acre historic farm located at 65 Lincoln Avenue; and

WHEREAS, the Friends of Wallisch Homestead is a local organization of volunteers dedicated to preserving this historic homestead and has presented to the Mayor and Council a report dated March 10, 2014 outlining required repairs / improvements to the Homestead; and

WHEREAS, to finance these repairs as well as generate additional community support the Friends of Wallisch has proposed a series of events at the Homestead, said events being listed in the March 10, 2014 Report; and

WHEREAS, since the Township is the owner of the property it is necessary to provide permission for these events to be located on the Homestead; and

WHEREAS, to provide inclusion of the volunteers who are performing various activities at the Homestead with minimal accident insurance, it is necessary for the Township to formally endorse these events and work activities.

NOW, THEREFORE, BE IT RESOLVED that the Friends of Wallisch Homestead are hereby granted permission to perform the repairs as outlined in their Report dated March 10, 2014 subject to the approval of the Township Construction Official and his designees.

BE IT FURTHER RESOLVED that the events listed in said March 10, 2014 Report are hereby endorsed as official Township events and those volunteering at these events as well as the designated repair activities are recognized as volunteers of the Township to be provided with whatever accident insurance protection that is provided to other volunteers participating in official Township events.

BE IT FURTHER RESOLVED that the Township Clerk shall provide an official copy of this Resolution to the Friends of Wallisch Homestead and appropriate Township officials for their implementation.

Adopted: April 23, 2014

Adopted this 23rd day of April 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 - 144 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE WEST MILFORD LIBRARY BOARD OF TRUSTEES FOR THE ADVANCEMENT OF THE CONCEPT OF A NEW LIBRARY WITH PROVISIONS FOR MUNICIPAL USE OF CERTAIN SPACES

WHEREAS, the Township of West Milford and the West Milford Library Board of Trustees have agreed in concept to a joint, mutually beneficial project for the construction of a new library with space to be dedicated and allocated for municipal use; and

WHEREAS, each party has agreed in concept to pursue the matter further with a vision of the construction of a new library with space in the new facility to be dedicated to municipal use & control; and

WHEREAS, the parties hereto have a desire to realize this vision and work together to delineate the particulars and reach mutually agreeable parameters to construct a new municipal library and a community center with space for municipal purposes.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford that the Mayor and Township Clerk be and are hereby authorized to execute an agreement with the West Milford Library Board of Trustees to begin the process of reaching mutually agreeable plans for a new library and community center that provides for municipal use of certain spaces.

Adopted: April 23, 2014

Adopted this 23rd day of April 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 - 145 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY PROVIDING CONSENT TO A PROJECT AT BLOCK 7701 LOTS 11, 12 IN THE TOWNSHIP OF WEST MILFORD WHICH REQUIRES A TREATMENT WORKS APPROVAL (TWA) APPLICATION, STATEMENT OF CONSENT, FORWARDED TO THE STATE OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHEREAS, WORLD CRUSADE FOR CHRIST, INC. is the owner of properties known as 1005 Union Valley Road, West Milford, NJ 07480 in the Township of West Milford, which is known as Block 7701, Lots 11, 12.

WHEREAS, World Crusade for Christ, Inc. has made an application for Building #2 and a cafeteria with a combined wastewater flow of 5065 gallons per day; and

WHEREAS, the applicant has proposed a septic alteration with no expansion or change in use for a facility that exceeds 2,000 gallons per day; and

WHEREAS, for all design flows that exceed 2000 gallons per day, the New Jersey Department of Environmental Protection requires a Treatment Works Approval Permit; and

WHEREAS, the Township Health Officer has reviewed the Treatment Works Approval (TWA) application submitted to the Department of Environmental Protection on behalf of the aforementioned property; and

WHEREAS, the Township Health Officer has certified, as part of the Statement of Consent, that the application proposed conforms with the requirements of all municipal ordinances pertaining to the proposed disposal system; and

WHEREAS, the Township Health Officer, by way of memorandum dated April 10, 2014 has advised that the application is in order from the standpoint of the Township's Health Department; and

WHEREAS, approval for a Treatment Works application requires the municipality to, by way of Resolution, consent to the project; and

WHEREAS, a copy of the application is on file in the West Milford Township Health Department; and

WHEREAS, the Township Health Officer recommends to the Mayor and Township Council that it in fact consent to this application.

NOW, THEREFORE, BE IT RESOLVED that the Township council of the Township of West Milford, County of Passaic, State of New Jersey hereby consents to the Treatment Works Application as submitted for the property known as World Crusade For Christ, Inc. in the Township of West Milford which is known as Block 7701, Lots 11, 12. with respect to septic alterations.

Adopted: April 23, 2014

Adopted this April 23, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 146 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PASSAGE OF CONSENT AGENDA

WHEREAS, the Mayor and Township Council of the Township of West Milford has reviewed the Consent Agenda consisting of various proposed Resolutions and Applications.

NOW, THEREFORE, BE IT RESOLVED, that the following Resolutions and Applications on the Consent Agenda are hereby approved:

Resolutions:

- a. **2014-147** – Cancellation of Taxes
- b. **2014-148** – Refund Bingo & Raffle Fees
- c. **2014-149** – Refund Escrow Fees
- d. **2014-150** – Refund Other Liens
- e. **2014-151** – Refund Overpayments
- f. **2014-152** – Refund Recreation Fees
- g. **2014-153** – Reinstate Taxes
- h. **2014-154** – Settle Tax Appeals

Applications:

1. Application to Amend to Cancel Off Premise 50/50 Raffle License #2014-01 by the Association for Special Children and Families.
2. Application to Amend to Cancel Bingo License #2014-17 by the Association for Special Children and Families.
3. Application for Off Premise Draw Raffle License #2014-246 by Rotary Club of West Milford for May 28, 2014.

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 147 ~

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: 100% DISABLED VETERAN

BLOCK/LOT	NAME	AMOUNT	YEAR
9713-13	Ralph Stalbaum	\$543.72	2013 1 st Quarter Partial
9713-13	Ralph Stalbaum	\$2,127.34	2013 2 nd Quarter
9713-13	Ralph Stalbaum	\$4,500.74	2013 Second Half
TOTAL		\$7,171.80	

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 148 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF BINGO AND RAFFLE APPLICATION FEES

BE IT RESOLVED that the following RAFFLE / BINGO application fee upon the report of the Township Clerk be refunded:

2014 Raffle/Bingo License Application		
Licensee	Application Fee	Payee
Association for Special Children & Families P.O. Box 494 2019G Greenwood Lake Turnpike Hewitt, NJ 07421	Bingo License # BL2014-17 \$20.00	Association for Special Children & Families P.O. Box 494 2019G Greenwood Lake Turnpike Hewitt, NJ 07421
Association for Special Children & Families P.O. Box 494 2019G Greenwood Lake Turnpike Hewitt, NJ 07421	Raffle License # RL2014-01 \$20.00	Association for Special Children & Families P.O. Box 494 2019G Greenwood Lake Turnpike Hewitt, NJ 07421

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2014 - 149 ~

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

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

Name & Address	Application No.	Amount of Escrow	Amount Refunded
Charles Aikey CFA Custom Homes Inc. 144 Wesley Drive West Milford, NJ 07480	0010-1923 16-288-56-701-003	\$8,800.23	\$35.04
Estate of Dembia c/o James Napolitano 500A Lake Street Ramsey, NJ 07446	ZB12-11-17 16-288-56-705-043	\$2,450.00	\$1,477.10

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 150 ~

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.

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 the Lien Holder
11-073	04/19/2011	07801-018.06	\$35,322.31	C & E PARTNERS, P.O. BOX 23-1308 NEW YORK, NY 10023
12-0090	03/27/2012	08705-007	\$47,203.88	SINGH REAL ESTATE 555 LINCOLN DRIVE WEST, SUITE 100 MARLTON, NJ 08053
12-0148	03/27/2012	16302-013	\$40,707.35	FWDSL & ASSOCIATES LP 5 COLD HILL ROAD SOUTH, SUITE 11 MENDHAM, NJ 07945
13-0024	03/19/2013	02406-015	\$14,526.43	Tower Fund Ser. As Cust for Ebury FD 1NJ P.O. BOX 37695 BALTIMORE, MD 21297-3695
13-0041	03/19/2013	04007-005	\$13,687.65	KENAT, INC 15 CRESTWOOD DRIVE NORTHPORT, NY 11768
13-0072	03/19/2013	08701-019	\$25,903.41	MTAG SERVICES CUST FOR ATCFII NJLLC PO BOX 54292 NEW ORLEANS, LA 70154-4292
Total			\$177,351.03	

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2014 – 151 ~

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

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

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

REASONS:

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

Block/Lot	Name	Amount	Year	Reason
15502-29	Theodore Adragna 86 Circle Boulevard Newfoundland, NJ 07435	\$250.00	2007	2
9713-13	Ralph Stalbaum 9 Morris Avenue West Milford, NJ 07480	\$7,171.80	2013	6
TOTAL		\$7,421.80		

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2014 – 152 ~

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:

<i>Donation refund</i>		
A.C. Daughtry, Inc.	\$200.00	AC Daughtry 381 Main Street Montville, NJ 07045

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 153 ~

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 2. STOP PAYMENT

BLOCK/LOT	NAME	AMOUNT	YEAR	REASON
2402-30	Reinhardt Richardson	\$1,300.00	2014	2
5312-1.20	Eileen & Donald Schott	\$872.20	2014	2
TOTAL		\$2,172.20		

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 154 ~

A RESOLUTION OF THE MAYOR AND COUNCIL 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 and 2012 real property tax assessment of the following property has been filed in the Tax Court of New Jersey:

PROPERTY OWNER	BLOCK	LOT	ADDRESS
GPS Enterprises LLC	703	2	551 Warwick Turnpike
Bertneski, Alyona	4901	29	150 Kitchell Lake Drive

and;

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
GPS Enterprises LLC	2009	\$201,300.	\$170,000.
Bertneski, Alyona	2012	\$385,600.	\$372,500.

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.

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2014 -155~

RESOLUTION APPROVING THE PAYMENT OF BILLS

WHEREAS, the Township Treasurer has submitted to the members of the Township Council a report listing individual disbursement checks prepared by his office in payment of amounts due by the Township.

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

Acct #	Account Name	Amount
1	Current Account	\$531,894.97
3	Reserve Account	21,204.61
2	Grants	80,708.07
6	Refunds	179,063.17
1	General Ledger	4,350.00
26	Refuse	87.90
4	Capital	410,862.65
19	Animal Control	137.00
19	Heritage Trust	25,537.80
19	Open Space Trust	5,675.40
19	Trust	1,077.51
19	COAH	0.00
16	Development Escrow	3,004.98
20	Library Trust	0.00
21	Assessment Trust	55,048.66
Total		\$1,318,652.72
	\$Less Refund Resolution	-179,063.17
	Actual Bill List	\$1,139,589.55
	Other Pyts.	
	Ck# 3924 Jet Vac, Inc.	77,046.38
	Ck# 3925 H.E.P. Soil Conservancy	775.00
	Ck# 51382 Treasurer, State of NJ	100.00
	Ck# 51383 Treasurer, State of NJ	140.00
	Ck# 51384 Treasurer, State of NJ	40.00
	Total Expenditures	\$1,217,690.93

Adopted: April 23, 2014

Adopted this 23rd day of April, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 - 156 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY TO CREATE A VACANCY ON THE TOWNSHIP'S AMERICANS WITH DISABILITIES ACT COMPLIANCE COMMITTEE

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby vacate the position held by Mr. Stephen Oatley on the ADA Committee in accordance with the ADA Committee's April 2, 2014 recommendation.

<u>Name</u>	<u>Position</u>	<u>Date Memo Tendered</u>
Stephen Oatley	Citizen Member American's with Disabilities Act Compliance Committee Term expires 12/31/15	April 2, 2014

Adopted: April 23, 2014

Adopted this 23rd day of April 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk