
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Special Meeting
Date of Meeting: June 29, 2010
Time of Meeting: 7:00 P.M.
Minute Page No: Page 1 of 5

Mayor Bettina Bieri called the Special Meeting of the West Milford Township Council to order.

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 special meeting was transmitted to the Herald News on June 21, 2010; copies were provided to the Record, Star Ledger, Suburban Trends and Greenwood Lake News 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.

Pledge of Allegiance

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

Roll Call

Present: Councilmembers Philip Weisbecker, Joseph Smolinski, Michael Ramaglia, Robert Nolan, Marilyn Lichtenberg, Daniel Jurkovic, Mayor Bettina Bieri.
Absent: None.
Also Present: Township Administrator Kevin Boyle, Assistant Township Clerk Denise Loeffel,

Agenda No. II

Purpose

2010 Budget Review and Discussion

Formal action may be taken at this meeting.

Agenda No. III

Review of 2010 Municipal Budget

Administrator Boyle advised the Council that if watershed aid had not cut, the budget would represent an increase to the average homeowner of \$99. However, with the exclusion of watershed aid the increase will be \$160 and he is at a loss as to where else to find cuts. He sought direction from the Council advising them that he recommends adoption in July. He and the CFO have cancelled \$500,000 in old capital and reduced operating expenses throughout the budget. CFO Magnotti stated that he is impressed with the amount of cuts made to appropriations and stated that, in his opinion, this is a lean budget. In response to Mayor Bieri, Administrator Boyle stated that he will send a layoff plan to the State of New Jersey to save about \$141,000 through furlough days for municipal employees.

Discussion ensued about the capital budget and capital appropriations. Councilman Jurkovic indicated that the fire departments are having difficulty meeting their financial obligations and he questioned if the Township is providing enough support. He recommended that the Township assume the cost of insuring the vehicles purchased for these departments. Administrator Boyle expressed concern about assuming such costs and Councilman Jurkovic opined that savings could be realized if the Township did not have four engineering aides and no engineer. He asked if the Administrator has a plan to deal with, in his opinion, the fact that the number of municipal employees exceeds the need. Administrator Boyle recommended that the Council consider the budget presented. Councilman Jurkovic disagreed stating that certain appropriations could be reduced and he cited the engineering department as an example.

Administrator Boyle stated that the Township may not be able to fund increased staffing in the police department in 2011 because of loss of aid and increased costs including pension and benefits. Discussion ensued about savings realized through restructuring various departments. Councilman Jurkovic stated that these decisions proved positive and the Council should begin the process to make like decisions going into 2011. In response to Council President Smolinski, Administrator Boyle stated that rather than furloughs in 2011, he is hoping to realize savings through attrition and making certain employment changes. Councilman Jurkovic asked him to consider managerial cuts and consolidation of departments. Mr. Boyle expressed concern that the Council pursue a course of departmental consolidation because the current structure allows for suitably qualified persons to manage the respective departments. He suggested reducing the multiple levels of management and supervision as an alternative and Councilman Jurkovic countered that we should not retain department heads simply because we have always had that department head. Council President Smolinski stated that it is not feasible to rely on watershed aid or furloughs to balance this budget. Therefore, there is little alternative but to look at staffing. Discussion ensued about possible cost saving measures such as fuel costs and recycling.

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Councilman Weisbecker noted that the Mayor and Administrator determine if staff is to be cut and he stated that they have an obligation to present all relevant budgetary information to the Council. He stated that it is imperative that the Council receive this information and have sufficient meetings to discuss the ramifications. Discussion ensued about revenue, pension contributions, furloughs and possible means to effectuate savings. Councilman Weisbecker stated that the Administrator consistently asks for direction from Council and he proposed that it may be time for the Administrator to provide the Council with some suggestions.

Councilman Jurkovic asked what is happening with the engineering department. Council President Smolinski stated that he and the other members of the committee have met with staff and are reviewing various options and suggestions. He asked Administrator Boyle if he had researched shared services as discussed. Mr. Boyle stated that he has begun that research with limited results. Councilman Weisbecker asked for an update on the CFO search and Administrator Boyle advised that a part time CFO would not work in West Milford. He has looked into shared services with Wayne to no avail.

Councilman Jurkovic stated that it costs over \$6 million for benefits for employees and retirees. The Council is being forced to cut where they would rather not, that is services and staffing. However, there is no choice but to look at the dollars and cents. Administrator Boyle asked for direction to finalize this year's budget. Councilman Jurkovic asked that employees receive Rice notices for next week's meeting because he would like to talk about the engineering department where there are two people making over \$100,000. Administrator Boyle asked the Council to complete this budget first and then proceed with potential restructuring or layoffs. Councilman Jurkovic objected stating that the Council must have all the information at hand before being asked to make a decision. Administrator Boyle stated that he needs direction for this budget so that it can be introduced and adopted by the end of August. Council President Smolinski asked the Administrator to provide the information requested so that the Council can give the direction being sought. Mr. Boyle advised that the proposed restructuring in 2010 will not affect this year's budget. He stated that certain departments provide critical services such as police, fire and health. However, he said, recreation is not a priority. Council President Smolinski stated that the budget must be cut further. Administrator Boyle advised that revenue is down and expenses continue to increase. He stated that he is having difficulty finding places to make cuts. Discussion ensued about the budget process and the need to take a different approach to the entire process.

Agenda No. IV

Public Comments

Mayor Bieri opened the meeting to the public after advising that there is a five-minute limit for each speaker.

There being no from the public Councilman Weisbecker moved to close the public portion of the meeting.

Moved: Weisbecker Seconded: Nolan
Voted Aye: Weisbecker, Smolinski, Ramaglia, Nolan, Lichtenberg, Jurkovic.
Voted Nay: None.
Motion carried.

Agenda No. V

Council Comments

Action Items

Agenda No. VI 1

~ Resolution No. 2010- 244~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY RESCINDING THE RENEWAL OF INACTIVE PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-034-006 LA ROCCA, INC.

WHEREAS, an application for the renewal of Plenary Retail Consumption License No. 1615-33-034-006 LaRocca Inc. was submitted and reviewed for the 2010- 2011 License year; and

WHEREAS, this application requires a Special Consideration of Petition from the Director of the New Jersey Division of A.B.C.; and

WHEREAS, the License was placed on Resolution No. 2010-230 adopted June 16, 2010;

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NOW, THEREFORE, BE IT RESOLVED that the renewal of Plenary Retail Consumption License No. 1615-33-034-006 LaRocca, Inc. is hereby rescinded, and will be resubmitted on a resolution for renewal, following receipt of a copy of the Verified Petition and Special Consideration of Petition from the Director of the New Jersey Division of A.B.C.

Adopted: June 29, 2010

Moved: Nolan Seconded: Weisbecker
 Voted Aye: Weisbecker, Smolinski, Ramaglia, Nolan, Lichtenberg, Jurkovic.
 Voted Nay: None.
 Motion carried.

Agenda No. VI 2

~ Resolution No. 2010 - 245 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES FOR THE 2010 - 2011 LICENSE YEAR WITH CONDITIONS

WHEREAS, applications for renewal of Plenary Retail Consumption Licenses for the 2010 - 2011 License year have been received and reviewed; and

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

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

1. The submitted applications are complete in all respects.
2. The applicants are qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.
3. The applicants have disclosed to the issuing authority the source of all additional financing obtained in the previous license year (July 1, 2009 - June 30, 2010).

WHEREAS, the Police Department has recommended that the licenses be renewed to the current owners as noted below.

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk is directed to issue and deliver the license certificates for the Mayor and Township Council of the Township of West Milford as follows:

LICENSE/LICENSEE/T/A	CONDITIONS
<p>MURAPPAUL CORP. t/a ISLAND OF SPIRITS 3025 Rt. 23 Oak Ridge, NJ 07438 1615-33-019-001</p>	<ol style="list-style-type: none"> 1. The owner is to consider parking limitations when scheduling advertised special events. 2. Occupant Loads must be adhered to.
<p>NORMTRA LLC t/a Big John's Pub 49 Old Rt 23 N Newfoundland, NJ 07435 1615-33-027-008</p>	<ol style="list-style-type: none"> 1. Patrons are not to leave the curtilage of the licensed premises with alcoholic beverages. 2. The licensed portion of the deck must have a railing and gate which physically separates it from non-licensed areas. 3. A written notice must also be posted instructing patrons that they cannot leave the licensed portion of the premises with alcoholic beverages. 4. Amplified music should be restricted to the interior of the building only. This should include live bands and DJ's. 5. Non-amplified musical entertainment outside the building should remain within the licensed area and cease by 9:00 P.M.
<p>GIOIA RESTAURANT, LLC t/a Joey's Casa Italiana 9 Lakeside Road Hewitt, NJ 07421 1615-33-017-008</p>	<ol style="list-style-type: none"> 1. Police recommendation of 33 day suspension of license by the New Jersey Division of A.B.C. if applicable.

Adopted: June 29, 2010

Moved: Weisbecker Seconded: Nolan

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Voted Aye: Weisbecker, Smolinski, Ramaglia, Nolan, Lichtenberg, Jurkovic.
Voted Nay: None.
Motion carried.

Agenda No. VI 3

~ Resolution No. 2010 - 246 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD APPROVING AN APPLICATION FOR AN ON PREMISE 50/50 RAFFLE FOR THE WEST MILFORD P.A.L.

WHEREAS, the Mayor and Township Council of the Township of West Milford have reviewed the proposed Resolution to Approve an On Premise 50/50 Raffle License No. 2010-30 submitted to the Township Clerk by the West Milford P.A.L.

NOW, THEREFORE, BE IT RESOLVED, that On Premise 50/50 Raffle License No. 2010-30 to be held July 2, 2010 by the West Milford P.A.L. is hereby approved.

Adopted: June 29, 2010

Moved: Weisbecker Seconded: Nolan
Voted Aye: Weisbecker, Smolinski, Ramaglia, Nolan, Lichtenberg, Jurkovic.
Voted Nay: None.
Motion carried.

Agenda No. VI 4

~ Resolution No. 2010 - 247 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EMPLOYMENT OF PATRICIA DALE AS THE TEMPORARY INTERIM CHIEF FINANCIAL OFFICER FOR A TERM TO EXPIRE ON JULY 31, 2010

WHEREAS, the Township CFO is retiring effective June 30, 2010; and

WHEREAS, there will exist a vacancy at such time in said position; and

WHEREAS, the Township is desirous of appointing a temporary interim Township Chief Financial Officer without any rights of holdover to assist the Township while the Township conducts a thorough search for a Township Chief Financial Officer; and

WHEREAS, the Mayor hereby appoints Patricia Dale as the temporary interim Chief Financial Officer for the Township of West Milford for a term to expire on July 31, 2010 and without any rights of holdover; and

WHEREAS, Patricia Dale has submitted a proposal to provide such professional financial services to the Township dated June 22, 2010 and for an amount not to exceed \$ 4,000.00.

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 the Township hereby appoints Patricia Dale as the Township's temporary interim Chief Financial Officer without any rights of holdover for a term to expire on July 31, 2010 and in an amount not to exceed \$4,000.00; and

BE IT FURTHER RESOLVED that notice of this action shall be published once in the Township's official newspaper as required by law; and

BE IT FURTHER RESOLVED that a copy of this resolution shall be provided to Arthur Magnotti, Treasurer, and Kevin F. Boyle, Township Administrator, for their information and guidance.

Adopted: June 29, 2010

Moved: Weisbecker Seconded: Lichtenberg
Voted Aye: Weisbecker, Smolinski, Ramaglia, Nolan, Lichtenberg, Jurkovic.
Voted Nay: None.
Motion carried.

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Agenda No. VI 5

~ Resolution No. 2010 - 248 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY CONCERNING SIGNATURES ON TOWNSHIP ACCOUNTS

BE IT RESOLVED, by the Township Council of the Township of West Milford that Mayor Bettina Bieri, or the Township Administrator Kevin Boyle, and Temporary Interim Chief Financial Officer Patricia Dale will be the required signers on Township checks.

BE IT FURTHER RESOLVED, that Lakeland Bank is hereby authorized to accept the manual or facsimile signatures of Mayor Bettina Bieri, or the Kevin Boyle, Township Administrator, and Patricia Dale, Temporary Interim Chief Financial Officer on Township checks.

Adopted: June 29, 2010

Moved: Nolan Seconded: Weisbecker
Voted Aye: Weisbecker, Smolinski, Ramaglia, Nolan, Lichtenberg, Jurkovic.
Voted Nay: None.
Motion carried.

Agenda No. VII

Adjournment

There being no further business to come before the Council, the Township Council adjourned the meeting.

Moved: Nolan Seconded: Jurkovic
Voted Aye: Weisbecker, Smolinski, Ramaglia, Nolan, Lichtenberg, Jurkovic.
Voted Nay: None.
Motion carried.

Approved: December 15, 2010

MAYOR BETTINA BIERI
PRESIDING OFFICER

ANTOINETTE BATTAGLIA
TOWNSHIP CLERK