

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
 Date of Meeting: October 3, 2012
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 3 of 19

	regular violations on Ridge Road by Random Woods and she does not envision that police will tow vehicles parked for one day for a one-day event. The police cannot say they will ignore legislation but they can show discretion. Mayor Bieri noted that the Township accepted DOT money to put bike paths in and we are obligated to adopt the legislation. Ms. Gage agreed adding that if we don't we do not have the authority to take any action against anyone who parks on a bike lane and if DOT so chooses they can ask us to return the money. She said we may not have to aggressively enforce but that is the only discretion we have. Councilwoman Horton said she took an oath to uphold the laws of the State of New Jersey, we took the money and she agrees to proceed. The Council gave consensus to proceed to introduction.
3)	Ordinance: Repeal Article XXV Tourism Commission and Replace with Article XXV to Establish an Economic Development Commission – Mr. Semrau directed Council to a draft ordinance to repeal tourism and replace that chapter of the code with an EDC as a standing commission. As indicated by the current EDC committee, funding shall be generated through donations and grants. There would be no appropriation from the Township and the commission would seek non profit status. He reviewed the proposed appointments. Councilwoman Horton noted that Mayor, Council liaison and Chamber members are not voting members and Mr. Semrau advised that the Council has the discretion to change that. Mayor Bieri suggested that the Chamber member be appointed by Council based on a recommendation from the chamber of commerce. The Council gave consensus to proceed. Mr. Semrau asked to send the draft to the EDC and ask them for comments. If the comments are not substantive changes we can proceed to introduce.
4)	Resolution: DOT Grant Applications – The Council gave consensus to proceed.
5)	Resolutions: League of Municipalities Resolutions – The Council gave consensus to proceed and asked that before sending the resolutions to the League, the watershed resolution be sent to the lobbyist for his endorsement.
6)	Resolution: Waive Claim to Passaic County Open Space Funds for the Acquisition of the Bubbling Springs Extension – Administrator Gage recalled that Council had previously discussed this and directed that it be given to the open space committee who have recommended that we not purchase this property because the owner wants a high price and he also wants to pursue a farmland preservation easement. The Council gave consensus to proceed.
7)	Contract: Snow Plowing - The Council gave consensus to proceed.
8)	Contract: Ice Control Aggregates - The Council gave consensus to proceed.
9)	Contract: Princeton Public Affairs Group Inc. – Councilwoman Horton said there is a proposal for \$4,000 per month but she is concerned that the Township has only interviewed one firm. They have a great reputation and she asked was anyone else considered. She hesitates to offer a contract without considering other proposals. Council President Signorino said he appreciates that but he only hears good things about this firm. He is ready to move on this local county-based firm and is looking forward to seeing results. The Council gave consensus to proceed.

Agenda No. VIII

Unfinished Business, Final Passage of Ordinances

Agenda No. IX

Public Comments

Mayor directed public to the new podium to the left.

Bob Nicholson, 20 Hyde Road, Stockholm stated that the EDC is fine with having the Chamber representative to the EDC be a voting member. He is part of the unit and should have equal rights. If you don't adopt legislation about parking on a bike path, the Township could be found negligent. He said that the Township is trying to promote green lifestyles which encourages bikes & pedestrians. We should focus on keeping these bike paths clean. Perhaps volunteer groups can help. However, we do need the ordinance about parking. We have no parking for snow removal and the police have discretion.

Angelo Silvestri, Applegate Court, West Milford is a resident and a member of the EDC. He walks the Ridge Road bike path and it is a dangerous road. He has only seen cars parked there when the fire department has a party. He has never seen cars parked on Ridge. People aren't stupid and he cautioned that the Council that they must be careful not to over legislate. The road must be cleaned up, it is disgusting. A few months ago Brian Genoroso offered to build a memorial but has been repeatedly turned down by engineering. They want to know what happened as there is no cost to the town.

Jim Bordino, Upper Greenwood Lake is a taxpayer and is finding out that his taxes have increased to over \$12,000. He asked for permission to discuss the funding of the library. If the board goes ahead with building the new building it will cost taxpayers money. He is not here to fight the new library building. He

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
Date of Meeting: October 3, 2012
Time of Meeting: 6:30 P.M.
Minute Page No: Page 4 of 19

uses the library and is a computer geek. His wife has macular degeneration and she gets audio books from the library. He went on the library home page to order a book. While there he hit on the link that brought him to board communications which had press releases. There is no date on the press release. It said it was presented to Council on September 9th. There was no Council meeting that night. The last item on the press release said that the library will be built at no cost to taxpayers. He looked at the library board minutes for past 3 years and is surprised at the lack of information contained therein. There was a resolution passed in 2011 concerning a property called Finn and when you read that proposal it says something about a treatment plant. He would like that explained. It said the treatment plant will incorporate library, town hall & first aid into one big septic system. He is curious to know if they will be able to build this building with current reserves. If no, how will it be funded?

Motion to close public portion of meeting.

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Smolinski, Signorino, Horton.
Voted Nay: None.
Motion carried.

Agenda No. X

Council Comments

Councilwoman Horton said the library can proceed with the monies that are currently in reserve plus the monies they are anticipating without any additional appropriations. The Township has been paying the library at the same level of funding for a long time. The library has been saving because they are at one sixth the size that the State demands. We will pay for it with money in reserve and will bond for the rest which will be paid by the future appropriations.

Council President Signorino says he supports building a library but he has always had questions about funding. With the new laws about returning library funding to the municipality, if the Township wants to apply to the State to return that money for tax relief that would that impact the library plans. He does not know if we have enough money to complete the project if a future Council requests that the monies be refunded.

Councilwoman Erik agrees that the bike paths should be cleaned.

Councilman Smolinski said that the memorial issue is not dead. Ms. Gage agreed adding that the process of finding a suitable location is still ongoing. So far all locations suggested is problematic with the proposed new library until such time as construction has been completed. Building anything with impervious coverage in this town is an issue. Engineering looked at those two sites but because of library plans this memorial will not work. The memorial is comprised of pavers that will account for impervious coverage. They then suggested Bubbling Springs. That has septic issues that must be researched. At this time, the Township cannot commit to that until testing is complete. Hillcrest and the High School were suggested and so we directed him to the BOE. Mayor Bieri said that the other issue at this site is that there are two memorials of significant importance and some people think it is not appropriate to have this memorial at the same site. Ms. Gage said that prior to us completing construction we cannot install a memorial. After construction it may be an option.

Mayor Bieri advised that some of the questions posed tonight would be best brought to library board and she noted when those meetings are scheduled. The Finn property, she said, will be the site for the library. The house will remain and there are provisions for lifetime residency. The current library is one-sixth the required size for a municipality with the population of West Milford. It is supposed to have approximately 18,000 sq. ft. The township has received Highlands and DEP permits to allow a 3rd floor for Township use if the Township agrees. That would address current space issues. The old library building will be donated to the Township upon completion of the project. The two stories for the library will come at no additional cost. She explained the funding that is paid by State formula to the library. That number will stay the same with or without the new building. The library board has been able to accumulate significant funds with the intent of building a new library. It is not enough to build the entire building. The rest will come from bonding and the bond will be repaid with the existing funding. The new library will not affect taxes. The Township will take the bond payments out of library appropriations prior to paying the library and the library will have to function with the remaining funding. This is the most cost effective way to achieve better municipal facilities with ADA access and appropriate accommodations for staff. There will be a septic that will be used on that property for that building. Town Hall will continue to use this septic. Currently the plans are under development and the architect is working on them. Mayor Bieri said that Council has no control over library funds and cannot ask for the return of those funds. The library board can make that request and it must be approved by State Library Board first. The local library board has been told such request would be denied until the required building is constructed. The ultimate goal is to

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
Date of Meeting: October 3, 2012
Time of Meeting: 6:30 P.M.
Minute Page No: Page 6 of 19

NOW, THEREFORE, BE IT RESOLVED by the Mayor & Township Council that they do hereby endorse plans to determine the feasibility of designing, installing & funding a sidewalk on Union Valley Road in the Township of West Milford from the intersection at Union Valley & Marshall Hill Roads to the Bearfort Shopping Plaza with CDBG funding; and

BE IT FURTHER RESOLVED that the Mayor & Township Council hereby conveys appreciation to the Board of Chosen Freeholders for giving this proposed project due consideration.

Adopted: October 3, 2012

Agenda No. XI 2

~ Resolution No. 2012- 331 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REQUESTING APPROVAL TO SUBMIT A GRANT APPLICATION & EXECUTE A GRANT AGREEMENT WITH NEW JERSEY DEPARTMENT OF TRANSPORTATION (NJDOT) FOR THE RESURFACING OF CLINTON ROAD BETWEEN ROUTE 23 ROAD & SCHOOLHOUSE COVE ROAD, INCLUDING MILLING AND STORMWATER RETROFITS

WHEREAS, the NJDOT is accepting applications for the fiscal year 2013 Municipal Aid Program; and

WHEREAS, the Township's Engineering Division has recommended that the following application be submitted for the resurfacing of Clinton Road between Route 23 and Schoolhouse Cove Road, including milling and stormwater retrofits; and

WHEREAS, the Township's Engineering Division submits the following application for consideration to the Township Council:

Table with 2 columns: Description and Amount. Row 1: Project: Clinton Road - Section 2, Resurfacing Clinton Road between Route 23 and Schoolhouse Cove Road (1.2 miles), Including Milling and Stormwater Upgrades. Row 2: Grant Application: \$200,000. Row 3: Township Contribution: \$100,000. Row 4: Estimated Cost for Entire Project: \$300,000. Row 5: Grant Application No. MA-2013-West Milford Township-00335

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford, formally approve the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Township Engineering Divisions' Agency Administrator is hereby authorized to submit the grant application as identified above to the New Jersey Department of Transportation through S.A.G.E. (System for Administering Grants Electronically) on behalf of the Township of West Milford; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of West Milford and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Approved: October 3, 2012

Agenda No. XI 3

~ Resolution No. 2012- 332 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REQUESTING APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION (NJDOT) FOR THE RESURFACING OF WEST BROOK ROAD BETWEEN KITCHELL LAKE DRIVE AND THE TOWNSHIP LINE, INCLUDING MILLING, SIGHT DISTANCE IMPROVEMENTS AND STORMWATER RETROFITS

WHEREAS, the NJDOT is accepting applications for the fiscal year 2013 Municipal Aid Program; and

WHEREAS, the Township's Engineering Division has recommended that the following application be submitted for the resurfacing of West Brook Road between Kitchell Lake Drive and the Township Line, including milling, sight distance improvements and stormwater retrofits; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
 Date of Meeting: October 3, 2012
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 7 of 19

WHEREAS, the Township's Engineering Division submits the following application for consideration to the Township Council:

Project: West Brook Road – Section 3	
Resurfacing West Brook Road between Kitchell Lake Drive and the Township Line (1.3 miles), Including Milling, Sight Distance Improvements and Stormwater Retrofits	
Grant Application:	\$450,000
Township Contribution:	\$150,000
Estimated Cost for Entire Project:	\$600,000
Grant Application No.	MA-2013-West Milford Township-00334

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford, formally approve the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Township Engineering Divisions' Agency Administrator is hereby authorized to submit the grant application as identified above to the New Jersey Department of Transportation through S.A.G.E. (System for Administering Grants Electronically) on behalf of the Township of West Milford; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of West Milford and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Approved: October 3, 2012

Agenda No. XI 4

~ Resolution No. 2012- 333 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REQUESTING APPROVAL TO SUBMIT A GRANT APPLICATION & EXECUTE A GRANT AGREEMENT WITH NEW JERSEY DEPARTMENT OF TRANSPORTATION (NJDOT) FOR BIKEWAY IMPROVEMENTS TO CAHILL CROSS ROAD BETWEEN MORSETOWN ROAD & PETER ROAD, INCLUDING MILLING, BLOCK CURB, STORMWATER RETROFITS & BIKE LANE MARKINGS

WHEREAS, the NJDOT is accepting applications for the fiscal year **2013 Bikeway Program**; and

WHEREAS, the Township's Engineering Division has recommended that the following application be submitted for Bikeway Improvements to Cahill Cross Road between Morsetown Road and Peter Road, including milling, block curb, stormwater retrofits and bike lane markings; and

WHEREAS, the Township's Engineering Division submits the following application for consideration to the Township Council:

Project: Cahill Cross Road	
Bikeway Improvements to Cahill Cross Road between Morsetown Road and Peter Road (0.75 miles), Including Milling, Block Curb, Stormwater Retrofits and Bike Lane Markings	
Grant Application:	\$275,000
Township Contribution:	\$100,000
Estimated Cost for Entire Project:	\$375,000
Grant Application No.	BIKE-2013-West Milford Township-00044

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford, formally approve the grant application for the above stated project; and

BE IT FURTHER RESOLVED that the Township Engineering Divisions' Agency Administrator is hereby authorized to submit the grant application as identified above to the New Jersey Department of Transportation through S.A.G.E. (System for Administering Grants Electronically) on behalf of the Township of West Milford; and

BE IT FURTHER RESOLVED that the Mayor and Township Clerk are hereby authorized to sign the grant agreement on behalf of the Township of West Milford and that their signatures constitute acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Approved: October 3, 2012

Agenda No. XI 5

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
Date of Meeting: October 3, 2012
Time of Meeting: 6:30 P.M.
Minute Page No: Page 8 of 19

~ Resolution No. 2012- 334 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AMENDING RESOLUTION 2012-142 TO REFLECT NEW NJDCA TERM PERIOD FOR THE SUBMISSION AND ACCEPTANCE OF A RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES (ROID) GRANT

WHEREAS, NJDCA has advised an alteration to their grant award period, and;

WHEREAS, the Township of West Milford, County of Passaic, State of New Jersey, has applied for to obtain a grant from the New Jersey Department of Community Affairs for funding in the amount of \$20,000 State share, with \$4,000 local share, for a total contract of \$24,000 for 2012- 2013 to carry out Comprehensive Recreation Programs for Individuals With Disabilities.

WHEREAS, the new grant period specified by NJDCA is from July 1, 2012 through June 30, 2013

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

1. The submittal of the grant application for the new NJDCA grant period to the Department of Community Affairs is hereby authorized.
2. The Township Council recognizes and accepts that the Department of Community Affairs may offer a lesser or greater amount and, therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, they hereby authorize the execution of any such grant agreement.
3. Upon receipt of the fully executed agreement from the Department, the Township Council authorizes the expenditure of funds pursuant to the terms of the agreement between the Township of West Milford and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

Adopted: October 3, 2012

Agenda No. XI 6

~ Resolution No. 2012- 335 ~

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 STEWART SURVEYING & ENGINEERING, LLC FOR WORK TO BE PERFORMED REGARDING THE SETTING OF CONCRETE MONUMENTS AND COMPLETE CALCULATIONS & DRAFTING ACCORDING TO THE REVISIONS SPECIFIED BY GREEN ACRES DIVISION OF NJDEP ASSOCIATED WITH THE PURCHASE OF THE APPLE ACRES PROPERTY IN AN AMOUNT NOT TO EXCEED \$8,000.00

WHEREAS, with the creation of a dedicated source of tax revenue (“Open Space Trust Fund”) for the acquisition of open space, the Township has worked hard in attempting to obtain various parcels of land throughout the Township for open space purposes; and

WHEREAS, as a result, the Township authorized the purchase of certain parcel of land for open space, designated as Block 9901, Lots 10, 11 & 12 (Apple Acres property); and

WHEREAS, with this potential acquisition, there is a need for the setting of concrete monuments and complete calculations and drafting according to the revisions specified by the Green Acres Division of the N.J. D.E.P.; and

WHEREAS, the Township wishes to retain Stewart Surveying & Engineering, LLC for the purpose of performing the work stated in paragraph 3 of this resolution; and

WHEREAS, the total amount of the contract shall not exceed \$8,000.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds said funds to be encumbered from account number T-14-56-850-000; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
Date of Meeting: October 3, 2012
Time of Meeting: 6:30 P.M.
Minute Page No: Page 9 of 19

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 Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Stewart Surveying & Engineering, LLC with offices located at 148 East Main Street, Suite 1, Rockaway, New Jersey, 07866, for the performance of the setting of concrete monuments and complete calculations and drafting according to the revisions specified by the Green Acres Division of the N.J. D.E.P., in an amount not to exceed \$8,000.00, and in accordance with its revised proposal dated September 19, 2012.
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 \$8,000.00 without the prior written approval of the Township Council.
4. Notice of this action shall be published once in the Township’s official newspaper as required by law.

Adopted: October 3, 2012

Agenda No. XI 7

~ Resolution No. 2012- 336 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF ICE CONTROL AGGREGATES TO EASTERN CONCRETE PRODUCTS

WHEREAS, the Township of West Milford solicited bids on August 17, 2012 for Ice Control Aggregates; and

WHEREAS, in response to the “Notice to Bidders” advertised and sent to nine prospective bidders and bid service companies, the Township received four (4) bids; and

WHEREAS, said bids have been duly reviewed and analyzed by the Director of Public Works; and

WHEREAS, the Director of Public Works has submitted a written recommendation for the award of this contract to Eastern Concrete Materials, Inc., 475 Market Street, Elmwood Park, New Jersey 07407; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and encumbrances for this purchase shall come from account number 01-26-294-348; and

WHEREAS, after careful consideration the Governing Body has found it to be in the best interest of the Township to award a contract to Eastern Concrete Materials, Inc.;

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 Township Council hereby awards a contract Eastern Concrete Materials, Inc. for Ice Control Aggregates in an amount not to exceed \$123,165.00.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Eastern Concrete Materials, Inc. in accordance with its bid for Ice Control Aggregates.
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 Municipal Clerk.

Adopted: October 3, 2012

Agenda No. XI 8

~ Resolution No. 2012- 337 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC,

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
 Date of Meeting: October 3, 2012
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 10 of 19

STATE OF NEW JERSEY AWARDING CONTRACTS FOR SNOW PLOWING SERVICES

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on August 17, 2012 for Snow Plowing Services; and

WHEREAS, said bids have been duly reviewed and analyzed by the Director of Public Works and the Township Attorney; and

WHEREAS, the Director of Public Works has submitted a written recommendation for the award of contracts to vendors whose bids have 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, noting Special Rates for trucks and equipment to be used if an when needed per rates bid; and

WHEREAS, the Township Attorney has rendered an opinion

WHEREAS, the Chief Financial Officer has certified as to the availability of funds, said funds to be encumbered from account numbers 2-01-26-294-364.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey, that the Mayor and Township Clerk be and are hereby authorized to execute contracts for snow plowing services pursuant to the Engineer's recommendation and in accordance with the following outline:

	CONTRACTOR	# TRKS	\$ Per Hr Class 1	\$ Per Hr Class 2		CONTRACTOR	# TRKS	\$ Per Hr Class 1	\$ Per Hr Class 2
1.	John Monteleone Enterprises	1	\$98.00	\$100.00	11.	Tom Buske & Son Construction, Inc.	11	\$103.00	\$105.00
2.	Joseph A. Padham, Jr.	1	\$100.00	\$100.00	12.	Lee Excavating Co.	4	\$100.00	\$100.00
3.	GRW Enterprises LLC	1	\$100.00	\$105.00	13.	Lanzo Trucking Co. LLC	4	\$103.00	\$103.00
4.	Mountain Top Auto	1	\$103.00	\$108.00	14.	Albert Christman, Inc.	5	\$105.00	\$105.00
5.	Decker & Decker Const. Co.	6	\$104.50	\$104.50	15.	DRM Landscaping	3	\$99.00	\$102.00
6.	Longstaff Paving LLC	8	\$103.00	\$103.00	16.	Bruce Corbett Excavating, Inc.	3	\$103.52	\$109.83
7.	J.D. Ragonese, Jr. Excavating	2	\$101.00	\$103.00	17.	W & W Contracting LLC	3	\$105.00	\$105.00
8.	Kershaw Construction LLC	4	\$101.00	\$103.00	18.	MS Equipment	2	\$105.00	\$110.00
9.	P&W Excavating	6	\$105.00	\$110.00	19.	Perrone Landscaping	1	\$101.75	\$101.75
10	Utter Excavating	3	\$100.00	\$105.00					
						TOTAL TRUCKS	69		

BE IT FURTHER RESOLVED that this resolution and these contracts shall be available for public inspection in the office of the Municipal Clerk.

Adopted: October 3, 2012

Agenda No. XI 9

~ Resolution No. 2012- 338 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-007-003 BEARFORT PLAZA INC. FOR THE 2012 - 2013 LICENSE YEAR

WHEREAS, the application for renewal of Plenary Retail Consumption License No. 1615-33-007-003 BEARFORT PLAZA INC. for the 2012 - 2013 License year has been received and reviewed; and

WHEREAS, the Mayor and Township Council has conducted a public review of the application 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 application is 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.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
 Date of Meeting: October 3, 2012
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 11 of 19

- 3. The applicants have disclosed to the issuing authority the source of all additional financing obtained in the previous license year (July 1, 2011 - June 30, 2012).
- 4. Recommendations have been received in the Office of the Township Clerk from all applicable departments.

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

LICENSE/LICENSEE/T/A	CONDITIONS
BEARFORT PLAZA INC. t/a Valley View Pub 1612 Union Valley Road West Milford, NJ 07480 1615-33-007-003	1. The room in the basement to be used for storage only. 2. No alcoholic beverages shall be located behind the dry bar in the basement room. 3. Tables and chairs shall not be set up in the basement room. 4. No open alcohol containers permitted in downstairs hall. 5. Occupant loads must be adhered to.

Adopted: October 3, 2012

Agenda No. XI 10

~ Resolution No. 2012- 339~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY FOR SUBMITTAL TO THE NEW JERSEY LEAGUE OF MUNICIPALITIES (NJLM)

A RESOLUTION BY THE NEW JERSEY LEAGUE OF MUNICIPALITIES URGING OFFICIALS ELECTED TO STATE GOVERNMENT TO CEASE ADOPTING LAWS, RULES & REGULATIONS THAT IMPOSE FINANCIAL OBLIGATIONS ON LOCAL GOVERNMENT WITHOUT PROVIDING THE FUNDING FOR SAME

WHEREAS, local government entities continue to struggle with fiscal restraints and escalating property taxes; and

WHEREAS, municipalities throughout the State have streamlined fiscal policies and made significant budget cuts in an effort to provide much-needed services with minimal impact to local property taxes; and

WHEREAS, at the November 1995 general election, the people of this State approved an amendment to the New Jersey Constitution providing that new statutes and new administrative rules & regulations promulgated by State agencies shall not impose unfunded mandates on municipalities; and

WHEREAS, we respectfully request that the State Senate and Assembly cease the practice of enacting State laws that equate to State mandates if such legislation does not contain the funding required to effectuate same in accordance with the results of the 1995 general election; and

WHEREAS, we implore our representatives in the Senate and Assembly to abide by the precept and concept of State mandate, State pay; and

WHEREAS, we request that the Governor of the State of New Jersey review and repeal all the administrative rules & regulations promulgated by State agencies since the November 1995 general election that imposed financial obligations on municipalities and prevent future occurrences; and

NOW, THEREFORE, BE IT RESOLVED on behalf of the 566 municipal entities in New Jersey we do hereby implore those elected to State offices in the New Jersey Senate and the New Jersey Assembly to devise a process whereby local officials are afforded an opportunity to voice opinions & concerns about any proposed legislation prior to its adoption if that legislation will result in mandates that affect the local governmental entity; and

BE IT FURTHER RESOLVED that all officials elected to State Office be and are hereby being asked to establish a panel to review & repeal all laws, rules & regulations enacted since the November 1995 general election that impose financial obligations on municipal government and cease the practice of promulgating such acts in the future.

Adopted: October 3, 2012

Agenda No. XI 11

~ Resolution No. 2012- 340 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY FOR SUBMITTAL TO THE NEW JERSEY LEAGUE OF MUNICIPALITIES (NJLM)

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
Date of Meeting: October 3, 2012
Time of Meeting: 6:30 P.M.
Minute Page No: Page 12 of 19

A RESOLUTION BY THE NEW JERSEY LEAGUE OF MUNICIPALITIES URGING MEMBERS OF THE STATE SENATE AND ASSEMBLY TO HOLD THEIR BODIES ACCOUNTABLE TO THE SAME RULES, REGULATIONS & STANDARDS THEY LEGISLATE FOR OTHER GOVERNMENT ENTITIES

WHEREAS, voters throughout the United States of America and specifically in the State of New Jersey continue to express concern & skepticism about elected officials; and

WHEREAS, those elected to municipal office in the State of New Jersey adhere to strict standards & rules governing transparency in government and laws that protect both the elected officials and the public from the appearance of improprieties; and

WHEREAS, in 2012 it was disheartening for local officials to learn that State bureaucrats were considering legislation for transparency in government specifically with regard to public records & the conduct of public meetings which laws would exempt the members of the State Senate & State Assembly from adhering to the same standards being legislated for public officials throughout the State of New Jersey.

NOW, THEREFORE, BE IT RESOLVED on behalf of all public bodies in the State of New Jersey we do hereby request that the members of the State Senate and the State Assembly hold themselves accountable to the same standards of transparency and conduct as they have legislated for all other elected & appointed officials public servants in the State of New Jersey; and

BE IT FURTHER RESOLVED that all officials elected to State Office be and are hereby being asked to establish a panel to review all laws, rules & regulations that specifically exempt their members from compliance and subsequently adopt amendments thereto to hold themselves accountable

Adopted: October 3, 2012

Agenda No. XI 12

~ Resolution No. 2012- 341 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY FOR SUBMITTAL TO THE NEW JERSEY LEAGUE OF MUNICIPALITIES (NJLM)

A RESOLUTION BY THE NEW JERSEY LEAGUE OF MUNICIPALITIES SEEKING AN AMENDMENT TO TITLE 54 OF THE NEW JERSEY STATE STATUTES TO CHANGE THE DEADLINE DATE FOR FILING TAX APPEALS AFTER A REVALUATION FROM MAY 1ST TO SEPTEMBER 1ST

WHEREAS, Title 54 of New Jersey State Statutes governs all matters relating to taxation; and

WHEREAS, as such, the process by which a municipality conducts a revaluation is legislated in N.J.S.A. 54:1 et seq. including the requirement that any property owner wishing to file an appeal of an assessment struck as a result of a revaluation shall file such appeal no later than May 1st of the calendar year in which the assessed valuation shall become effective; and

WHEREAS, many residents believe that this filing deadline does not afford them ample opportunity to educate themselves about the process nor does it allow for them to understand the real impact of the assessment on their property tax bill.

NOW, THEREFORE, BE IT RESOLVED that the New Jersey State Legislature be and is hereby being asked to review & evaluate the property revaluation process as dictated by N.J.S.A. 54 et seq. to determine the feasibility of extending the May 1st appeal deadline date to September 1st.

Adopted: October 3, 2012

Agenda No. XI 13

~ Resolution No. 2012- 342 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY FOR SUBMITTAL TO THE NEW JERSEY LEAGUE OF MUNICIPALITIES (NJLM)

A RESOLUTION BY THE NEW JERSEY LEAGUE OF MUNICIPALITIES URGING MEMBERS OF THE STATE SENATE AND ASSEMBLY TO ADOPT A WATER SURCHARGE IN ORDER TO COMPENSATE THOSE MUNICIPALITIES WHO UNDERTAKE THE RESPONSIBILITY FOR PROTECTING THE WATER SUPPLY FOR MILLIONS OF USERS

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
Date of Meeting: October 3, 2012
Time of Meeting: 6:30 P.M.
Minute Page No: Page 13 of 19

WHEREAS, residents throughout the State of New Jersey, without second thought, enjoy the benefits of immediately available clean, healthy, safe water for drinking, bathing, cleaning, and recreational use; and

WHEREAS, the water that flows freely in faucets, tubs, hoses and lavatories originates in a limited number of municipalities in the State; and

WHEREAS, these municipalities are subject to various environmental & development restrictions in order to protect the water supply to millions of residents throughout the State; and

WHEREAS, the water bodies that provide this water are generally classified as Category I Waters which calls for the highest level of protection of waters in the State of New Jersey; and

WHEREAS, the host communities act as the steward for these waters in order to serve millions of New Jersey water consumers throughout the State; and

WHEREAS, in order to maintain such a unique and critical responsibility to the residents of the State of New Jersey, the host communities forego any further significant development of its lands in protecting these natural resources; and

WHEREAS, while host municipalities are most ambitious in efforts to adhere to planning responsibilities, these communities cannot continue to financially support other communities that reap the benefits and value of public drinking water without paying appropriate consideration for such benefit; and

WHEREAS, host municipalities subject to the Highlands Act, foresee a financial crisis wherein planning policies of the State of New Jersey will not be accomplished without the appropriate fiscal allocation of funds to support the enormous responsibility placed on these municipalities; and

WHEREAS, in order to meet the needs of residents at a time of escalating costs while keeping their own communities affordable, host communities realize that supplemental revenue is needed to make up for lost ratable growth; and

WHEREAS, in West Milford Township, as an example, nearly 70% of the land is owned by tax-exempt agencies, including the State of NJ, the City of Newark, and the County of Passaic, further diminishing the revenue generated from these lands in order to protect the water supply for over ½ of New Jersey's population, over 5.4 million New Jersey residents, amounting to over 379 million gallons of water per day; and

WHEREAS, the most reasonable mechanism to allocate the costs of preserving our public drinking water is to place a surcharge on consumers of such benefit and the surcharge would be utilized solely to compensate the municipalities who serve as the guardian of this natural resource; and

WHEREAS, as an example, at 1 cent per 100 gallons, a surcharge would provide annual funding to the Highlands Preservation areas in the amount of approximately \$14 million dollars while costing each user household only about \$13 per year; and

WHEREAS, this nominal surcharge would certainly not place a burden on the users and indeed would be a small price to pay for such a valuable commodity – the equivalent to the cost of only a few bottles of bottled water – while providing substantial tax relief to the municipalities mandated by the State to protect this life-sustaining commodity and incur the related infrastructure costs and costs of related municipal services without proper compensation.

NOW, THEREFORE, BE IT RESOLVED that we hereby urge the State government to take appropriate action to implement a water surcharge whereby such funds would be placed in trust for the sole purpose of protecting the State's public drinking water by compensating those communities who undertake such responsibility.

BE IT FURTHER RESOLVED it is requested that the State recognize the need for not only the surcharge, but that the surcharge would not be diverted for other government programs unrelated to the protection of the State's water resources.

Adopted: October 3, 2012

Consent Agenda

Agenda No. XI 14

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
 Date of Meeting: October 3, 2012
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 14 of 19

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

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

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

Resolutions:

- a. **2012-344** – Refund Performance Guarantee
- b. **2012-345** – Various Licenses

Applications:

- 1. Application for Tricky Tray Raffle License No. 2012-38 by Bloomingdale Animal Shelter Society for October 23, 2012.
- 2. Application for Casino Night Raffle License No. 2012-39 by K of C #6139 Our Lady Queen of Peace for November 17, 2012.
- 3. Application for On Premise 50/50 Raffle License No. 2012-40 by K of C #6139 Our Lady Queen of Peace for November 17, 2012.
- 4. Application for Extension of Premises by Valley View Pub for October 13, 2012 (rain date October 14).

Adopted: October 3, 2012

Agenda No. XI 14 a

~ Resolution No. 2012- 344 ~

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

BE IT RESOLVED, by the Township Council of the Township of West Milford that, upon the report and request of the Township's Engineering Department, the following Performance Guarantees be refunded:

Name & Address	Block & Lot	Amount Refunded	Page No.
Louis Gagliardi 6 Vanessa Court West Milford, NJ 07480	6002/2.02	\$2,550.00	81

Adopted: October 3, 2012

Agenda No. XI 14 b

~ Resolution No. 2012- 345 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2012

WHEREAS, applications have been made for the renewal of various Licenses 2012; 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 2012 Licenses as listed below:

2012 CLOTHING BIN LICENSE	
License No.	Applicant Name
2012 – 13	Millennium International Textile Inc. 35 Ironia Road, Flanders, NJ 07836 One (1) bin at: Apschawa Fire Dept.

Adopted: October 3, 2012

Agenda No. XI 15

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
Date of Meeting: October 3, 2012
Time of Meeting: 6:30 P.M.
Minute Page No: Page 15 of 19

~ Resolution No. 2012- 348 ~

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 PRINCETON PUBLIC AFFAIRS GROUP, INC. IN AN AMOUNT NOT TO EXCEED \$12,000.00

WHEREAS, the Township Council of the Township of West Milford has devoted significant attention to matters pertaining to the Newark Watershed; and

WHEREAS, after repeated & exhaustive efforts to attain a fair & equitable solution to those issues, the Township Council has obtained a proposal from Princeton Public Affairs Group, Inc. to advocate and guide the Township Council in these matters; and

WHEREAS, as advocates for the Township, Princeton Public Affairs Group, Inc. will, at a minimum, devise & implement strategies to facilitate a solution to the valuation of the Newark Watershed property through either direct negotiations with the City of Newark or through the development of a legislative solution that secures West Milford's fair share as well as monitor & recommend other potential solutions and state funding opportunities available through key departments and agencies; and

WHEREAS, the total amount of the contract shall not exceed \$12,000.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds said funds to be encumbered from account number 2-01-20-161-450; 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 Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Princeton Public Affairs Group, Inc. with offices located at The Princeton House, 160 West State Street, Trenton, New Jersey, 08608 to advocate and guide the Township Council in matters pertaining to the Newark Watershed in an amount not to exceed \$12,000.00, and in accordance with the proposal dated August 10, 2012.
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 \$12,000.00 without the prior written approval of the Township Council.
5. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: October 3, 2012

Agenda No. XI 16

~ Resolution No. 2012- 349 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A PERSON TO PERSON AND PLACE TO PLACE TRANSFER OF THE POCKET PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-022-002 FROM BROOKSIDE GOURMET CORPORATION TO SPIRITS OF VREELAND LLC FOR PREMISES AT 1383 MACOPIN ROAD, WEST MILFORD, NEW JERSEY 07480

WHEREAS, an application has been received for a Person to Person and Place to Place transfer of 2012 - 2013 Plenary Retail Consumption License No. 1615-33-022-002 presently held by Brookside Gourmet Corporation to Spirits of Vreeland LLC for premises at 1383 Macopin Road, West Milford, New Jersey 07480; and

WHEREAS, the Township Council has conducted a public investigation of the applicant 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 investigation the Township Council has determined the following:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
 Date of Meeting: October 3, 2012
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 16 of 19

3. The applicant has disclosed to the issuing authority the source of all financing obtained in the previous license year (July 1, 2011 - June 30, 2012).

WHEREAS, as a further result of the public investigation and upon the recommendation of the Police Department the Township Council authorizes the pocket license be transferred with conditions as follows:

Prior to activating the license inspections of premises must be made and satisfactory recommendations must be received at the Township Clerk's office from the following departments: Health Department, Fire Prevention Department and Police Department.

The following conditions apply to this license:

1. The front porch area is not licensed.
2. A Retail Food Establishment license must be acquired prior to opening.
3. To activate the license the licensee must submit pages 1, 2 and 11 of the 12-page Application to the Township Clerk's office within ten days of opening premises.

NOW, THEREFORE, BE IT RESOLVED that the application is hereby approved and the Township Clerk is authorized to hold the inactive license certificate prior to activation.

Adopted: October 3, 2012

Agenda No. XI 17

~ Resolution No. 2012- 321 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PERSON TO PERSON AND PLACE TO PLACE TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-016-005 FROM MILFORD STEAKHOUSE, INC TO TUSCANY BREWHOUSE LLC FOR PREMISES AT THE SAME LOCATION

WHEREAS, an application for the person to person and place to place (expansion) transfer of Plenary Retail Consumption License 1615-33-016-005 – Milford Steakhouse, Inc. to Tuscany Brewhouse LLC for premises at the same location has been received and reviewed; and

WHEREAS, the Mayor and Township Council has conducted a public review of the application 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 Mayor and Township Council have determined as follows:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.
3. The applicant has disclosed to the issuing authority the source of all additional financing obtained in the previous license year (July 1, 2011 - June 30, 2012).

WHEREAS, Township Departments have recommended that the license be transferred with conditions;

NOW, THEREFORE, BE IT RESOLVED that the transfer application is hereby approved and the Township Clerk is authorized to endorse the transfer and deliver the license certificate for the Mayor and Township Council of the Township of West Milford.

LICENSE	Conditions
TUSCANY BREWHOUSE LLC 1615-33-016-006 3055 Route 23 N/S Oak Ridge, NJ 07438	(1) Second floor occupancy load must be strictly adhered to.

Adopted: October 3, 2012

Approval of Expenditures

Agenda No. XII

~ Resolution No. 2012- 346 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
 Date of Meeting: October 3, 2012
 Time of Meeting: 6:30 P.M.
 Minute Page No: Page 17 of 19

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	\$420,711.52
2	Reserve Account	4,322.24
3	Animal Control Trust	2,336.24
6	Capital	14,711.09
7	Grants	32.81
8	Refuse	96,745.10
9	Refunds.	0.00
12	General Ledger	0.00
16	Heritage Trust	0.00
14	Open Space Trust	0.00
17	Trust	7,750.36
18	Development Escrow	949.50
19	COAH	0.00
20	Special Reserve	0.00
11	Assessment Trust	17,212.43
Total		\$564,771.29
	Less Refund Resolution	0.00
	Actual Bill List	\$564,771.29
	Other Payments	
	Total Expenditures	\$564,771.29

Adopted: October 3, 2012

Moved: Horton Secoded: Signorino
 Voted Aye: Erik, Smolinski, Signorino, Horton.
 Voted Nay: None.
 Motion carried.

Agenda No. XIII

Reports of Mayor, Administrator, Council Members, Attorney and Clerk

Councilwoman Erik advised that she went to Trenton and was on the Senate floor this week about a bill that would affect EMS. One of the components would just about do away with volunteer EMS and the legislation is highly supported by municipalities in the southern part of the State. The legislation would require paid EMS and there is no funding contained in the bill. The NJLM opposes this act yet the bill passed 8/7. It is now up to the Governor to sign or veto and she urged people to call Governor's office to express disfavor for this bill.

Council President Signorino reminded everyone that the 2012 Passaic County history fair is this weekend. The museum will be open on Saturday & Sunday as will other locations throughout County.

Councilwoman Horton thanked the police department for launching a facebook page. It is a big help to the community as well as a good public relations endeavor. There are a lot of good things going on around the community and she listed some. She said she met with the Senior Advisory committee and will send the Administrator their concerns.

Mayor Bieri noted that there was a request from the board of health for a council liaison and she asked the Township Attorney what the standard is. Mr. Semrau said Council can appoint a liaison without amending the code. Mayor Bieri advised that they meet on Tuesdays at 2 pm and she noted that Councilwoman Erik has been attending their meetings. Councilwoman Horton nominated Councilwoman Erik, seconded by Council President Signorino and appointed by unanimous voice vote.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
Date of Meeting: October 3, 2012
Time of Meeting: 6:30 P.M.
Minute Page No: Page 18 of 19

Mayor reported since the last meeting she has attended a second Passaic County Mayor's meeting and she reviewed the items they discussed. About 12 mayors showed up as well as Freeholder Pat Lapore & Passaic County Administrator Tony DeNoval. The meetings have been fruitful and they have scheduled another meeting for next month to which they will invite the Passaic County Sheriff. She is focusing on shared services and she thanked the Pompton Lakes Mayor for setting this up.

Administrator Gage said that the police department facebook page will also address road closures including Skyline Drive. A few weeks ago we discussed naming of public facilities and Council was to provide suggestions. At the next meeting she is asking Paul Ferriero, the Township Engineer, to provide an update of the Streetscape project. The Council gave consensus to schedule the meeting for 6:30 with the presentation at 7:30. Ms. Gage noted that in the Council packet there was a memo about the fuel security system and she acknowledged that everyone is eager to move forward with this. Councilman Smolinski said the system is only as good as those operating it and he said he wants an operating in place. Mayor Bieri said the installation and the policy should be enacted simultaneously. Ms. Gage said that the information will be keyed in and overseen by the contractor. She recommends proceeding and then establishing a policy. Ms. Gage said there was a memo from the environmental commission regarding an anti idling resolution and she asked if it should be scheduled for workshop. Council President Signorino said he has no interest and Mayor Bieri said there is no enforcement provision in the resolution as requested by Council. Ms. Gage said that this is required to proceed with sustainable status. The Council gave consensus for workshop discussion of this proposed resolution. Ms. Gage advised that the Township's contract with Lakeland Bank expired this year. The rates are not good and there will be a negative effect on the 2013 budget. They did seek other proposals but the restrictions are so onerous that banks do not want to deal with public entities. She checked with other towns and they are all comparable. She said that the setup in the meeting room has been changed in part to provide speakers the sense that they are addressing entire Council and to accommodate the projection system that will soon be installed.

Attorney Semrau said that he spoke to Messrs. Pascrell & Ramaglia today regarding proceeding with lobbyist efforts. The first strategy will be to reach out to Ringwood, Jefferson, Hardyston & Kinnelon. Mr. Pascrell had ideas and will provide correspondence and a game plan.

Agenda No. XIV

Appointments and Resignations

~ Resolution No. 2012- 347 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ACCEPTING RESIGNATIONS TENDERED

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby accept the following resignations tendered to the Township:

Table with 3 columns: Name, Position, Date Tendered. Rows include William Remia (Parks & Recreation Committee) and Robert Nolan (Beautification/Recycling Task Force).

Adopted: October 3, 2012

Moved: Smolinski Seconded: Signorino
Voted Aye: Erik, Smolinski, Signorino, Horton.
Voted Nay: None.
Motion carried.

Councilman Smolinski nominated John L. Waldo III to the American with Disabilities Act Compliance Committee as Citizen Member with a term expiring 12/31/14 seconded by Council President Signorino.

Council President Signorino nominated Stephen R. Oatley to the Insurance Committee as Citizen Member with a term expiring 12/31/12 seconded by Councilwoman Horton.

Councilman Smolinski nominated Paul F. Heisler to the Parks & Recreation Committee as Citizen Member with a term expiring 12/31/12 seconded by Council President Signorino.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Workshop Meeting
Date of Meeting: October 3, 2012
Time of Meeting: 6:30 P.M.
Minute Page No: Page 19 of 19

Councilman Smolinski nominated Stephen R. Oatley and Charles Wayne Carroll to the Transportation Advisory Committee as Citizen Members with a term expiring 12/31/12 seconded by Councilwoman Erik.

Motion to close & confirm.

Moved: Signorino Seconded: Horton
Voted Aye: Erik, Smolinski, Signorino, Horton.
Voted Nay: None.
Motion carried.

Agenda No. XV

Executive Session

None.

Agenda No. XVI

Adjournment

There being no further business to come before the Council, the Township Council adjourned the meeting at 9:10:38 p.m.

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

Approved: December 19, 2012

MAYOR BETTINA BIERI
PRESIDING OFFICER

ANTOINETTE BATTAGLIA
TOWNSHIP CLERK