

## **TOWNSHIP OF WEST MILFORD**

THE FOLLOWING COMPRISES THOSE DOCUMENTS  
SUBMITTED TO THE TOWNSHIP COUNCIL FOR  
CONSIDERATION AND ACTION AT THE May 6, 2015  
REGULARLY SCHEDULED WORKSHOP 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

## ~ Resolution No. 2015 – 158 ~

### MOTION FOR EXECUTIVE SESSION

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 6<sup>th</sup> day of May 2015 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.
    - PBA and 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 - COAH
    - Attorney-Client Privilege – Camp Vacamas Dam Loan
    - Contracts – Ogdensburg Shared Services
  - ( ) b. (8) Personnel matters.
  - ( ) b. (9) Deliberations after a public hearing that may result in penalties.
2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

**Township of West Milford**

**Passaic County, New Jersey**

**~ Resolution No. 2015 - 159 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE ADOPTION OF THE 2015 MUNICIPAL AND SOLID WASTE BUDGETS**

**WHEREAS**, the local Municipal Budget and Solid Waste Budget for the year 2015 were introduced on March 18, 2015; and

**WHEREAS**, the public hearing on said budgets has been held as advertised, and

**WHEREAS**, it is desired to adopt said introduced budgets,

**NOW, THEREFORE, BE IT RESOLVED**, by the Governing Body of the Township of West Milford, Passaic County, do hereby approve the 2015 Local Municipal Budget and Solid Waste Budget.

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

~ Resolution 2015 - 160 ~

### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY SUPPORTING BILL S 641 PROMOTING THE FAIR DISTRIBUTION OF STATE AID AMONG ALL CHILDREN IN NEW JERSEY EQUALLY AND FAIRLY**

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

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

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

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

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

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

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

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

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

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor & Township Council of the Township of West Milford, in the County of Passaic, hereby urge the State Senate of the State of New Jersey to support Bill S 641; and

**BE IT FURTHER RESOLVED**, that a copy of this Resolution be forwarded to all of the Township's Legislature Representatives and the Bill's Sponsors, Senator Mike Doherty and Senator Linda Greenstein and Co-Sponsors Senators Oroho, Pennacchio, Connors, Holzapfel and A.R. Bucco.

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

## Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2015 - 161 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE TERMS OF A MEMORANDUM OF UNDERSTANDING TO THE COLLECTIVE BARGAINING AGREEMENTS WITH THE PBA LOCAL 162 AND SOA LOCAL 162**

**WHEREAS**, the Township of West Milford ("Township") and the PBA Local 162 and SOA Local 162 (the "PBA", "SOA", or "Associations") have been conducting negotiations for successor Collective Bargaining Agreements; and

**WHEREAS**, the parties have reached tentative agreement on the terms of a memorandum of understanding which shall cover a four-year period retroactive to January 1, 2015 and expiring on December 31, 2018; and

**WHEREAS**, the Associations have ratified the terms of the memorandum of understanding as recommended by all parties involved in the negotiation process; and

**WHEREAS**, the Mayor and Council desires to approve the terms of the memorandum of understanding as recommended by the Township's Labor Counsel and the Township Administrator.

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

1. The Parties have reached tentative agreements; and
2. The members of the PBA and SOA bargaining units have ratified the tentative terms of the memorandum of understanding which shall modify the terms of the existing bargaining unit agreements and extend the terms thereof to December 31, 2018; and
3. The Township desires to ratify the terms of the memorandum of understanding.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of West Milford, County of Passaic, ratifies the terms contained in the Memorandum of Understanding with the PBA & SOA bargaining units for inclusion in successor Collective Bargaining Agreements and authorizes the appropriate Township Officials to execute said Memorandum of Understanding.

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May 2015  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2015 - 162 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A LEASE FOR THE WEST MILFORD PAL PRESCHOOL

**WHEREAS**, the West Milford PAL Preschool was previously a tenant of the West Milford Police Athletic League at 1 PAL Drive, West Milford; and

**WHEREAS**, the Township has taken over the premises from the West Milford Police Athletic League effective December of 2014; and

**WHEREAS**, as a result of the takeover the Township of West Milford has become the landlord and owner of the premises located at 1 PAL Drive, West Milford, NJ; and

**WHEREAS**, the Parties wish to memorialize the terms of the business relationship and use of the portion of the premises into a written agreement; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Township Council of the Township of West Milford, in the County of Passaic and State of New Jersey, hereby authorizes the Mayor to execute a Lease Agreement between the Township of West Milford and the West Milford PAL Preschool for a term of thirty (30) months.

This Resolution shall take effect immediately.

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May 2015  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

~ Resolution No. 2015 – 164 ~

### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING A CHANGE ORDER FOR THE CHANGEOVERS FOR FOUR (4) 2015 POLICE INTERCEPTOR UTILITY VEHICLES BY ATLANTIC COMMUNICATIONS**

**WHEREAS**, with resolution 2014-341 approving \$42,559.20 authorizing the equipment and changeover for four (4) 2015 Police Interceptor Utility Vehicles by Atlantic Communications; and,

**WHEREAS**, the increased cost is \$1,661.00, which amount represents the extra parts used and removal/installation of ALPR (Automated License Plate Reader) from Vehicle #476; and,

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for this change order, said funds to be encumbered from account #01-203-25-240-900.

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

1. The Administrator be and is hereby authorized and directed to execute a contract amendment with Atlantic Communications in an amount not to exceed \$1,661.00 representing an increase to the original contract amount not to exceed \$44,220.20.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution and contract shall be available for public inspection in the office of the Municipal Clerk.

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

**Township of West Milford**  
Passaic County, New Jersey

**~ Resolution 2015 – 165 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SALE OF CERTAIN POLICE DEPARTMENT FIREARMS WHICH ARE NO LONGER OPERATIONAL OR FUNCTIONAL**

**WHEREAS**, the West Milford police department has several firearms that are no longer functional and cannot be used for their intended purposes; and

**WHEREAS**, the New Jersey Administrative Code N.J.A.C. Title 13, "Law & Public Safety" Chapter 54, "Firearms and Weapons" and N.J.S.A. 2C:58 et seq., "Licensing and Other Provisions Relating to Firearms, govern and control the process by which firearms may be sold, refurbished or purchased in the State of New Jersey; and

**WHEREAS**, in accordance with N.J.A.C. 13:54 and N.J.S.A. 2:58-2, guns and gun parts may be sold and or purchased through a duly licensed and registered "Retail Dealer" in the State; and

**WHEREAS**, the police department has prepared a list of the firearms as described in "Schedule A" attached hereto; and

**WHEREAS**, the firearms that are no longer of use are primarily Remingtons and, as such, the Police Department has recommended that they be sold to Eagle Point Gun/T.J. Morris & Son, 1707 Third Street, Thorofare, NJ 08086 because they are a duly licensed and registered "Retail Dealer" who specializes in Remington products.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Township of West Milford that the appropriate officials in the Police Department be and are hereby authorized to arrange for the sale of various firearms no longer functional or useful in accordance with the rules and regulations contained in N.J.A.C. 13:54 and N.J.S.A. cC:58-2, to Eagle Point Gun/T.J. Morris & Son and that the proceeds from the sale shall be credited to the West Milford Township Police Department for purchase of shotguns as they hold NJ State Contract #A81296 (expiration 4/30/16).

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

SCHEDULE A

Remington 1100	S/N	S215733V
Remington 1100	S/N	M887602V
Remington Wingmaster	S/N	S726585V
Remington Wingmaster	S/N	T632329V
Remington 870	S/N	W748911M
Remington 870	S/N	S953259V
Remington 870	S/N	C020037M
Remington 870	S/N	A937594M
Remington 870	S/N	B606846M
Remington 870	S/N	B504798M
Remington 870	S/N	C020031M
Remington 870	S/N	C020016M
Remington 870	S/N	W674936M
Remington 870	S/N	B606838M
Remington 870	S/N	A258332M
Sears & Roebuck	S/N	P169878
High Standard Riot K1200	No Serial Number	
Sears & Roebuck	S/N	P169878

# Township of West Milford

Passaic County, New Jersey

~ Resolution 2015 – 166 ~

## RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PASSAGE OF A 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. **2015-167** – Refund Building Permit Fee
- b. **2015-168** – Refund Recreation Fees
- c. **2015-169** – Approve Various Licenses

### **Applications:**

1. Application for Extension to Extend Licensed Premises (EP) by The Vreeland Store for June 7, 2015 from 12:00 pm to 10:00 pm, June 14, 2015 from 12:00 pm to 10:00 pm, July 30, 2015 from 5:00 pm to 11:00 pm, August 29, 2015 from 5:00 pm to 11:00 pm and October 18, 2015 from 12:00 pm to 10:00 pm.
2. Application for Off Premise 50/50 Raffle License #2015-19 by Rotary Club of West Milford for August 18, 2015.

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2015 - 167 ~

#### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF BUILDING PERMIT FEE

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that, based upon the report and request of the Construction Official the following Building Permit Fee be refunded:

<b>Name &amp; Address Refund To</b>	<b>Building Permit Number</b>	<b>Fee Type/Amount Paid</b>	<b>Plan Review Fee</b>	<b>Amount Refunded</b>
Thomas Harraka 16 Weedon Drive West Milford, NJ 07480	14-1201	Building/ \$148.00	\$30.00	\$118.00

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

**Township of West Milford**  
Passaic County, New Jersey

**~ Resolution 2015 – 168 ~**

**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>Mt. Airy Trip</i>		
Joan Myer	\$45.00	Joan Myer 38 Allison Avenue Newfoundland, NJ 07435

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

**Township of West Milford**  
Passaic County, New Jersey

**~ Resolution 2015 – 169 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2015**

**WHEREAS**, applications have been made for the new licenses and the renewal of various Licenses for the 2015 license year; and

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

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of West Milford does hereby approve the issuance of 2015 Licenses as listed below and;

<b>2015 SOLICITOR LICENSES</b>	
2015-04	Michael A. Verrier Power Home Remodeling Group 6 Commerce Drive Cranford, NJ 07016
2015-05	Matthew L. Flynn Power Home Remodeling Group 6 Commerce Drive Cranford, NJ 07016
2015-06	Tyler L. DeBock Power Home Remodeling Group 6 Commerce Drive Cranford, NJ 07016

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2015 – 170 ~

## RESOLUTION APPROVING THE PAYMENT OF BILLS

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

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

Acct #	Account Name	Amount
1	Current Account	\$75,114.50
3	Reserve Account	8,280.29
2	Grants	5,032.39
6	Refunds	163.40
1	General Ledger	5,244,179.81
26	Refuse	48,344.43
4	Capital	0.00
19	Animal Control	2,595.86
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	1,963.89
19	COAH	0.00
16	Development Escrow	9,896.38
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
Total		\$5,395,570.95
	Less Refund Resolution	-163.40
	Actual Bill List	\$5,395,407.55
	Other Payments	
	P/R	596,664.37
	NJ Unemployment	8,373.00
	<b>Total Expenditures</b>	<b>\$6,000,444.92</b>

Adopted: May 6, 2015

Adopted this 6<sup>th</sup> day of May, 2015  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk