
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 1 of 19

The Regular Meeting of the Governing Body was called to order by Mayor Bettina Bieri.

Adequate Notice Statement

Mayor Bieri read the following statement:
Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Regular meeting was advertised in the Herald News in its issue of December 30, 2012 and January 6, 2013 copies were provided to the Suburban Trends, the Record, 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.

Pledge of Allegiance

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

Roll Call

Present: Councilmembers Ada Erik, Michael Hensley, Vivienne Erk, Edward Rosone, Luciano Signorino, Carlla Horton, Mayor Bettina Bieri.
Absent: None.
Also Present: Township Administrator Nancy Gage, Township Clerk Antoinette Battaglia, Township Attorney Frederick Semrau.

Agenda No. I

Reading of or Approval of Unapproved Minutes

Councilwoman Erik moved to adopt the January 23, 2013 Executive Session Meeting Minutes, February 6, 2013 Workshop Meeting and February 6, 2013 Executive Session Meeting Minutes as presented:

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

Agenda No. II

Presentation

Eagle Scouts Mark Andrew Van Teyens and John Borrelli – Mayor Bieri invited the Eagle Scouts to join her at the podium where each Scout was introduced. Mayor Bieri said she tries to attend every event especially the Eagle Scout Honor Ceremonies but she could not attend Mr. Borrelli's ceremony because she was visiting her daughter at that time.

Mr. Van Teyens said he has been in scouts since elementary school. He finished his project last February. His project was centered around building shelves in a band room for instruments in Ringwood. It took approximately 175 hours and it was a fun project. He said he has just completed his freshman year at university.

Mr. Borrelli said he has been in scouting since first grade. His project was to create an outside classroom & butterfly garden at Paradise Knoll School. It was about 130 hours and was enjoyable.

Mayor Bieri said we are blessed in West Milford with the number of eagle scouts. She commended them, their values, teamwork & commitment. She commended the leaders and parents who make this happen. She wished both a lot of success. Mayor Bieri invited each of the families to come forward. She commended them for being such a support network.

Agenda No. III

Proclamation

None.

Agenda No. IV

Executive Session

~ Resolution No. 2013- 160 ~
MOTION FOR EXECUTIVE SESSION

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 3 of 19

Farmer's Market shall be entitled to operate on the basis on one permit per season which shall constitute the time period from mid-May through mid-October per calendar year.

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

Introduced: April 17, 2013
Adopted: May 22, 2013
Effective Date: June 11, 2013

This Ordinance was introduced on April 17, 2013 and the notice of public hearing was published in the Herald News on April 21, 2013. Mayor Bieri opened the meeting to the public to speak on this ordinance only.

There being no one wishing to be heard, Councilwoman Erik made a motion, seconded by Council President Signorino and carried by unanimous voice vote to close the public portion.

Motion to adopt ordinance 2013-011

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

Agenda No. V 2

~ Ordinance No. 2013- 012~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING §15-108 OF THE TOWNSHIP CODE TO CHANGE THE NUMBER OF MEMBERS OF THE LIBRARY BOARD OF TRUSTEES FROM SEVEN MEMBERS TO NINE MEMBERS

TABLED TO JUNE 5, 2013 WORKSHOP MEETING

This Ordinance was introduced on April 17, 2013 and the notice of public hearing was published in the Herald News on April 21, 2013. The Mayor opened the meeting to the public to speak on this ordinance only.

Doug Ott, Stephens Road, West Milford said that the library board wants to increase members to make meetings more efficient. He appreciates Council consideration of this request.

There being no more persons wishing to be heard, Councilwoman Horton made a motion, seconded by Council President Signorino and carried by unanimous voice vote to close the public portion.

Councilwoman Erik made a motion, seconded by Councilman Hensley to place this ordinance on the table for discussion.

Discussion: Councilman Rosone said he would like to see a Council liaison to the library board and Councilman Hensley said he would like to suggest that appointments to the two new seats be made by Council. Mr. Semrau advised that it is his understanding by State statute that appointments to the library are made by the Mayor. Councilman Rosone said he would like Council representation on the board saying there is no reason not to. Council President Signorino asked if Mr. Semrau is definitive about the statutory appointment process.

Mr. Semrau said that the intent of this amendment and the request from the library board is to facilitate two citizen members. The Township code says that the Mayor makes these appointments with advice & consent of Council. He needs to check State law. He will check State law and report back. Councilman Hensley said he wants that answer before moving forward with this. Nine is the maximum number of members allowed by law. Councilwoman Horton said she is prepared to move forward with this ordinance now.

Motion to table ordinance 2013-012 to the June 5th meeting.

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

Agenda No. VI

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 5 of 19

Councilman Hensley said he loves libraries. He likes our current library. It is a welcoming place. We may need a new one. What he has not seen thus far is the cost or a building design. It is not clear that building this kind of library will not cost taxpayers money. He is concerned about that. It costs them \$700,000 to run the current library. If we build a larger facility will it cost twice the operational costs? If he is wrong, he has not been informed of plans & specifications, costs or other items. If or when we do build on the Finn property this town hall can never be improved. As to adding people on there as volunteers, people can volunteer as a member of the public without being appointed.

Councilman Rosone said that he was making a simple request to have a Council liaison to represent the Council, hear concerns, and improve communication. He cares about every resident including the taxpayers. He is in favor of the library if that is what we need. He wants the facts about costs, furnishings, inventory, engineering plans, architectural plans, and operating costs. That is what he is elected for. It is a simple request. He finds it disheartening to be met with such resistance. The Council supports a library. He has been told it is mandated that we expand the library. He has not received verification about that. Mr. Semrau noted that that the library board has to provide that information. Councilman Rosone said it might be a recommendation but he cannot imagine that it could be mandated. He asked for the library board to send him that information. Schools & colleges have libraries that are available to our residents. He wants all facts, figures & plans before he can commit to this project. That is not too much to ask. A liaison is simply a mechanism to improve communications. He prides himself on his efforts to work with everyone.

Council President Signorino said that he supports the library. He appreciates having a library in town. Having a liaison would be beneficial because Council is saying they need more information. He is not sure why that is being met with resistance. The library board minutes are not very detailed. He would support a Council liaison to the library board. He hopes that the administration will respond to the OPRA request filed by Mr. Nolan. He would like to try everything to get some relief in this town. People are in financial distress. Having the lobbyist is being proactive and he is proud of that effort. He hopes it works. When he receives the information he has requested he will be able to make a decision about a third floor in the library. He needs to have a comprehensive plan and all necessary information. Council is just trying to be responsible.

Councilwoman Erk said she is a big user of the library and, in her opinion, Councilman Rosone had an excellent suggestion. Council needs more information. She understands that in Wyckoff they returned the excess funds even though they are undersized. The Council does need more information. The lobbyist is money well spent. We take a big hit from Newark. If it doesn't work it should not be for want of trying.

Councilwoman Horton asked if the cost for the lobbyist is being offset by other members in the coalition. Ms. Gage said that we are committed to \$3,000 per month. We are now collecting from other coalition members. Four other towns are contributing \$500 apiece every month.

Mayor Bieri reviewed the current membership of the library saying that times have changed and needs are different. There was a request to expand membership by two because there is more responsibility with libraries. The more public eyes & ears on all these matters the better. Later in the agenda there is an ordinance to expand an advisory committee to change membership from on RAC 14 to 15. Council is considering expanding for the sole reason of a desire to appoint a former member who failed to complete requisite forms. She asked Council to think twice and consider how the public will view those votes. The library board is just trying to do the right thing. Council can attend library board public meetings. There are recordings of every meeting. Despite repeated comments about lack of information, there is a timeline in Council packets about the communications from the library. The Council has also received in the past and again in the packets they got on Friday floor plans and details that include specifics about the dedicated funds that are a significant down payment. She reviewed the terms of the agreements. The library board has agreed that all funds will be paid to the bond first before operating funds are disbursed to the library board. Council has been provided with cost estimates. Council is statutorily not allowed to interfere with library duties. The library board duty is to construct a library if so needed. It is an autonomous body like the BOE. There is no Council liaison to the BOE. They are separate government bodies. Every Council person has said they support the library. She asked if Council will abide by their agreement to bond for the construction. Council President Signorino asked when the bonding was approved. Mr. Semrau reviewed the dates and the terms of the agreements. Council President Signorino asked if the agreement specifically dictates that the Council will bond and Mr. Semrau answered in the affirmative.

Councilman Rosone reiterated his request for liaison and Council President Signorino said he supports that request. Councilman Rosone moved to form a subcommittee of two Council members and Councilman Hensley said he favors a liaison. Councilman Rosone made a motion to appoint a liaison to the library board and Councilman Hensley seconded the motion. Discussion ensued about the role of the

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 6 of 19

liaison. Councilman Rosone said the liaison would not serve on the library board but would attend the meetings for informational purposes. Mr. Semrau clarified that the liaison would be delegated by Council to go to the library board meetings and bring information back to governing body. That person would not have ability to vote or participate as a member of the library board. Councilwoman Erik said we are creating more government and she has confidence that the Mayor provides sufficient information and reporting.

Motion by Councilman Rosone to have a liaison to library seconded by Councilman Hensley.

Moved: Rosone Seconded: Hensley
Voted Aye: Hensley, Erk, Rosone, Signorino, Horton.
Voted Nay: Erik.
Motion carried.

Discussion ensued about the agreements between the Township and the library board. Mr. Semrau advised that the agreements say that the library would fund acquisition of the land which would be held in the Township's name with a deed restriction. This has been accomplished and the property has been acquired, paid for and the deed is recorded with a restriction that the property can only be used for a public library. Mr. Semrau read pertinent parts of the contract. In the agreement, the Township commits to provide assistance with construction. The Township will provide appropriate lending vehicles based on a guarantee that the library will reimburse. The agreement specifies that Township approval shall not be unreasonably withheld. The agreement was signed by the Mayor after unanimous vote of the Council. Councilwoman Horton said that shortly after being elected she reached out to library board. They were very forthcoming and made information readily available. Mayor Bieri said that every member of this Council got all the details from the library board last year.

Agenda No. VIII

New Business Introduction of Ordinances, Resolutions

Agenda No. VIII 1
~ Ordinance No. 2013- 013 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 15 "ADMINISTRATION OF GOVERNMENT" ARTICLE XIX, "PARKS & RECREATION COMMITTEE" OF THE REVISED GENERAL ORDINANCES

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

Chapter 15. ADMINISTRATION OF GOVERNMENT

Article XIX. Parks and Recreation Committee (Advisory)

§ 15-90. Established; members; terms.

There shall be a Parks and Recreation Committee (Advisory) of the Township, consisting of fourteen (14) members, one of whom shall be a member of the Board of Education, one of whom shall be the Parks Manager for the Newark Watershed, and 11 citizens, to be appointed by the Township Council. The Director of the Department of Community Services and Recreation shall serve as an ex officio member. The one representative of the Township Council and the one representative of the Board of Education shall be appointed by and shall serve at the pleasure of the Township Council and the Board of Education, respectively.. Members shall serve without compensation. The term of each member shall be for a period of one year in compliance with N.J.S.A. 40:69A et. seq. the Mayor-Council-Administrator Plan form of government. Current terms shall expire on December 31, 2013 and subsequent terms shall be in accordance with the calendar year.

§ 15-91. Vacancies of citizen members.

In the event of resignation of any citizen member or his death or inability to serve or absence without acceptable reason from three consecutive meetings of the Parks and Recreation Committee (Advisory), the Township Council shall fill the vacancy for the remainder of the unexpired term.

§ 15-92. Organization; officers; minutes.

The Parks and Recreation Committee (Advisory) shall elect a Chairman and Vice Chairman at their organizational meeting in January. The Director Community Services and Recreation shall automatically assume the duties of secretary to the Parks and Recreation Committee (Advisory) and shall file in the

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 8 of 19

- A. Acquisition of lands for recreation and conservation purposes; and
- B. Payment of debt service on indebtedness issued or incurred by the Township for the acquisition of such lands for recreation and conservation purposes.

WHEREAS, the Township continues to have a demand for improved parks and recreational facilities for the residents including the children and senior citizens of the municipality; and

WHEREAS, the Township has acquired certain properties that have or may have historical significance which may require the investment of resources for restoration or improvement; and

WHEREAS, N.J.S.A. 40:12-15.7 permits a municipality to utilize its Open Space Trust Fund for purposes that include the development of lands acquired for recreation and conservation purposes, as well as capital improvements for recreation and conservation purposes and the West Milford Open Space Trust Fund does not presently provide for funds to be expended for such purposes; and

WHEREAS, N.J.S.A. 40:12-15.7, subsection (a)(1)(d) provides that the governing body of a municipality may submit to the voters of the municipality in a general or special election a proposition amending or supplementing a proposition previously submitted, by adding or removing purposes authorized pursuant to this section for which the levy may be expended; and

WHEREAS, the Township Council of the Township of West Milford requests that the additional proposed purposes of the West Milford Open Space Trust Fund should be submitted to the voters of the municipality for consideration; and

WHEREAS, the proposed additional purposes of the Open Space Trust Fund will not increase the tax levy for the Fund.

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

1. Pursuant to N.J.S.A. 40:12-15.7, subsection (d), the Township Council of the Township of West Milford hereby determines to submit the following proposition to the voters at the next general election on November 5, 2013:

MUNICIPAL PUBLIC QUESTION

Shall the Township Council of the Township of West Milford, County of Passaic, adopt an Ordinance to amend its existing municipal "Open Space, Recreation, Farmland and Historic Preservation Trust Fund" to incorporate the following additional purposes for the funds collected beginning January 1, 2014:

- A. The dedication of at least 33.33%% of open space trust funds for the acquisition of properties.
- B. The appropriation of up to 33.33% of open space trust fund monies for the development of or capital improvements to lands acquired for recreation purposes at the discretion of the Township Council; and
- C. The appropriation of up to 33.33% of open space trust fund monies for the improvement of lands acquired for conservation or historic preservation purposes at the discretion of the Township Council.
- D. The governing body of the Township of West Milford may change the spending allocation for a given calendar year however it must be approved by five (5) affirmative votes of the Township Council.

EXPLANATORY STATEMENT

These expanded purposes will not create any additional tax levy. The existing purposes and existing funds that provide for acquisition of lands for conservation, preservation and recreation will continue to be available. The proposed expanded purposes supplement the existing purposes of the current West Milford Open Space, Recreation, Farmland and Historic Preservation Trust Fund and are permitted pursuant to N.J.S.A. 40:12-15.7. These expanded purposes shall only apply to the monies collected by the Trust Fund after January 1, 2014, and all monies currently on hand shall be only used for the existing purposes of the "Open Space, Recreation, Farmland and Historic Preservation Trust Fund".

2. The Passaic County Clerk is hereby requested to print the above proposition and explanatory statement on the official ballots for the general election to be held on November 12, 2013.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 9 of 19

3. The Township Administrator, with the advice of the Township Attorney, is hereby authorized to make any minor and insubstantial changes in the form of the proposition or explanatory statement, provided that any such changes shall not modify any of the substantive provisions of the proposition or explanatory statement.
4. This Resolution shall take effect immediately.

Adopted: May 22, 2013

Agenda No. VIII 3

~ Resolution No. 2013- 162 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SUBMITTAL AND ACCEPTANCE OF A PASSAIC COUNTY CULTURAL HERITAGE COUNCIL RE-GRANT FOR THE DEVELOPMENT OF A SERIES OF CULTURAL EVENTS DURING 2014

WHEREAS, the Township Council of the Township of West Milford has determined that there is a need for cultural events for residents of all ages and abilities; and

WHEREAS, the Passaic County Cultural and Heritage Council has grant monies available that may be used to assist the Township in realizing this goal; and

WHEREAS, the West Milford Recreation Department has developed a series of cultural programs that could benefit from these funds; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford hereby authorizes the submittal of a Passaic County Cultural and Heritage Grant in the amount of \$5,000.00 with a cash match of \$2,500.00 and an in-kind match of \$2,500.00 for the purpose of planning, scheduling and conducting several cultural events in the Township during 2014 and;

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

Adopted: May 22, 2013

Agenda No. VIII 4

~ Resolution No. 2013- 163 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE FILING AND ACCEPTANCE OF AN APPLICATION TO NEW JERSEY TRANSIT CORPORATION AND THE DEPARTMENT OF TRANSPORTATION, UNITED STATES OF AMERICA, ON BEHALF OF THE TOWNSHIP OF WEST MILFORD FOR AN INTER-CITY GRANT UNDER THE FEDERAL TRANSIT ACT

WHEREAS, the Secretary of Transportation is authorized to make grants for a mass transportation program of projects in other than urbanized areas under Section 5311 of the Federal Transit Act, as amended; and

WHEREAS, the grant for financial assistance will impose certain obligations upon the Township of West Milford, including the provision of the local share of the project costs in the program; and

WHEREAS, it is required by the U.S. Department of Transportation in accordance with the provisions of Title VI of the Civil Rights Act of 1965, that in connection with the filing of an application for assistance under the Federal Transit Act, as amended, the Recipient give an assurance that it will comply with Title VI and EEO requirements of the Civil Rights Act of 1964 and the U.S. Department of Transportation requirements there under; and

WHEREAS, the Recipient is required to adhere to the requirements as specified in the U.S. Department of Transportation's Minority Business Enterprise (MBE) regulation set forth in 49 CFR. Part 23, Subpart D.

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

1. That the Director of Community Services and Recreation is authorized to execute and file an application on behalf of the Township of West Milford with the U.S. Department of Transportation to aid in the financing of administration, capital and/or operating assistance projects pursuant to Section 5311 of the Federal Transit act, as amended.
2. That the Director of Community Services and Recreation is authorized to execute and file with such applications and assurance or any other document required by the U.S.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 10 of 19

- Department of Transportation effectuating the purposes of Title VI and EEO requirements of the Civil Rights Act of 1964.
3. That the Director of Community Services and Recreation is authorized to set forth and execute affirmative minority business policies pursuant to 47 CFR. Part 23, Subpart D.
 4. That the Director of Community Services and Recreation is authorized to furnish such additional information as the U.S. Department of Transportation may require in connection with the application.
 5. That the Township Administrator is authorized to execute grant agreements on behalf of the Township of West Milford Transportation for aid in the financing of the administration, capital and/or operating assistance.
 6. That the Township of West Milford wishes to apply for the Federal Transit Act Inter-City Grant being administered by the New Jersey Transit Corporation in the amount of \$75,032.00 for which the Township of West Milford hereby authorizes the amount of \$37,516.00 be obligated as the local share required under the provisions of the grant application.
 7. That any of the following:

Township Administrator
Chief Financial Officer
Director of Community Services and Recreation

be and is hereby authorized to sign compliance reports as may be required from time to time during the course of this grant agreement.

Adopted: May 22, 2013

Agenda No. VIII 5

~ Resolution No. 2013- 164 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SUBMITTAL AND ACCEPTANCE OF A U.S. DEPARTMENT OF JUSTICE, OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS) GRANT

WHEREAS; the Office of Community Oriented Policing Services (COPS), under the U.S. Department of Justice, has created grants providing up to 75 percent funding for approved entry level officer salary and fringe benefit costs, with a minimum 25 percent local cash match requirement and a maximum federal share of \$125,000 per officer position over a three year grant period; and

WHEREAS; at the conclusion of federal funding, West Milford Township must retain all sworn officer positions awarded under the COPS grant for a minimum of one year (12 months).

NOW THEREFORE BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that it hereby authorizes and directs the Chief of Police to complete and submit a "COPS Hiring Program" grant request for funding for two (2) entry level officers, in the amount of \$250,000.00.

BE IT FURTHER RESOLVED that the Mayor and Township Administrator be and are hereby authorized to accept said grant and execute the agreement and any other documents necessary in connection therewith.

Adopted: May 22, 2013

Agenda No. VIII 6

~ Resolution No. 2013- 165 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONSTRUCTION CONTRACT TO ROCK SOLID CONSTRUCTION INC. FOR THE REPLACEMENT OF THE CRESCENT ROAD BRIDGE

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on May 10, 2013 at 10:00 am for the replacement of the Crescent Road Bridge as per the bid specifications; and

WHEREAS, the Township of West Milford received three (3) bids for this contract; and

WHEREAS, said bids have been duly reviewed and analyzed by the West Milford Township Engineering Division and the consulting bridge engineer; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 11 of 19

WHEREAS, the bid received from the low bidder, Rock Solid Construction, Inc., has been found to be in proper form and in compliance with the provisions of N.J.S.A. 40A:11-23.5 and the specifications as written; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 04-215-55-805-002; and

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

1. The Township Council hereby awards a contract to Rock Solid Construction, Inc., 83 Clifford Street, Newark, NJ 07105, for the replacement of the Crescent Road Bridge in an amount not to exceed \$187,366.00.
2. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with Rock Solid Construction, Inc. in accordance with its bid for said replacement of the Crescent Road Bridge in the Township of West Milford.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: May 22, 2013

Agenda No. VIII 7

~ Resolution No. 2013- 166 ~

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 SCOTT HOLZHAUER, CTA, SCGREA, TO ASSIST THE TOWNSHIP OF WEST MILFORD WITH TAX APPEALS FILED IN THE TAX COURT OF NEW JERSEY

WHEREAS, the West Milford Tax Assessor has recommended that the Township of West Milford retain professional real estate appraisal and consulting services to assist the Township of West Milford with outstanding tax appeal matters in the Tax Court of New Jersey; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from account number 01-201-150-450.

WHEREAS, Scott Holzhauer, CTA, SCGREA has submitted a Proposal dated February 4, 2013 to provide Tax Appeal Appraisal Assistance to the Township of West Milford; and

WHEREAS, Scott Holzhauer, CTA, SCGREA has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that he 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 Scott Holzhauer from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Township Mayor and Township Clerk be and are hereby authorized to execute a contract with Scott Holzhauer, CTA, SCGREA for professional services to assist the Township with Tax appeals filed in the Tax Court of New Jersey in an amount not to exceed \$8,000.00.
2. This contract is awarded without competitive bidding as "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The term of this contract shall be through December 31, 2013.
4. The total fee authorized for this contract shall not exceed \$8,000.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolutions authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: May 22, 2013

Agenda No. VIII 8

~ Resolution No. 2013- 167 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 12 of 19

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING AND AUTHORIZING A DEVELOPER'S AGREEMENT BETWEEN THE TOWNSHIP OF WEST MILFORD AND INSERRA SUPERMARKETS, INC.

WHEREAS, Inserra Supermarkets, Inc. ("Inserra") applied with the Township of West Milford ("Township") Planning Board for amended preliminary and final site plan approval from the prior February 5, 2009, preliminary and final site plan approval for the property located at Block 6903, Lots 15 and 16, otherwise known as 9-27 Marshall Hill Road and 1530 Union Valley Road for purposes of expanding the existing Shop Rite supermarket and adding two new retail stores; and

WHEREAS, Inserra's application was approved by the Township Planning Board on September 27, 2012, which approval was memorialized on October 25, 2012; and

WHEREAS, Inserra is proceeding with such approval in accordance with the applicable ordinances and rules and regulations of the Township and its agencies; and

WHEREAS, Inserra and the Township desire to enter into an agreement setting forth the rights, duties and obligations of the parties in connection with the site plan; and

WHEREAS, this approval is granted subject to all easement issues being resolved between the parties; and

WHEREAS, the Township and Inserra have negotiated an acceptable Developer's Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor & Township Council of the Township of West Milford, in the County of Passaic, that the Mayor and Township Clerk are hereby authorized and directed to execute the Developer's Agreement between the Township of West Milford and Inserra Supermarkets, Inc.

This Resolution shall take effect immediately.

Adopted: May 22, 2013

Agenda No. VIII 9

~ Resolution No. 2013- 168 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE DISCHARGE OF A CERTAIN MORTGAGE HELD BY THE TOWNSHIP OF WEST MILFORD AGAINST PROPERTY KNOWN AS 20 ARDENA ROAD, HEWITT, NEW JERSEY

WHEREAS, in accordance with the New Jersey Department of Community Affairs Neighborhood Preservation Balanced Housing Program, the Township issued a Note and Mortgage in the amount of \$14,655 to Julia Cummings, 20 Ardena Road, Hewitt, NJ on April 4, 1990; and

WHEREAS, in accordance with the terms of the loan, at the conclusion of a six year period the loan will be forgiven and the corresponding Mortgage will be discharged.

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 that the Township is hereby authorized to execute and record with the Passaic County Clerk a Discharge of Mortgage in connection with the Neighborhood Preservation Balanced Housing Program loan issued to Julia Cummings in the amount of \$14,655 for property known as 20 Ardena Road, Block 01701, Lot 032.

BE IT FURTHER RESOLVED, that all municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.

This Resolution shall take effect immediately.

Adopted: May 22, 2013

Agenda No. IX

Consent Agenda

~ Resolution No. 2013- 169 ~

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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: May 22, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 13 of 19

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

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

Resolutions:

- a. **2013-170** – Cancel Taxes
- b. **2013-171** – Cancel Tax Lien Payments
- c. **2013-172** – Refund Other Liens
- d. **2013-173** – Refund Escrow Funds
- e. **2013-174** – Refund Overpayments
- f. **2013-175** – Refund Recreation Fees
- g. **2013-176** – Reinstate Taxes

Applications:

- 1. Application for Tricky Tray Raffle License No. 2013-19 by WM Midget Football Association for 6/22/2013.
- 2. Application for On Premise 50/50 Raffle License No. 2013-20 by WM Midget Football Association for 6/22/2013.
- 3. Petition for Social Affair Permit by Our Lady Queen of Peace Church for June 7, 8 & 9, 2013.

Adopted: May 22, 2013

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

Agenda No. IX a

~ Resolution No. 2013- 170 ~

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

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

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

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

Reason: **100% Disabled Veteran**

BLOCK/LOT	NAME	AMOUNT	YEAR
11501-10	Howard Fernandez	\$1,236.00	2012 4 th Qtr.
TOTAL		\$1,236.00	

Adopted: May 22, 2013

Agenda No. IX b

~ Resolution No. 2013- 171 ~

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

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

WHEREAS, the Collector of Taxes recommends the cancellation of tax lien premiums;

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

BLOCK / LOT	CERTIFICATE NO.	DOLLAR AMOUNT
2405-1	08-033	\$9,000.00
2703-3	08-039	\$700.00
5706-6	08-061	\$8,900.00

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: May 22, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 14 of 19

12208-1	08-095	\$8,000.00
TOTAL		\$26,600.00

Adopted: May 22, 2013

Agenda No. IX c

~ Resolution No. 2013- 172 ~

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

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

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

Certificate No.	Certificate Date	Block/Lot/Qual	Reimburse Amount	Pay to the Lien Holder
10-016	03/23/2010	01807-009	\$38,922.62	US BANK CUST FOR CCTS CAPITAL LLC 2 LIBERTY PLACE, 50 SOUTH 16 ST. SUITE 1950, PHILADELPHIA, PA 19102
11-080	04/19/2011	08101-036	\$73,543.82	US BANK CUST FOR TOWER DBW 50 SOUTH 16TH ST, SUITE 1950-TOW PHILADELPHIA, PA 19102
12-0044	03/27/2012	02801-005	\$3,701.35	FWDSL & ASSOCIATES LP 5 COLD HILL ROAD SOUTH, SUITE 11 MENDHAM, NJ 07945
13-0064	03/19/2013	07801-030.07	\$1,425.89	
13-0106	03/19/2013	14601-009	\$48,537.90	
12-0128	03/27/2012	14301-023	\$31,220.97	SINGH REAL ESTATE 555 LINCOLN DRIVE WEST, SUITE 100 MARLTON, NJ 08053
13-0002	03/19/2013	00202-032	\$130.55	INDEPENDENCE EQUITY; LLC 1 INDEPENDENCE WAY, UNIT 403 JERSEY CITY, NJ 07305
13-0011	03/19/2013	01001-024	\$13,818.85	CLEMENTE ENTERPRISES; LLC P.O. BOX 141 WYCKOFF, NJ 07481
13-0038	03/19/2013	03610-016	\$7,416.55	
13-0015	03/19/2013	01816-020	\$29,351.72	ROSEHILL FUND 2; LLC PO BOX 503, RYE, NY 10580
13-0029	03/19/2013	02611-019	\$8,584.79	
13-0033	03/19/2013	03509-002	\$30,020.30	
13-0091	03/19/2013	12307-015	\$4,761.49	MTAG SERVICES CUST FOR ATCFII NJLLC PO BOX 54292 NEW ORLEANS, LA 70154-4292
13-0042	03/19/2013	04107-004	\$18,235.85	
13-0086	03/19/2013	11002-032	\$14,017.90	
13-0094	03/19/2013	12309-006	\$10,920.91	US BANK CUST FOR PRO CAP II; LLC U.S. BANK TSLG, 50 S. 16TH ST. STE 1950 PHILADELPHIA, PA 19102
13-0054	03/19/2013	06709-008	\$428.80	
13-0077	03/19/2013	09706-013	\$1,239.24	US BANK CUST FOR LLF 1-NJ 50 SOUTH 16TH STREET, SUITE 1950 PHILADELPHIA, PA 19102
13-0112	03/19/2013	16307-001	\$22,739.01	DBW TL HOLDCO 2013 LLC 1345 AVENUE OF AMERICAS, 46TH FLOOR NEW YORK, NY 10105
Grand Total			\$359,018.51	

Adopted: May 22, 2013

Agenda No. IX d

~ Resolution No. 2013- 173 ~

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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: May 22, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 15 of 19

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

Name & Address	Application No.	Amount of Escrow	Amount Refunded
AT & T Wireless Svcs. One AT&T Way Room 3C221G Bedminster, NJ 07921 ATTN: Donna Greenlaugh	16-288-56-701-089 (old #0420-0192)	\$4,000.00	\$691.50
AT & T Wireless Svcs. One AT&T Way Room 3C221G Bedminster, NJ 07921 ATTN: Donna Greenlaugh	16-288-56-701-066 (old #0320-0162)	\$4,677.25	\$1746.66
AT & T Wireless Svcs. One AT&T Way Room 3C221G Bedminster, NJ 07921 ATTN: Donna Greenlaugh	16-288-56-701-081 (old #0420-0163)	\$4,000.00	\$723.41
AT & T Wireless Svcs. One AT&T Way Room 3C221G Bedminster, NJ 07921 ATTN: Donna Greenlaugh	16-288-56-701-024 (old #0120-0101)	\$981.21	\$585.00
Sprint-Nextel KSOPHMO310-3A460 6480 Sprint Parkway Overland Park, KS 66251 ATTN: Susan Lopez	16-288-56-701-015 (old #0040-0447)	\$4,000.00	\$741.34
Sprint-Nextel KSOPHMO310-3A460 6480 Sprint Parkway Overland Park, KS 66251 ATTN: Susan Lopez	16-288-56-701-036 (old #0140-0538)	\$1,008.00	\$556.50

Adopted: May 22, 2013

Agenda No. IX e

~ Resolution No. 2013- 174 ~

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

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

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

REASONS:

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

Block/Lot	Name	Amount	Year	Reason
1101-24	PLS Title & Settlement Services P.O. Box 263, Washington, NJ 07882	\$1,794.15	2013	2
5315-1.03	Rita Donnelly, 7103 Richmond Road West Milford, NJ 07480	\$780.46	2013	2
5317-3.16	Lereta, LLC, Att: Central Refunds 1123 Park View Drive, Covina, CA 19724	\$586.78	2013	2
8901-36	Refund Dept, CoreLogic R.E. Tax Service	\$2,699.68	2013	2
9102-2	PO Box 961250, Fort Worth, TX 76161-9858	\$1,873.63	2013	2
11902-5	Masessa & Cluff, Attorneys at Law 1524 Route 23 North, Butler, NJ 07405	\$1,746.80	2013	2

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: May 22, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 16 of 19

Block/Lot	Name	Amount	Year	Reason
12404-6	Dovenmuehle Mortgage Inc. Suite 360 1 Corporate Drive, Lake Zurich, IL 60047	\$4,687.86	2013	2
12901-58	Chase, Att: Tax Dept. OH4-7326 P.O. Box 24695, Columbus, OH 43224	\$3,409.05	2013	2
13704-1	Jeffrey M. Kassover, Counselor at Law, Ste 3 2282 Hamburg Tpk, Wayne, NJ 07470	\$1,510.91	2013	2
15102-3	Lereta, LLC, Att. Central Refunds 1123 Park View Drive, Covina, CA 19724	\$2,508.60	2013	2
15102-4	Edward Azar, LLC, Gallant Professional Bldg 2840 Route 23 So, Newfoundland, NJ 07435	\$3,789.53	2013	2
11501-10	Howard & Lorena Fernandez 11 Schofield Road, West Milford, NJ 07480	\$1,236.00	2012	6
6605-24	C & E Partners, PO Box 23-1308, New York, NY 10023	\$30.00	2012	1
12210-8	Nicholas Monello, 113 Jennifer Dr. Monroe Twp, NJ 08831	\$3,219.40	2013	1
TOTAL		\$29,872.85		

Adopted: May 22, 2013

Agenda No. IX f

~ Resolution No. 2013- 175 ~

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:

Day Camp		
Hunter and Hailey Johnson	\$1640.00	Tara Johnson 959 Westbrook Road West Milford, NJ 07480
Muppet Camp		
Grace Almaleh	\$110.00	Patricia Perry 11 Continental Road West Milford, NJ 07480

Adopted: May 22, 2013

Agenda No. IX g

~ Resolution No. 2013- 176 ~

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

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

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

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

REASON: 1. INSUFFICIENT FUNDS

BLOCK/LOT	NAME	AMOUNT	YEAR
1807-2	John Magee	\$916.52	2013
6301-6	William Faustini, Jr	\$9,977.74	2013
8706-14.02	Baba Dariusz	\$3,454.43	2013
2611-29	Pauline & Robert Frank	\$1,449.19	2013
6301-6	William Faustini, Jr	\$9,977.74	2013
6708-7	Edward & Laurie Evanchick	\$1,806.83	2013
TOTAL		\$27,582.45	

Adopted: May 22, 2013

Agenda No. X

Approval of Expenditures

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: May 22, 2013
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 17 of 19

~ Resolution No. 2013- 177 ~
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	\$133,722.56
3	Reserve Account	23,159.63
2	Grants	6,074.05
6	Refunds	387,421.96
1	General Ledger	230.00
26	Refuse	4,500.00
4	Capital	33,154.38
19	Animal Control	154.10
19	Heritage Trust	115.00
19	Open Space Trust	0.00
19	Trust	1,933.35
19	COAH	0.00
16	Development Escrow	5,044.41
20	Special Reserve	0.00
21	Assessment Trust	0.00
Total		\$595,509.44
Less Refund Resolution		-387,421.96
Actual Bill List		\$208,087.48
Other Payments		
Total Expenditures		\$208,087.48

Adopted: May 22, 2013

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

Agenda No. XI

Reports of Administrator, Mayor and Council Members

Councilman Rosone congratulated the Eagle Scouts on their accomplishments adding that it was an honor to have them here tonight. He conveyed congratulations to company #4 on the success of their Baldrick's fundraiser. He thanked everyone who contributed and participated. He thanked Administrator Gage for getting amendments to tax bills which now include language saying that municipal officials have no control over school & county taxes. He wished everyone a safe Memorial Day and gave thanks to all Veterans.

Council President Signorino commended Councilman Rosone for the note on tax bills and Mayor Bieri echoed that sentiment. Council President Signorino echoed sentiments about St. Baldrick's and congratulated the Eagle Scouts. He said he tries to attend all their honor ceremonies noting that they put in a lot of effort and time. He wished everyone a happy Memorial Day and urged everyone to get out and vote on June 4th.

Councilwoman Horton announced that police department is doing torch run for the Special Olympics and Relay for Life is coming soon with Mayor Bieri in the dunk tank. She conveyed her condolences to those in Oklahoma. She said is liaison to lakes committee and there are new regulations about lakes, swimming & lifeguards. She urged lake communities to become familiar with those regulations. She urged lakes communities to join lake committee. She asked that everyone honor our Veterans and all those who

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: May 22, 2013
Time of Meeting: 6:30 P.M.
Minute Page No: Page 18 of 19

serve in the military and if possible please participate in the parade on Monday. She thanked those who attended tonight's meeting.

Councilwoman Erik congratulated Council President Signorino & his wife on birth of their 3rd son. She is liaison to Cablevision committee with BOE and they met earlier this week and this is moving forward. The BOE, she said, has research & homework to do.

Councilman Hensley said as liaison to RAC he is announcing that this Saturday there will be a return to the battle of bands at the coffee house. Bubbling Springs lake will be opening soon and the Senior Olympics team will represent West Milford on May 30th in Rutherford. He wished them luck. Residents have contacted him to complain about the weeds in Greenwood Lake and he asked the Administrator to have someone look into that. He wished everyone a great Memorial Day weekend and thanked our Veterans.

Councilwoman Erk congratulated the Eagle Scouts. She was approached by someone from Woodland Park about the draining of the reservoir and she asked for another discussion of a possible resolution in that regard. Mr. Semrau noted that the reservoir is owned by Newark watershed and he might wish to ask Woodland Park if they want to join our coalition. If Princeton Public Affairs has no objection, we may wish to take action. They are only asking for our support. Councilwoman Erk wished everyone a happy Memorial Day.

Council President Signorino announced tennis tournament information. He listed sponsors and asked people to sponsor.

Mayor Bieri wished everyone a blessed & safe Memorial Day. She thanked all those who have and are serving. She commended all those who arranged and participated in the St. Baldrick's event. She said it is an admirable cause and a fun event. There were 2 women who volunteered to shave their heads this year. She listed upcoming events. She advised that she sent a letter to the DOT seeking consideration for "S" turn improvements on Route 23 during their road work planned for the next few years. She stated that the Township has been approved for DOT funding for the Westbrook Road project. She wrote a 2-page letter in March in conjunction with the Macopin School *Make A Change Club* to support their research which indicates that residents would support a Red Mango or Starbucks in town. Starbucks said they will look into the suggestion. Council President Signorino thanked the Mayor for those letters and the Mayor commended the kids for their innovative thoughts and the work they have done to promote such new business in town.

Administrator Gage said that the ceiling project for the museum will be going out to bid soon. Council President Signorino asked that Council be provided with a copy at next workshop meeting. Ms. Gage said that the fuel security system will be installed during the month of June. The Township has retained our S&P AA credit rating. They cited the strong per capita income, surplus reserves, and low overall debt ratio as contributing factors. The VAC truck is broken again and it is in the process of being repaired. The funding for the repairs will come from clean communities money. We can use 25% of those grant monies for vehicles or vehicle repairs. She said we are going out to bid for a new sweeper/VAC and she described the proposed vehicle. She reviewed the sweeper schedule and status noting that weather permitting and no more breakdowns, the entire town should be completed by the end of June. Councilman Rosone noted that the MUA has a sweeper and he asked if we could do shared services with MUA. Ms. Gage reviewed construction schedules and road construction projects. The 1st, 2nd, 3rd Avenue project is ongoing and the streetscape start date is June 10th. Passaic County will be working on Union Valley Road and the Crescent Road Bridge will start in July. Passaic County will do timers for signals with no loops or cameras.

Attorney Semrau said he met with the Administrator last week and went over a lot of items. He will highlight the correspondence regarding the environmental conditions & cleanup at Wallisch. Envirotactics will meet with the DEP to see if we can develop a less intrusive plan. These cleanups take a long time but he is staying on top of this to keep it moving forward. We do have insurance reimbursement and now will have that meeting in Trenton to expedite the process. Councilwoman Horton said that the MUA is asking for Mr. Semrau's legal opinion about what would happen if they are not successful in their endeavors. She said that as lakes committee liaison she has become aware that two people are seeking help with dam projects at Mount Glen Lake and she directed them to Ms. Gage. Mr. Semrau said that he spoke with Eileen Bourne, their attorney, who said there is an ongoing dispute with their engineer. Last year the Township worked with Mount Glen and supported getting them the land and transaction they needed. Mr. Semrau spoke with a supervisor at the State Division of Dam Safety who said they are having issues with construction & access. He said the Township cannot do anything about that. We have helped them but don't want to get over involved.

