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

Minutes of: Governing Body Workshop Meeting  
Date of Meeting: April 3, 2019  
Time of Meeting: 6:30 pm  
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The Workshop Meeting of the Governing Body was called to order by Mayor Michele Dale.

**Adequate Notice Statement**

Mayor Dale read the following statement:

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Workshop meeting was advertised in the Herald News in its issue of January 6, 2019 and January 27, 2019; copies were provided to the Suburban Trends, the Record and Star Ledger and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

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

Agenda No. I

**Pledge of Allegiance**

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

Agenda No. II

**Roll Call**

Present: Councilmembers Ada Erik, Andrena Pegel (arrived 6:47), Marilyn Lichtenberg  
Pete McGuinness, Luciano Signorino, Patricia Gerst (arrived 7:43), Mayor Michele Dale  
Absent: None  
Also Present: Township Attorney Fred Semrau

Agenda No. III

**Reading of or Approval of Unapproved Minutes**

March 20, 2019 Regular Meeting

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

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Agenda No. IV

**Meetings**

Mayor Dale noted the future meeting schedule:

April 24, 2019 Regular Meeting  
May 1, 2019 Workshop Meeting  
May 22, 2019 Regular Meeting

Agenda No. V

**Proclamations**

Autism Awareness – Mayor Dale noted that she would send the proclamation over because there was no one there to accept it.

Agenda No. VI

**Presentations**

Beautification Day – Tee Shirt Logo Contest – Dave Stires, Recycling Coordinator, introduced the winner and they showcased the tee shirts. He noted the date and time of Beautification Day. JoAnn Blom expressed that she wished people would use the bags in their cars to put the trash in. Mr. Stires mentioned that they really need volunteers for Beautification Day. There are people that clean-up year round and the clean-up does not have to be done on Beautification Day.

EDC Award – Eden Farms – JoAnn Blom introduced the group and presented the award to Dave, Manager and Grower. She mentioned that Josephine from Max is Back now works at Eden Farms.

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Her work is creative and unbelievable. Dave said he is very humble to receive this; they opened back up during the Christmas season and the community support has been tremendous.

Township Website – Mayor Dale provided a power point presentation preview and explanation of the Township website redesign. She noted that the actual redesign is about 95% complete.

Discussion:

Councilman McGuinness suggested more pictures and he feels that this is a good step in the right direction. He said he would like to remove the Facebook accounts so they don't have to pay to back up the social media because it is operable. Mayor Dale believes that social media is a channel in which a lot of information is disseminated throughout the Township. Mayor Dale explained that there are a lot of different things that can be done with social media sites; it does not have to be interactive; it could be informational. For example, if garbage pick-up is cancelled due to snow most of the information comes from nixel or social media. They can limit the amount of exposure they have. She noted that it is a Governing Body decision.

Councilman Signorino said they have to be cautious because of the "pay per click scams". He explained that someone will hire a company to do the marketing for their website; they get paid for each click. He suggested posting a link on the social media sites that direct people to the Township website so they can obtain the information they need. Councilman McGuinness asked the status of getting the dog licenses on the website. Mayor Dale said that she will send the link to the Governing Body so they can take their time, click through the website and provide their feedback. They can answer the questions from the Governing Body at the next meeting.

Highlands Council Economic Development Grant Application – Mayor Dale said it has been a goal of hers to create a long term sustainable economic development plan for the Township to give the community an opportunity to grow, understand what we have and understand where we are at. She provided a power point presentation that showed information about the history of West Milford ratable growth and the ratable growth needed to lower taxes. She expressed that this is huge for the future of the Township to understand what the commercial market demand will be in the future. She said that she met with the Highlands Council and reviewed the plan. If the Governing Body is interested, she has a resolution to obtain 100% funding through the Highlands Council to do this project.

Discussion:

Councilman McGuinness asked if Mayor Dale was looking for a grant. Mayor Dale said the Highlands Council has a grant available for this particular project. Councilman McGuinness asked if the Highlands Council will be doing all the work. Mayor Dale said most of the work will be done through the Planner; they fund the work to be done. Councilman McGuinness asked if the grant is available in the next 30 days and Mayor Dale said yes. Councilman Signorino said these were initiatives that they already started but because they did not have a full time Administrator nobody followed up. Councilman McGuinness said his concern is holding some of the business in compliance. He thinks it is a great idea but they have to keep in mind that some of the businesses are not operating in compliance.

Councilwoman Pegel asked who is conducting the plan and doing all the research. Mayor Dale said the Planner would get the grant and they would have to comply with each step. Mayor Dale expressed that the biggest win is understanding what the Township needs, what the residents want and how they can attract those types of businesses and the demand of the Township. Councilman McGuinness asked if there will be a conflict with the Council on Mandates. Mayor Dale said she does not think there will be conflict but she would like Mr. Semrau to answer that question. Councilman Signorino said he would like to see the plan if it is going to be funded. Councilwoman Lichtenberg said when the State sees the plan when it is all concluded they might realize West Milford's situation.

Agenda No. VII

Discussion Items

1.	Discussion: Union Valley Road/Crescent Park Traffic Pattern: Mayor Dale noted that the residents in the neighborhood likely received a letter from her regarding the consideration of the traffic pattern change. She said several residents contacted her about the dangerous conditions of that roadway. She started working with the Engineer and County Engineer to see what they could do in order to create a safer environment there. She invited Eric Miller, Supervising Engineering Aid to the podium to speak about the plans. It was important for the Council that the residents were reached out to so they can provide feedback about closing the road in that section and / or adding additional signage. Eric Miller explained that the road is a County road but the municipality is responsible to establish the speeds and to repair and install the regulatory signs. The Township establishes the speed limits not the County. He said the Township just needs to pass an ordinance to change the speed limit.
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<p>He expressed that there is a lot more traffic than there used to be and he suggested closing Camden Place because it has been very problematic; the site distance is not good horizontally or vertically. Councilman McGuinness said closing the road might be a problem because of emergency access. He would like to hear the concerns and opinions from the residents in the area.</p> <p>Mayor Dale said if the Council is amenable, she would like to open up this discussion to the public. The Council gave consensus.</p> <p>Mayor Dale opened the meeting to the public after advising that there is a five-minute limit for each speaker.</p> <p><u>Bud Conner, 37 Camden Place</u> – Said he has lived on Camden Place for 52 years. Closing the road would be a blessing to him because the neighborhood would be quiet. His concern is if there would be an issue with the fire trucks. He said at the end of Cumberland Road there is an old farm road that goes to Union Valley and there is good site distance at the top of the road. Cumberland Road could be an alternative to Union Valley Road besides Camden Place.</p> <p><u>Dave Ofshinsky, 47 Morris Avenue</u> –Noted that he is a 26 year resident of Crescent Park and remembers when they stopped the left hand turn out of Camden Place. He said he walks the area a lot to go hiking and the line of site is so poor even if you're standing there. He mentioned that he does not make a right out of Camden onto Union Valley Road. He said the advisory signs need to be replaced. He said a detour would be about 30 seconds to a minute to detour and closing the road should not really be a burden.</p> <p><u>Mike Lefebvre, 956 Union Valley Road</u> – Mentioned that he has agreeable to the 35 mile per hour speed limit. He can't make a left out of his drive-way onto Union Valley Road because of the site distance. He makes a right onto Camden and goes around the neighborhood. It would be problematic for him if Camden Place was closed.</p> <p><u>Bruce Howard, 11 Garret Court</u> – Said he has lived there for 33 years. He has been asked to speak on behalf of his neighbors as well. He outlined suggestions for the Governing Body to consider. He expressed his concern about how dangerous and difficult it is to make a right onto Union Valley Road from Camden Place. He said the speed limit sign has been gone for two years and that is unacceptable. The signage needs to be increased. He suggested putting a reflective mirror on the telephone poll across the street from Camden Place. He said Closing Camden Place will affect school buses and increase traffic in other parts of the neighborhood where children play. He said the Governing Body did not spend enough time doing an analysis. He expressed that other things need to be considered.</p> <p><u>Kathleen Bolton, 12 Garret Court</u> – Expressed that the signage and speed enforcement are an issue and need to be addressed. She has lived in the neighborhood 37 years and she can hear the cars speeding on Union Valley Road and brakes screeching when someone is turning from Camden Place onto Union Valley Road.</p> <p><u>Dorothy Reid, 22 Cumberland Road</u> – Said she wants Camden Place to remain open and if they want to make money for the town, make the area a speed trap.</p> <p><u>Graham Docwra, 928 Union Valley Road</u> – Said speeding is a big problem in the area and it is difficult turning in to his driveway. He said there are trucks barreling down the road day and night.</p> <p><u>James Gorab, 69 Morris Avenue</u> – Mentioned that everyone in the area has had at least one close call turning out of Camden Place onto Union Valley Road. He expressed that the problem on the road is speed. He said taking the speed from 50 to 35 is going to cause a lot of aggressive driving. He suggested a radar sign that provides a read out of your speed. He said his brother lives on Alpine Drive in Wayne and they have a similar problem there. They brought a fog line in to give the illusion of a narrower road. He said on a narrow road people drive slow. He said it worked there and those measures could help here. He expressed that he does not want the road closed with a barrier sitting there with bottles and cans all over the place looking like the neighborhood is condemned. He wants first responders to be able to use the road. He said he does not want to waste minutes detouring around the neighborhood. He suggested getting rid of the rumble strips.</p>
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Sandra Nebel, 13 Morris Avenue – Said she wants to continue to use Camden Place as an entrance to her home. She said most of the people in the neighborhood would be affected by the closure. She expressed that the signage needs to be increased. She would like to see speed reduction signs and curve intersection warning signs installed and at least a one way into the park and evaluate that in one year. It would be unfair and disappointing to be told that the entrance she has been using for 53 years is now too dangerous to enter her development.

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

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Moved: McGuinness                      Seconded: Gerst  
Voted Aye: Unanimous voice vote  
Voted Nay: None  
Motion carried.  
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Mayor Dale asked the Council if they had comments.

Councilwoman Pegel – Said she likes the idea of the solar signage to make drivers aware of the dangerous curve. She feels they should try the signage first and educating the drivers in this particular area. She said it is a big safety issue. They should try other avenues first before they have to close the neighborhood.

Councilwoman Lichtenberg – Mentioned that she agrees with Councilwoman Pegel. She thinks the majority of the people don't want the road closed and she understands why. She said they should have speed reduction signs far south of Christine Court to inform people that there are speed reductions sign ahead. She likes the idea that Mr. Howard brought up about putting a mirror on the telephone poll across the street from Camden Place.

Councilman McGuinness – Noted there were three people who want the road closed and six people who do not want the road closed. He said the rumble strips are annoying people. He feels the speed limit should be 35. For emergency purposes, it does not sound like the road should be closed.

Councilman Signorino – Said he agrees with Councilman McGuinness. He likes the one way sign as a compromise if some of the other measures seem to be less effective. He likes the idea of the radar sign that displays the drivers speed. He is an advocate for getting the signage and the mirror. He said if they can get grant money for a permanent radar sign, it would be great.

Councilwoman Gerst – Said the residents have really great ideas. She loves the idea of the mirror and radar sign. It will be more cost effective instead of closing down the street. She said she would be agreeable to go those routes before closing the road. The residents had great ideas that could be put to good use.

Councilwoman Erik – Stated that she lives on Macopin Road and the beginning of a curve and it is very hard to get out of her driveway. She agrees with everything that the residents spoke about trying to get out Camden Place. She does not think closing the road is a solution. If you train people to know that speeding will cost them money, they will slow down. She noted that everyone is cutting corners because she can hear them driving over the rumble strips. She said they put all the speed limit signs in the world out there; people don't read them or see them because they are driving too fast.

Mayor Dale – Noted that the traffic study was complete and the recommendation from the County was to close Camden Place. She said they can engage the County again and provide the residents feedback and see if they would be interested in assisting.

Councilwoman Lichtenberg asked if they can hear from Eric Miller about what he thinks about the mirrors.

Eric Miller – Said one way in would be a compromise. He explained that mirrors are not an option because it becomes a liability. They can't do a gradual reduction in speed because 35 is statutory so they don't need to do a speed survey.

Mayor Dale noted that the Council agreed on additional signage, reduce speed signage by Christine Court, looking into getting an electronic speed display sign, and an ordinance for the next meeting to change the speed limit to 35.



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He spoke about the historic preservation funds and the ordinance at the last Environmental Commission meeting. He explained that they are looking at what monies are available to fund open space acquisition around the West Milford Greenway and Belcher's Creek. The memo from Steve Sangle to the Council requested a report that provides them with information on the funds that are available for open space back in 2001 when the original trust fund ordinance was passed.

Steve Sangle, 236 Bearfort Road – Mentioned that the reason for the memo is positive in nature and he hopes that the Council takes it that way. He noted that Don has been working very hard over the last 4-5 years with the Land Conservatory trying to figure out what properties would fit the scope of completing the Greenway around the Township. They usually pick properties that are farm assessed so they are not taking money off the tax rolls. He spoke about the property by Tractor Supply. All the debris in back of the store goes into the little creek and finds its way to Belcher's Creek and then into Greenwood Lake. He said there needs to be a protective barrier so the debris does not get into the lake.

Paul Zarrillo, 26 Rocky Point Road – Thanked the Mayor and Township for following up with the good work that Steve and the Environmental Commission did about the debris behind Tractor Supply. He recommends that the Council ask Mr. Lane, owner of the property, to provide a chain link fence. It will stop the debris from getting in to the lake. He said that he supports Mayor Dale's Highlands Council Economic Development Grant Application. He said the Commission presented a couple of ordinances to the town and he asked the Council for the status. He explained their decision to euthanize the geese and managing the geese population. He reminded the Mayor and Council that the Commission meetings are the 4<sup>th</sup> Wednesday of the month rotating between West Milford and the Village of Greenwood Lake.

Dave Ofshinsky, 47 Morris Avenue – Said he was very excited to see the plans from the Economic Development Commission. He said he backs up Steve and Don on their comments. He noted that Belcher's Creek runs across his property and the water looked and smelt foul. He took a sample and called Suez. He explained his customer service experience with Suez; 48 hours later, no one replied to him.

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

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

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Agenda No. X

**Council Comments**

Councilwoman Lichtenberg – Asked what it would entail to change the legal time in the liquor ordinance. Mayor Dale noted this is on for discussion.

Councilman Signorino – Noted there is \$1.15 million in the acquisition fund that they are not allowed to touch because it is pre referendum and it is dedicated solely for acquisitions. He said they are going to zero out one of the funds. He appreciates the comments about Greenwood Lake and the diving platforms. It's a serious concern.

Councilwoman Pegel – Expressed that the two main arteries coming into the Township need beautification. She spoke with the County Administrator and the Pesticide Company about her concerns. She said they might have to entertain another discussion with the County. Mayor Dale said that it is cost prohibitive to do it any other way besides the spraying.

Councilman McGuinness – Thinks Claudia's idea is great but his concern is who owns the properties. He said the first thing they have to do is address the properties the trees are on. He thinks it's a great intention and he would like to see it cleaned up. He believes that Sunday is a holy day and it should have a different meaning than any other day of the week and he feels the time in the liquor license should not be changed.

Mayor Dale – Said if the trees are destroyed by a natural disaster, it is part of the reforestation state property. She said they have made progress from the proposed ordinances from the Environmental Commission. They brought the proposals to the staff to get their feedback and their feedback will be given to the Governing Body for their consideration. Said she did engage the Lane Group and they acted very swiftly to get the area cleaned up. The Lane Group ironed out the plan to get the mounds of soil removed. She did mention the request for the fence and she did not get an answer. She said it is a matter of continuing to engage the Lane Group.

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She asked the Council if they would like to place a temporary fence if Mr. Lane would allow it. She does not think it is a matter of purposeful neglect. She will engage them again about the fence.

Councilwoman Erik – Asked if there is a number on how much the road assessment will cost this year and next year. He expressed that Tom has been asking every week. Mayor Dale said the Council has to determine if they want to fund the road assessment program. She encouraged the Council to make the decision sooner than later. She asked the Council if they want to discuss it at the next budget meeting. Mayor Dale said she will ask Eric Miller to provide the Council with an update. The Council agreed that they would like to discuss the road assessment program at the next budget meeting.

Agenda No. VIII

Unfinished Business, Final Passage of Ordinances

None

Agenda No. VII

Discussion Items (Con't)

Table with 2 columns: Item Number and Discussion Content. Item 3 includes discussion on PIA Risk Manager, Ferriero Engineering (ISSDS), and Labor Counsel.



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Mayor Dale said she would like to move Ordinance 2019-004 and 2019-005 together.

Agenda No. XI

**New Business, Introduction Of Ordinances, Resolutions**

Agenda No. XI 1

~ Ordinance 2019 – 004 ~

**BOND ORDINANCE APPROPRIATING \$1,135,000 AND AUTHORIZING THE ISSUANCE OF \$444,600 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**

**BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Township of West Milford, in the County of Passaic, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$1,135,000 including the aggregate sum of \$22,400 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes and including also (i) in the case of the improvement or purpose described in paragraph (a) of said Section 3, the sum of \$273,000 received or expected to be received by the Township from the New Jersey Department of Transportation, as a grant-in-aid of financing said improvement or purpose, (ii) in the case of the improvement or purpose described in paragraph (b) of said Section 3, the sum of \$315,000 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement or purpose and (iii) in the case of the improvement or purpose described in paragraph (c) of said Section 3, the sum of \$80,000 received or expected to be received by the Township from the Passaic County Open Space Trust Fund as a grant-in-aid of financing said improvement or purpose.

For the financing of said improvements or purposes and to meet the part of said \$1,135,000 appropriations not provided for by application hereunder of said down payments and grants, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$444,600 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$444,600 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

<b>IMPROVEMENT OR PURPOSE</b>	<b>APPROPRIATION AND ESTIMATED COST</b>	<b>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</b>
(a) Improvement of Awosting Road in and by the Township by the construction or reconstruction therein of a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2 22 of said Local Bond Law), together with all sidewalks, curbing, structures, appurtenances, milling, drainage improvements, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$450,000 appropriation hereby made therefor being inclusive of the amount of \$273,000 received or expected to be received by	450,000	168,500

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the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement		
(b) Improvement of Canister Road in and by the Township by the construction or reconstruction therein of a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2-22 of said Local Bond Law), together with all sidewalks, curbing, structures, appurtenances, milling, drainage improvements, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$500,000 appropriation hereby made therefor being inclusive of the amount of \$315,000 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement	500,000	176,100
(c) Improvement of municipally-owned properties and facilities in and by the Township, including Bubbling Springs Park by the renovation of the athletic fields, together with all drainage facilities, walkways, structures, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$185,000 appropriation hereby made therefor being inclusive of the amount of \$80,000 received or expected to be received by the Township from the County of Passaic Open Space Trust Fund as a grant-in-aid of financing said improvement	185,000	100,000
<b>Totals</b>	<b>\$1,135,000</b>	<b>\$444,600</b>

Except as otherwise stated in paragraphs (a), (b) and (c) above with respect to the said grants-in-aid of financing the purposes described in said paragraphs, the excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

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

The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 11.12 years.

The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$444,600, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

Amounts not exceeding \$180,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof (and, in particular, such costs have been included in the improvement described in Section 3(c) of this bond ordinance).

The funds from time to time received by the Township on account of the \$668,000 grants referred to in Section 1 of this bond ordinance shall be used for financing the improvements or purposes described in paragraphs (a), (b) and (c) of Section 3 of this bond ordinance by application thereof either to direct payment of the costs of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Township authorized therefor by this bond ordinance.

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Any such funds so received may, and all such funds so received which are not required for direct payment of the costs of said improvements or purposes shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this bond ordinance.

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at no less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Introduced: April 3, 2019  
Adopted:  
Effective Date:

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for April 24, 2019. Notice of this public hearing shall be published in the Herald News on or about April 7, 2019.

Agenda No. XI 2

**~ Ordinance 2019 – 005 ~**

**ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 10, TRAFFIC, SECTION 10-3 PARKING SCHEDULE I NO PARKING, OF THE REVISED GENERAL ORDINANCES TO PROHIBIT PARKING AT ANY TIME ALONG DAVENPORT ROAD**

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

**SECTION 1.** Chapter 10, Traffic, Section 10-3, Parking, Schedule I, is hereby amended in regard to prohibited parking at any time along the following street or portion thereof as follows:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Davenport Road	Both	From the intersection of Caro Drive to the Jefferson Township line

**SECTION 2.** Regulatory signs shall be erected to affect the above designated No Parking Zone.

**SECTION 3.** If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other section or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion 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.

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

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**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.

This Ordinance shall take effect as required by law and upon the posting of appropriate signs.

Introduced: April 3, 2019  
Adopted:  
Effective Date:

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for April 24, 2019. Notice of this public hearing shall be published in the Herald News on or about April 7, 2019.

Motion to adopt Ordinance 2019-004 and 2019-005

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Moved: Erik Seconded: Lichtenberg  
Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Abstain: McGuinness (ordinance 2019-005)  
Motion Carried:

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Mayor Dale asked to move resolutions 2019-107 through 2019-119 including resolution 2019-122.

Discussion:

Councilman Signorino said there is a discrepancy in resolution 2019-107. He would like a redlined version of the old and new Memorandum of Agreement (MOA). Mayor Dale said at the Board of Education subcommittee meeting, they indicated that they were okay with the MOA. Mayor Dale said it was communicated to her on Monday, at the meeting, that the Board of Education will be moving forward with this. Councilwoman Lichtenberg noted that there is no issue on the Board of Education side. Mayor Dale said she will provide a redlined version to the Council.

Councilman McGuinness asked for an explanation of resolution 2019-112. Mayor Dale said they would need these services available should an issue arise. Mr. Semrau said if an employee has a disciplinary matter, their right of appeal for a hearing is before the Township Administrator. He said the Governing Body, the Township and the Mayor has the option to delegate it to an outside independent hearing officer instead of having the Administrator do it if such employee contests to the discipline. Councilman Signorino asked if this is for any matter or specific to the Ligus matter. Mr. Semrau said this can be for any matter. Councilman Signorino said it needs to be rewritten.

Councilman McGuinness asked if the Council was on the same page for resolution 2019-114. He does not remember approving the amounts in that resolution. Mayor Dale said this was all done based upon the direction given to Mr. Casey as to getting the capital done early and going out to bond for it to get the road project stated so they are not paving roads in December. Councilwoman Erik said "the roof needs to be repaired" needs to be changed to "replaced" in resolution 2019-111. Councilwoman Lichtenberg said if they pass resolution 2019-113, that means they are holding off for a longer period and they have to continue mailing and the cost of postage. Councilman McGuinness said some of the employees said they don't want direct deposit and they are being pushed towards it. Mayor Dale said exceptions can be made by the Governing Body.

Agenda No. XI 3

~ Resolution 2019 – 107 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A GRANT APPLICATION SUBMISSION TO THE PASSAIC COUNTY OPEN SPACE FARMLAND AND HISTORIC PRESERVATION TRUST FUND FOR REPAIRS TO WALLISCH HOMESTEAD BY THE FRIENDS OF WALLISCH HOMESTEAD**

**WHEREAS**, the Passaic County Board of Chosen Freeholders (hereafter "Board") provide grants to municipalities and qualified non-profit corporations for the assistance in acquisition, development, stewardship, and historic preservation from the Passaic County Open Space, Farmland, and Historic Preservation Trust Fund (hereafter "Trust Fund"); and

**WHEREAS**, the Friends of Wallisch Homestead desires to further the public interest by obtaining funding in the amount of up to \$42,525.00 from the Board for the County to fund repairs to Wallisch Homestead at a cost of up to \$42,525.00 see project list below; and

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

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**WHEREAS**, the Board shall determine if the application is complete and in conformance with the scope and intent of the Trust Fund program and the rules and regulations established pursuant to R2017-0349, and any subsequent resolutions passed by the Board governing the administration of the Trust Fund; and

**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 Mayor and Township Clerk be and hereby are authorized to make application, provided all required information and documents as required, and correspond as necessary, for a grant to the Passaic County Open Space, Farmland, and Historic Preservation Trust Fund;
2. That the Mayor and Township Clerk are hereby authorized to execute a grant agreement and any amendment thereof with the County of Passaic for the Repairs to Wallisch Homestead;
3. That, if the funds provided by the County are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project or the applicant will decline the grant.
4. That, the applicant agrees to comply with all applicable Federal, State, County, and local laws, rules, and regulations in its performance of the project; and
5. That this Resolution shall take effect immediately.

Proposed Projects to Wallisch Homestead by the Friends of Wallisch Homestead

Barn Restoration

1.a.	<u>Repair plaster &amp; paint first floor interior</u>
1.b.	<u>Electrical work (wiring for ceiling lights and outlets)</u>

Creamery Restoration

3.a.	<u>Carpentry repair and exterior painting of doors and windows</u>
3.b.	<u>Electrical work (wiring for ceiling lights and outlets)</u>
3.c.	<u>Exterior Carpentry repair and painting of soffits and replace gutters</u>

Adopted: April 3, 2019  
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Moved: Erik                      Seconded: Lichtenberg  
Voted Aye: Erik, Lichtenberg, Gerst  
Voted Nay: Pegel, McGuinness  
Abstain: Signorino  
Motion Carried:  
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Agenda No. XI 4

~ Resolution 2019 – 108 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE 2019 WEST MILFORD FIREWORKS DISPLAY TO BE HELD AT THE BOARD OF EDUCATION MCCORMACK FIELD**

**WHEREAS**, the West Milford Community Services & Recreation Department wishes to use the McCormack Field property to hold a display of fireworks on Wednesday, July 3, 2019 with a rain date of July 5, 2019; and

**WHEREAS**, the West Milford Board of Education Officials have approved the use of the property known as McCormack Field to hold a fireworks display.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that based upon the West Milford Board of Education's approval of McCormack Field, it does hereby approve the special event by the West Milford Community Services & Recreation and Garden State Fireworks Inc. to conduct a fireworks display on Wednesday, July 3, 2019 with a rain date of July 5, 2019.

Adopted: April 3, 2019

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

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Agenda No. XI 5

~ Resolution 2019 – 109 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO GARDEN STATE FIREWORKS, INC. FOR THE TOWNSHIP'S FOURTH OF JULY CELEBRATION IN AN AMOUNT NOT TO EXCEED \$10,000.00**

**WHEREAS**, the Township is in need of professional pyrotechnics handler services for the 2019 Fourth of July celebration; and

**WHEREAS**, Garden State Fireworks, Inc. has vast experience and expertise in providing such services in New Jersey, and to the Township; and

**WHEREAS**, the Township wishes to retain the services of Garden State Fireworks, Inc. to assist the Township of West Milford in providing a Fourth of July celebration by preparing and displaying a fireworks exhibition; and

**WHEREAS**, the total amount of the contract shall not exceed \$ 10,000.00 and

**WHEREAS**, the Chief Financial Officer has certified that funds are available for these services and shall come from the Fireworks Trust Account 19-295-56-120-202; and

**WHEREAS**, pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-3, when the cost or price of any contract awarded by the contracting agent in the aggregate does not exceed in a contract year the total sum of \$17,500, the contract may be awarded by the contracting unit without public advertising for bids; and

**WHEREAS**, Garden State Fireworks, Inc. has received the Township's Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit Garden State Fireworks, Inc. from making any reportable contributions through the term of the contract, and

**WHEREAS**, the Local Public Contracts Law N.J.S.A. 40A:11-1, et seq. requires that the resolution authorizing the award of contracts for "professional services" without competitive bid and the contract itself must be made available for public inspection.

**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 Mayor and Township Clerk be and are hereby authorized to execute an agreement with Garden State Fireworks, Inc. PO Box 403 Millington, NJ 07946 for professional pyrotechnics fireworks display in an amount not to exceed \$10,000.00.
2. This contract is awarded without competitive bidding, as the total price of the contract shall not exceed the \$17,500 bid threshold in accordance with the provisions of the Local Public Contracts Law, specifically N.J.S.A. 40A:11-3.
3. The total fee authorized for this contract shall not exceed \$ 10,000.00 without the prior written approval of the Township Council.
4. Notice of this action shall be published in the Township's official newspaper as required by law.

Adopted: April 3, 2019

Agenda No. XI 6

~ Resolution 2019 – 110 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC COUNTY, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE RINGWOOD SOCCER ASSOCIATION AND VERNON YOUTH SOCCER ASSOCIATION FOR PARTICIPATION IN THE WEST MILFORD SOCCER ASSOCIATION PROGRAM**

**WHEREAS**, the West Milford Soccer Association (WMSA) offers an annual program to members thereto; and

**WHEREAS**, the WMSA has recommended the execution of a contract with the Ringwood Soccer Association and the Vernon Youth Soccer Association to complement and improve their existing program; and

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

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**WHEREAS**, the Township of West Milford wishes to enter into Agreement with the Ringwood Soccer Association and the Vernon Youth Soccer Association to allow for their participation in the West Milford Soccer Association's Program.

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

1. The Mayor and the Township Clerk be and are hereby authorized to enter into agreement for the Spring 2019-2020 soccer season with the Ringwood Soccer Association and the Vernon Youth Soccer Association under the terms and conditions set forth in the Agreement.
2. This resolution and the agreement shall be available for public inspection in the office of the Township Clerk.

Adopted: April 3, 2019

Agenda No. XI 7

~ Resolution 2019 – 111 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING A CHANGE IN THE SPENDING ALLOCATION OF THE OPEN SPACE TRUST FUND IN ACCORDANCE WITH §239-2 OF THE TOWNSHIP CODE**

**WHEREAS**, on February 19, 2014 the Township Council did adopt Ordinance 2014-001 which ordinance provides for the collection of taxes dedicated for the purpose of funding an open space, recreation, farmland and historic preservation trust fund; and

**WHEREAS**, Ordinance 2014-001 was subsequently codified in the Township code in Chapter 239, "Open Space, Recreation, and Farmland and Historic Preservation Trust Fund"; and

**WHEREAS**, §239-2 established rules for the utilization of these open space funds; and

**WHEREAS**, §239-2 C allows the Governing Body of the Township of West Milford to change the spending allocation in said ordinance for a given calendar year on the condition that said reallocation of funds be approved by five affirmative votes of the Township Council; and

**WHEREAS**, at the Special Budget meeting of March 27, 2019 the Township Council did, by motion, second and roll call, give direction for the transfer and use of Open Space Trust Fund monies which directions are hereby ratified in accordance with §239 of the Township Code; and

**WHEREAS**, there remains a balance of \$1,193,367 in the open space trust fund account which is dedicated solely to property acquisitions because said funds were raised by taxation for that purpose prior to the adoption of Ordinance 2014-001 and those funds are not subject to the reallocation provision in §239-2 of the Township code; and

**WHEREAS**, there are balances in the open space trust fund account which are subject to reallocation having been raised through taxation as follows as of March 24, 2019:

\$ 122,121 for the purposes of land acquisition  
\$ 59,936 for the purpose of improving recreational facilities  
\$ 59,853 for the purpose of historic preservation and conservation; and

**WHEREAS**, whenever possible for a multitude of years, successive Township Councils have approved grant applications for the rehabilitation and improvement of various and multiple recreational facilities in the Township; and many of those grant applications have been successful whereby the Township has received grant funds from various sources to rehabilitate or improve recreational facilities in incremental phases throughout the Township; and

**WHEREAS**, the provisions of §239-2 C affords the Township Council the ability to change the spending allocation in one calendar year and the Township Council affirms that such reallocation is in the best interest of the municipality; and

**WHEREAS**, the Township has received grant funding for lighting at Nosenzo Pond which grants require a Township match of \$42,000; and

**WHEREAS**, the Township Council authorizes the CFO and CS&R Director to utilize funds in the recreation development line of the Open Space Trust Fund for this purpose; and

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

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**WHEREAS**, the Township has received grant funding for a new playground at Nosenzo Pond with a required match of \$29,000; and

**WHEREAS**, the Township Council hereby directs the CFO and CS&R Director to utilize funds from the recreation development line in the Open Space Trust Fund for this purpose which leaves a shortfall of \$11,064 for this project; and

**WHEREAS**, the Director of Community Services & Recreation has advised that the roof at the Rec Center must be replaced because of a number of leaks that are causing damage to the gym floors; and

**WHEREAS**, the Township Council recognizes the importance of maintaining the municipal infrastructure and wishes to accomplish this goal without raising taxes or increasing municipal debt for that purpose; and

**WHEREAS**, the Township Council hereby authorizes the CFO to transfer the remaining funds from the land acquisition line in the Open Space Trust Account to the recreation development line for the purposes of funding the roof replacement and the remaining balance of the new playground at Nosenzo Pond.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford that the funding allocation in the Township's Open Space Trust Account be and is hereby changed in accordance with §239-2 of the Township Code as follows:

Funding in the land acquisition line of the open space trust account shall be transferred into the recreation account to fund the projects outlined above; and

**BE IT FURTHER RESOLVED**, that funding allocations as outlined herein below shall be applied:

Existing funding in the Recreation Development line of \$42,000 shall be used for the Nosenzo Pond Lighting Project to bring this project to conclusion and complement the grant funds received for this purpose.

Existing funding in the Recreation Development line of \$17,936 shall be used for the Nosenzo Playground Project to bring this project to conclusion and complement the grant funds received for this purpose.

\$122,121 in the Land Acquisition Line shall be transferred to the Recreation Development Line of the Open Space Trust Account for the purposes of funding the remaining balance of \$12,000 for the Nosenzo Playground Project and \$110,121 for replacement of the Recreation Center roof.

**BE IT FURTHER RESOLVED** that the Township Council hereby directs the CFO to restore funds transferred from land acquisition to recreation development for the Nosenzo Playground Project to the land acquisition line when that line has been replenished through tax collection.

**BE IT FURTHER RESOLVED**, that in accordance with the Township code this funding allocation does not affect the allocation of funds collected through taxation in future years in accordance with the allocations for same outlined in Chapter §239 of the Township code.

Adopted: April 3, 2019

Agenda No. XI 8

~ Resolution 2019 – 112 ~

**DEFEATED**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO JUDGE MARGARET MARY McVEIGH TO SERVE AS A HEARING OFFICER IN AN AMOUNT NOT TO EXCEED \$5,000.00**

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

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

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Agenda No. XI 9

**~ Resolution 2019 – 113 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING RESOLUTION 2018-237 AND RESOLUTION 2018-256 WHICH PROVIDES FOR MANDATORY DIRECT DEPOSIT FOR ALL EMPLOYEES AND ELECTED OFFICIALS**

**WHEREAS**, on September 5, 2018, Resolution 2018-237 was adopted authorizing mandatory direct deposit for all employees and elected officials with an effective date of October 1, 2018; and

**WHEREAS**, on September 19, 2018, Resolution 2018-256 was adopted authorizing the extension of the effective date to March 31, 2019; and

**WHEREAS**, the Township Council believes that it is in the best interest of the Township of West Milford to extend the effective date to December 31, 2019.

**NOW THEREFORE BE IT RESOLVED**, by the Township Council of the Township of West Milford that, Resolution 2018-237 and Resolution 2018-256 be and are hereby amended to change the deadline date for mandatory direct deposit of net pay for all employees and elected officials of the Township of West Milford from March 31, 2019 to December 31, 2019.

Adopted: April 3, 2019

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Moved: Erik                      Seconded: Lichtenberg  
Voted Aye: Erik, Pegel, McGuinness, Signorino, Gerst  
Voted Nay: Lichtenberg  
Motion Carried:  
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Agenda No. XI 10

**~ Resolution 2019 – 114 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE 2019 TEMPORARY CAPITAL BUDGET**

**WHEREAS**, the Township of West Milford desires to constitute the 2019 Temporary Capital Budget of said municipality by inserting therein the following projects:

**NOW, THEREFORE BE IT RESOLVED** by the Township Council of the Township of West Milford as follows:

Section 1. The 2019 Temporary Capital Budget of the Township of West Milford is hereby constituted by the adoption of the schedule to read as follows:

Temporary Capital Budget of the  
Township of West Milford  
County of Passaic, New Jersey  
Projects Scheduled for 2019  
Method of Financing

Project	Est. Costs	Other	Grant Funds	Capital Imp. Fund	Capital Surplus	Bonds
Improvement of Roads	\$950,000		\$588,000	\$17,400		\$344,600
Improvement to Municipal Owned Properties	\$185,000		\$80,000	\$5,000		\$100,000

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of these projects for 2019 Temporary Capital Budget, to be included in the 2019 Permanent Capital Budget as adopted.

Adopted: April 3, 2019

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

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Agenda No. XI 11

**~ Resolution 2019 – 115 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING A TEMPORARY APPROPRIATION PRIOR TO THE ADOPTION OF THE 2019 BUDGET PER N.J.S.A. 40A:4-20**

**WHEREAS**, Local Budget Law N.J.S.A. 40A:4-1 states in part, in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year; and

**WHEREAS**, the Township of West Milford has obligatory expenses that exceed the temporary budget.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford by a 2/3 vote, that the following temporary budget appropriation be made and that a certified copy of the resolution be sent to DLGS:

Appropriation	Acct Number	2019 Temporary Budget
Chair Lift Grant	02-213-41-806-000	\$27,446
Total		\$27,446

Adopted: April 3, 2019

Agenda No. XI 12

**~ Resolution 2019 – 116 ~**

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

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

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

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
18-0050	10/09/2018	14113-007	\$2,045.56	Brian Law 23 Westport Irvine, CA 92620
17-0063	10/10/2017	13906-007.06	\$25,007.33	Fig Capital Investment NJ13, LLC 1000 Riverside Ave Suite 400 Jacksonville , Florida 32204
<b>Total</b>			<b>\$27,052.89</b>	

Adopted: April 3, 2019

Agenda No. XI 13

**~ Resolution 2019 – 117 ~**

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

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

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

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

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Block/Lot	Name	Amount	Year	Reason
07702-009	Reddin Masri Attorneys at Law 1177 Union Valley Road LLC 485 Totowa Ave Totowa, NJ 07512	\$3,752.00	2018	7
<b>TOTAL</b>		<b>\$3,752.00</b>		

Adopted: April 3, 2019

Agenda No. XI 14

~ Resolution 2019 – 118 ~

**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:

<b>Indoor Soccer &amp; Bob Ross 3/24</b>		
Autumn	\$105.00	Jennifer Iwaszczuk 21 Delmont Road Hewitt, NJ 07421
<b>Spring Break Camp</b>		
Owen & Cooper	\$274.00	Marie Rem 230 Germantown Road West Milford, NJ 07480
<b>Indoor Soccer</b>		
Noah Aarons	\$60.00	Taicha Rodriguez-Aarons 1670 Macopin Road West Milford, NJ 07480

Adopted: April 3, 2019

Agenda No. XI 15

~ Resolution 2019 – 119 ~

**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 of Refund
Hiering, Dupignac, Stanzione, Dunn & Beck, P.C. 64 Washington Street Toms River, NJ 08753	ZB04-15-03 16-288-56-705-70	\$6,450.00	\$4,984.00

Adopted: April 3, 2019

Agenda No. XI 16

~ Resolution 2019 – 122 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMITTAL AND ACCEPTANCE OF A HIGHLANDS COUNCIL ENVIRONMENTAL AND ECONOMIC SUSTAINABILITY GRANT**

**WHEREAS**, the Township of West Milford is located 100% within the Highlands Preservation Area; and

**WHEREAS**, the Highlands Council has identified certain grant opportunities for municipalities within the Highlands Area; and

**WHEREAS**, such a grant opportunity exists to complete a *Sustainable Economic Development Plan* which plan could:

1. Develop ideas with local residents, leaders and business owners;
2. Create a demographic analysis of the Township's population and employment;

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

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3. Create an inventory of resources located within the Township;
  4. Identify potential areas for redevelopment;
  5. Conduct an analysis of current business conditions and project future business potential in the Township;
  6. Generate an implementation schedule to guide and track proposed economic initiatives.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and the Township Council of the Township of West Milford hereby authorize the submission and acceptance of a Highlands Council Environmental and Economic Sustainability Grant to Complete a Sustainable Economic Development Plan for the Township of West Milford in conformance with the Highlands Regional Master Plan.

Adopted: April 3, 2019

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

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 Agenda No. XII

**Consent Agenda**

None

Agenda No. XIII

**Approval of Expenditures**

~ Resolution 2019 – 120 ~

**RESOLUTION APPROVING THE PAYMENT OF BILLS**

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

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

Acct #	Account Name	Amount
1	Current Account	\$173,483.41
3	Reserve Account	53,713.59
2	Grants	3,418.81
6	Refunds	36,227.89
1	General Ledger	0.00
26	Refuse	125,758.04
4	Capital	166,074.40
19	Animal Control	0.00
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	4,178.80
19	Scala Trust	0.00
16	Development Escrow	2,210.00
19	Tax Sale Trust	0.00
21	Assessment Trust	19,589.35
	Special Reserve	0.00
Total		\$584,654.29
	Less Refund Resolution	-36,227.89
	<b>Actual Bills List</b>	<b>\$548,426.40</b>
	Other Payments	
	Payroll	\$583,050.64
	Treasurer, State of New Jersey	\$7000.00
	<b>Total Expenditures</b>	<b>\$1,138,477.04</b>

Adopted: April 3, 2019

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

Minutes of: Governing Body Workshop Meeting  
Date of Meeting: April 3, 2019  
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Moved: Gerst Seconded: Erik  
Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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Councilman McGuinness asked if they can move to appointments and save executive session for last and Mayor Dale said yes.

Agenda No. XVI

**Appointments and Resignations**

**Community Services & Recreation Advisory Committee**

Citizen Members

*Charley Morran*

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Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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*Jessica Ribitzki*

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Voted Aye:  
Voted Nay: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Motion Carried:  
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*Jaycen Stillman*

-----  
Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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*Charles Carbone*

-----  
Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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*Frank Yevchek*

-----  
Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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*Matt Conlon*

-----  
Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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*Erica Butler*

-----  
Voted Aye:  
Voted Nay: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Motion Carried:  
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*David Griffiths*

-----  
Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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**TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY**

Minutes of: Governing Body Workshop Meeting  
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*Martin Perricone*

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Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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*Michelle Vogt*

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Voted Aye: Erik, Pegel, Lichtenberg, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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*Anthony LaManna*

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Voted Aye: Erik, Lichtenberg  
Voted Nay: Pegel, McGuinness, Signorino, Gerst  
Motion Carried:  
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*Katherine McGurr*

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Voted Aye: Erik, Lichtenberg  
Voted Nay: Pegel, McGuinness, Signorino, Gerst  
Motion Carried:  
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*Tim Wagner*

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Voted Aye: Pegel, McGuinness, Signorino, Gerst  
Voted Nay: Erik, Lichtenberg  
Motion Carried:  
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Agenda No. XIV

**Executive Session**

**~ Resolution 2019 – 121 ~**

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 3<sup>rd</sup> day of April, 2019 that:

1. Prior to the conclusion of this **Workshop Meeting**, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
  - ( ) b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
  - ( ) b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
  - ( ) b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
  - (X) b. (4) A collective bargaining agreement including negotiations
    - PBA/SOA Negotiations
  - ( ) b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
  - ( ) b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
  - (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
    - Attorney Client Privilege – Local Ordinances
    - Attorney Client Privilege – Council on Mandates
    - Attorney Client Privilege - March 6, 2019 Executive Session Minutes
    - Litigation - B&B Organic Waste Recycling LLC



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

Minutes of: Governing Body Workshop Meeting  
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Mr. Semrau asked Councilman Signorino to give him the opportunity to respond to his request. There are a number of sensitive issues that he has to address. Mr. Semrau said he can sit with Councilman Signorino after the meeting to address his concerns.

Councilwoman Pegel – Said she was approached by Blue Star Moms and they asked for support to install a parking sign for Veterans. She displayed it to the Governing Body. The Council noted there is already a sign out there. Councilwoman Pegel said the Blue Star Moms want to show their support to the Veterans and they want the Township to find a designated spot for the sign. Mayor Dale said she will find out if they can switch it with the sign that is in front of Town Hall.

Agenda No. XVII

**Executive Session**

~ Resolution 2019 – 123 ~

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 3<sup>rd</sup> day of April, 2019 that:

1. Prior to the conclusion of this **Workshop Meeting**, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
  - ( ) b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
  - ( ) b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
  - ( ) b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
  - ( ) b. (4) A collective bargaining agreement including negotiations
  - ( ) b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
  - ( ) b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
  - ( ) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
  - (X) b. (8) Personnel matters
    - Attorney-Client Privilege – Pending Personnel Issues-Labor Attorney
  - ( ) b. (9) Deliberations after a public hearing that may result in penalties.
2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted: April 3, 2019

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

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The Governing Body went into executive session at 11:37 p.m.  
The Governing Body returned to the public meeting at 11:46 p.m. with all present as before.

Agenda No. XVIII

**Adjournment**

There being no further business to come before the Council, the Governing Body adjourned the meeting at 11:48 p.m.

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

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

Minutes of: Governing Body Workshop Meeting  
Date of Meeting: April 3, 2019  
Time of Meeting: 6:30 pm  
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Approved: April 24, 2019

Respectfully submitted:

\_\_\_\_\_  
Sherry Zbrzeski, Keyboarding Clerk I

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MICHELE DALE, MAYOR

\_\_\_\_\_  
ANTOINETTE BATTAGLIA, TOWNSHIP CLERK