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

Minutes of: Governing Body Workshop and Regular Meeting  
Date of Meeting: November 7, 2018  
Time of Meeting: 6:30 pm  
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Agenda No. VII

**Executive Session**

~ Resolution 2018 – 296 ~

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 7<sup>th</sup> day of November, 2018 that:

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

Adopted: November 7, 2018

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

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The Governing Body went into executive session at 6:40 p.m.  
The Governing Body returned to the public meeting at 8:30 p.m. with all present as before.

Agenda No. VIII

**Discussion Items**

1.	Discussion: Hanover/Princeton/Lyons Road Assessment: Administrator Battaglia said they received a petition in August 2017 from the residents asking for a road assessment. She said they followed through with the protocol that the Governing Body has outlined for them and this has come before the Governing Body a number of times during the process. She noted that there are a number of residents in the area that are interested and voted yes to proceed with the road assessment program. This would warrant a discussion for appropriations in the 2019 budget. The project is anticipated to be \$650,000; there would be a request for the Governing Body for budget consideration for pre-work (engineering and design) in 2019, and then a capital appropriation in 2020 if the Governing Body would like to proceed. Councilman Hensley expressed that they put this policy in place years ago for the purpose of having the residents who invested in their homes and communities to have their roads paved if they wish. They have allocated funds for years; there is a special line item in the budget for this. He does not understand the hesitation when the majority has spoken, and he is in favor of supporting this.
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He asked Administrator Battaglia how many miles of paved road would be completed for this project, and how much money is in the line item for this job. Administrator Battaglia said that the line item was depleted because it was not funded in 2017. It was spent on projects of this nature, and it was not funded this past budget cycle. Councilman Signorino said that they have done projects like this in the past but with a higher majority voting yes. He feels that he does not have enough information to make a decision. He would like to know how many miles of paved roads and the condition of the roads. Councilman McGuinness asked how much the homeowners are responsible for. Administrator Battaglia said the homeowners will be responsible for a majority of the cost. Mr. Semrau said if there is an assessment that provides a valued benefit to the homeowners, that cost is not on the rest of the taxpayers; it is on those who benefit from it. He said often the benefit does equate to the assessment and therefore, that is a cost that is borne by the residents and a benefit to those residents as opposed to the taxpayers and the rest of the Township. Administrator Battaglia said the Senior Engineering Aid, Tax Assessor, and she had a meeting with the residents. The residents asked questions and they estimated what their assessment may be. She said they are asking the Governing Body if they want to proceed to create estimates for the initial work of design and engineering to refer back to the Governing Body with a budget request for the funding. Councilwoman Gerst asked if the residents that did not vote yes for the project would be forced to pay, and Administrator Battaglia said yes. The Governing Body gave consensus to proceed with the estimates.

The Governing Body opened the meeting to the public to speak to the road assessment only.

James Kuhta, 48 Alpine Court – Said he is a licensed land surveyor in New Jersey and he has lived on Alpine Court for 23 years. He noted that he lives all the way at the end of Alpine Court and he drives down the dirt road every day for the last 23 years. He is a small business owner in the Township for six years. He asked if anyone on the Board saw the letters that were passed out to the residents. The Governing Body said that they would like to see them, so Mr. Kuhta provided the letter to the Governing Body. He expressed that the letter that was sent to the residents did not have the survey, and it did not state that the residents will be responsible to pay the Township \$10,000 plus interest. He said he thinks it is sad because residents might not have the money to pay the \$10,000, and eventually the Township will foreclose on the property. He said the roadways in Upper Greenwood Lake were never accepted by the Township. If the Township does not accept the roads then the Township can't pave them. He noted that the residents do not have a mental vision of what is going to happen to the road. The residents were not provided all the important details like construction equipment being placed on their front lawn and the removal of utility poles. He believes that the residents that did not vote think that it is considered as a no-vote. He said this will cost between \$600,000 to \$1 million dollars for 1.5 miles of asphalt; that's what it comes down to. He noted that the letter did not explain the surveying and the loss of property. He said the other residents will not be happy when they find out that the Township spent \$600,000 to pave 1.5 miles of roadway. He expressed that there is a lot of other good things to spend the money on, and paving the road is not the solution.

Robert Bartilucci, 14 Lyons Road – Mentioned that he has been a resident of Lyons Road for over 41 years. He participated in this process from the beginning to the end. He said the person who spearheaded the road assessment did a fantastic job. He attended the meeting that was held at Town Hall with the Tax Assessor and Engineer. There are 32 families that live on the road, and the remaining people that did not respond are not residents. He expressed that there is a lot of land and woods on that road. He has been the President of the Upper Greenwood Lake Fire Company for the past ten years and they hold elections and voting up there. He said that when someone does not cast a vote it is not considered as a no-vote. He said just because 58% of the residents did not vote does not mean they didn't elect a new mayor. The results are based on the ballots returned, and if people chose not to vote that is their choice but it does not result in a no-vote. He said the engineer clearly explained the part about losing property. He noted that a lot of houses are adjacent to vacant land. He said at the meeting it was explained to the residents very clearly and all the residents understood. There was no doubt in his mind that residents did not know what they were voting for. He hopes that the Governing Body moves forward with this because after 41 years he is tired of filling in potholes. He is asking for help to get a decent road.

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	<p>He said there have been times when the Upper Greenwood Lake Fire Chief had to call Town Hall and ask to have the potholes fixed. He knew that he could not get a firetruck down that road because of its condition.</p> <p><u>Louis Mea, 47 Alpine Court</u> – Said his neighbor was the person who spearheaded this idea of getting the roads paved. He was not able to attend. Mr. Mea summarized a letter from his neighbor. He provided a copy of the letter to the Governing Body. He expressed that 75% of the residents are in favor of getting the roads paved. He said that most of the costs will be taken care of by the residents.</p> <p><u>Mark Leonard, 10 Alpine Court</u> – Noted that he has been living there for 22 years, and he has seen the roads go through various stages. Some stages were semi-decent, and some stages were so bad that the postal service stop delivering the mail. There are certain people in the community that contribute and there are certain people that don't. He said that he clears downed trees, fills holes and picks up litter. He said paving the roads is a win-win situation for the local community and the Township. He said there are shady areas in Upper Greenwood Lake. He expressed that most times he does not want guests coming to his house because of the conditions of the roads and some of the properties. He said the meeting was well run and explained thoroughly.</p> <p><u>Dennis Cassidy, 46 Alpine Court</u> - Expressed that they are not just getting paved roads they are also getting drainage. The roads in the winter time become a sheet of ice. He worries about firetrucks being able to make it through the roads because the pot holes are so deep. He said it is not a convenience; it is something the residents should have. The pay a lot of taxes and he loves the area. He feels that Upper Greenwood Lake does not receive some of the same benefits as the lower part of town.</p> <p><u>Glen Morris, 56 Princeton Road</u> – Mentioned that he attended the resident meeting and the engineer was very clear. He explained the whole process to the residents. He said he lived in Upper Greenwood Lake since 1977, and at first, the dirt road was cute but after all the years of filling in potholes; it gets old. Some people do all the work and some people don't. It is time that they bring their area up to standard.</p> <p>There being no one else wishing to be heard, Councilman Hensley made a motion, seconded by Councilman Signorino and carried by unanimous voice vote to close the public comment period.</p> <p>Councilman McGuinness asked who owns the vacant land. Administrator Battaglia said that there are properties that are owned by the Township and those properties would not get assessed. The other properties would get assessed, and the assessment would be based on the derived benefit. Councilman Hensley said maybe in the future there could be a rough schematic of what the new road would potentially look like, and let the residents know the dollars going into the road assessment. He said they should work to fine tune the entire process. The Governing Body agreed that the letter that gets sent to the residents needs to be more informative, and the estimates are very important in the decision process. Mr. Semrau said the law requires the Township to only accept roads that are up to Township's standards. He mentioned that if they proceed with the assessment, the Township will accept the dedication of the roadways and maintain the roadways. That will be a benefit to the residents and the Township. He noted that when you sell a property and the road is up to standards people will get their money back. Mr. Semrau expressed getting this type of feedback and an estimate is the best thing to do at this point and it is an orderly way to proceed. The Governing Body gave consensus to proceed with getting the estimates.</p>
2.	<p>Discussion: Potential Meeting with Highlands Council: Administrator Battaglia said she is seeking direction from the Governing Body on how they would like to proceed with the meeting. She noted that there is not an existing subcommittee for this existing purpose. Councilman Hensley said he is not interested in a subcommittee, he and Acting Mayor Wagner spearheaded this, and he believes the entire Governing Body should be at the meeting. He feels that it should be a public meeting and anyone on the dais should be able to ask any questions that they want. Mr. Semrau said the new director of the Highlands Council is anxious to meet the members of the Highlands and the Governing Body should consider a small group and discussion to get her acclimated. He believes that will be a good first step. The Governing Body should hear her thoughts first. Mr. Semrau said they should invite the new director to West Milford. Councilman Hensley said he would be happy to join Acting Mayor Wagner on the subcommittee.</p>

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Councilman Signorino said he would like to be on the subcommittee. Administrator Battaglia expressed that they have to be cautious with the subcommittee. Mr. Semrau said there could be an alternate in case there is a conflict with the meeting dates. The Governing Body gave consensus for the Mayor, Councilman Hensley, and Councilman Signorino to be on the subcommittee.
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Agenda No. IX

**Unfinished Business, Final Passage Of Ordinances**

~ Ordinance 2018 – 009 ~

**ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER X, TRAFFIC, SCHEDULE XVI MID-BLOCK CROSSWALKS FOR #165 LAKESIDE ROAD**

**WHEREAS**, the Zoning Board of Adjustment has approved an application at 165 Lakeside Road for nine residential townhouse units; and

**WHEREAS**, Lakeside Road is a Passaic County road and Passaic County has determined that a mid-block crosswalk is necessary; and

**WHEREAS**, the Passaic County approval of the application is subject to a local ordinance to enact the mid-block crosswalk.

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

1. Chapter X, Traffic, Schedule XVI Mid-Block Crosswalks is amended to include 165 Lakeside Road, 1,350 feet north of Reidy Place.
2. Construction of the mid-block crosswalk in conformance with Passaic County, the New Jersey Department of Transportation and the Manual on Uniform Traffic Control Devices to be performed by the owner/developer of Block 3401, Lot 21 and Block 3406, Lot 23.
3. Maintenance of the mid-block crosswalk lighting, signage and striping to be the responsibility of the homeowners association.
4. If any section, subsection, clause or phrase in this Ordinance is for any reason held to be unconstitutional or invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.
5. All ordinances of the Township of West Milford which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of inconsistency.
6. This Ordinance shall take effect immediately upon final passage, approval and publication as provided by law and upon approval by the New Jersey Commissioner of Transportation, if required.

Introduced: October 17, 2018  
Adopted: November 7, 2018  
Effective Date: November 27, 2018

This Ordinance was introduced October 17, 2018 and the Notice of Public Hearing was published in the Herald News on October 21, 2018. The Governing Body will open the meeting to the public to speak to this ordinance only.

There being no one wishing to be heard, Councilman McGuinness made a motion, seconded by Councilwoman Gerst and carried by unanimous voice vote to close the public comment period.

Motion to adopt Ordinance 2018-009.

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Moved: McGuinness                      Seconded: Gerst  
Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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Agenda No. X

**Public Comments**

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

Bob Nicholson, 20 Hyde Road, Stockholm – Congratulated the newly elected officials and wished them the best of the luck in the future. He asked if the residents are aware that there will be an increase in their assessment if the road assessment takes place because the roads will become public and no longer private. He said a lot of people asked him why they could not see the debate live, and he said because the TV Commission does not have the equipment. He said he reviewed the 2019 budget, and according to the records that he discussed with Administrator Battaglia, the TV Commission was initially supposed to receive \$90,000 over the course of 15 years. He said there is a clause in the contract; Section 520 D. According to the contract it does not appear that the TV Commission is getting additional funding. He said they are looking to upgrade some equipment, and with the upgrade and purchases that will leave the Commission with no money to pay the fees. He wanted to bring to the Governing Body's attention that the well is running dry.

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

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

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Agenda No. XI

**Council Comments**

Councilman Signorino – Said he had a discussion with Mr. Nicholson about the funding and it will be discussed during the budget meetings.

Councilman McGuinness – Mentioned that he did ask in the summer why there was no live streaming. He said that he is in favor of the live streaming, and will speak to Mr. Nicholson about it.

Agenda No. XII

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

Mr. Semrau – Explained that the Ordinance gives the Governing Body the ability, if they choose by separate action to put out for bid such licenses, and if there is a successful bidder, the license could be issued, and an appropriate land use application would need to be filed. He thinks it will be beneficial if the Governing Body discusses the basis for the Ordinance.

Councilman Signorino – Said he comprehends the Ordinance, and it is important that there is no lack of understanding.

Councilman McGuinness – Asked if the distance limitations were separate, and Mr. Semrau said yes. Mr. Semrau said the distance limitations have been eliminated for all licenses. Councilman McGuinness said the Ordinance is another way to generate money for the Township.

Councilwoman Pegel – Mentioned that this Ordinance will open up economic growth for the Township.

Agenda No. XII 1

~ Ordinance 2018 – 010 ~

**AN ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY, AFFIRMING AND RATIFYING ORDINANCE 2017-008, IN PART, CODIFIED AT CHAPTER 63 IN THE TOWNSHIP CODE OF THE TOWNSHIP OF WEST MILFORD ESTABLISHING PLENARY RETAIL DISTRIBUTION LIQUOR LICENSES WITHIN THE TOWNSHIP**

**WHEREAS**, on August 16, 2017, the Township Council adopted Ordinance No. 2017-008 (the "Ordinance") which established plenary retail distribution liquor licenses within the Township in accordance with N.J.S.A. 33:1-12.4 *et seq.*; and

**WHEREAS**, the Ordinance was codified under the Township Code in Chapter 63; and

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**WHEREAS**, in accordance with the applicable statute, N.J.S.A. §33:1-12.14, the Ordinance permitted one plenary retail distribution liquor license to be issued per every 7,500 persons residing in the Township; and

**WHEREAS**, in reviewing the original Ordinance the Council has reviewed and considered many factors and a great deal of information; and

**WHEREAS**, the Council considered the fact that the Township of West Milford is located in the Highlands preservation area, has limited opportunities for development and accordingly seeks to avail businesses with various economic opportunity; and

**WHEREAS**, the Township will generate additional revenue if it were to sell a plenary retail distribution license as well as receive the benefit of the renewal of such license; and

**WHEREAS**, the Township, within its 80 square miles, does not have any liquor stores or commercial establishments that have been issued plenary distribution retail liquor licenses; and

**WHEREAS**, a study conducted by the Food Marketing Institute ("FMI") in June 2011 found that distribution licenses benefit consumers by providing one-stop shopping for a range of standard products, provide products to consumers at a lower cost through its ability to better negotiate with suppliers without violating the three-tier system of alcohol distribution or violating the prohibition on selling below cost, providing a reliable source for standard beverage alcoholic products, and providing reliable quality control and access restrictions; and

**WHEREAS**, the communities surrounding the Township of West Milford, albeit smaller in density, land size and population, all have distribution licenses; and

**WHEREAS**, issuance of the plenary retail distribution licenses would be subject to public bidding and subject to appropriate land-use and zoning approval within the Township; and

**WHEREAS**, the preclusion of a plenary distribution liquor license, or even the opportunity to sell such a license, prevents commercial establishments from taking advantage of the economic benefit a distribution license would create; and

**WHEREAS**, a plenary retail distribution liquor license would encourage diverse business development within the Township; and

**WHEREAS**, the availability of plenary retail distribution liquor licenses would create additional opportunities for landlords and property owners to market their properties to diverse commercial tenants; and

**WHEREAS**, the creation of availability of diverse businesses would be beneficial to the residents of West Milford in that these businesses opening in the Township would create job opportunities for the residents and rental income for business owners, landlords and property owners; and

**WHEREAS**, plenary retail distribution liquor licenses will benefit retailers that are currently shut out of the Township's alcoholic beverage market; and

**WHEREAS**, studies conducted by the FMI determined that the risks to currently licensed package stores are minimal; and

**WHEREAS**, the plenary retail distribution liquor license provides an opportunity for economic enhancement and job creation; and

**WHEREAS**, the 2011 FMI report provided analysis that indicates plenary retail distribution licenses create employment opportunities and wage increases in the areas in which they are available; and

**WHEREAS**, the distance restrictions on plenary retail consumption liquor licenses was recently repealed in an effort to encourage businesses to develop in the Township; and

**WHEREAS**, the Township Council has determined that it is in the best interests of the Township to affirm and ratify the portions of the Ordinance which created and regulated the plenary retail distribution liquor licenses.

**NOW THEREFORE BE IT ORDAINED** by the Municipal Council of the Township of West Milford, County of Passaic, State of New Jersey, that the Township hereby affirms and ratifies Ordinance 2017-008, the portions of which created and regulated the plenary retail distribution liquor licenses, and codified at Chapter 63; and

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**BE IT FURTHER ORDAINED**, that all ordinances of the Township of West Milford which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency; and

**BE IT FURTHER ORDAINED**, that this Ordinance shall take effect upon passage and publication in accordance with applicable law.

Introduced: November 7, 2018  
Adopted:  
Effective Date:

Second reading and public hearing for this Ordinance is set for the Workshop Meeting of the Township Council scheduled for December 5, 2018. Notice of this public hearing shall be published in the Herald News on or about November 11, 2018.

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Moved: Signorino Seconded: McGuinness  
Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst  
Voted Nay: None  
Motion Carried:  
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Acting Mayor Wagner asked to move resolutions 2018-297 through 2018-314 including 2018-316.

Discussion:

Councilwoman Pegel asked why the DPW is asking for additional funds for grits. Councilman McGuinness said the grit pile was tested and passed and there is no contamination. Councilwoman Pegel asked for a better understanding of why they need additional grit. Administrator Battaglia said at this time they are not confident that the grit pile can be used for snow management. There are issues with having it certified to be used for that purpose, and she said she can schedule an executive session to discuss it. The contract would allow the purchase of grits but they don't necessarily have to. If the Governing Body authorizes the resolution and decides to rescind it at a later time they can. Councilwoman Pegel said they invested in the brine truck and they are trying to phase out the grit. Acting Mayor Wagner explained that there are still places in the Township that need grit. He recommends that the Governing Body authorizes the resolution. Councilwoman Pegel requested a better explanation why they can't reuse the grit. Administrator Battaglia said that will be discussed in executive session. Councilman McGuinness questioned the change order on resolution 2018-303. Administrator Battaglia said the funds will come out of the fire budget.

Agenda No. XII 2

~ Resolution 2018 – 297 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE DISPOSAL OF INOPERABLE VEHICLES AND/OR PIECES OF EQUIPMENT THAT ARE MUNICIPALITY-OWNED**

**WHEREAS**, by virtue of Resolution 2018-269, adopted on October 3, 2018, the Township Council approved the disposal of Township-owned vehicles and/or pieces of equipment which are not safe to operate and from which salvageable parts have been removed; and

**WHEREAS**, the Township's Chief Mechanic has recommended that an additional six (6) vehicles and/or pieces of equipment listed below be added to the list for disposal; and

**WHEREAS**, the Director of the Department of Public Works and the Township Administrator recommend that the following vehicles be disposed of for their scrap metal value due to the difficulty and cost of transporting the equipment from the Township.

YEAR	MAKE	MODEL	CONDITION	VIN#
1995	GMC	Mason Dump & Plow w/Sander Trk CBC	Inoperable	1GDJK34F8SE545072
1998	EZ Loader	NT Trailer (for Fire Zodiac Rescue Boat Totaled 7-13-15)	Inoperable	1ZEXAAKA3WN020534
2003	International	Cab & Chassis Model 7400 4X2 Dump w/Plow	Inoperable	1HTWDAAR93J049426
2006	Ford	Sta Bus W	Inoperable	1FDXE45P26HA89010
2008	Ford	Interceptor 4 DR	Inoperable	2FAFP71V38X132942
2010	Ford	Cr Vic Police Interceptor 4D	Inoperable	2FABP7BV0AX131895

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**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford that the above referenced vehicles be added to the list of vehicles approved for disposal in Resolution 2018-269, adopted on October 3, 2018, in accordance with the terms outlined in said Resolution.

Adopted: November 7, 2018

Agenda No. XII 3

~ Resolution 2018 – 298 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EQUIPMENT AND CHANGEOVER FOR ONE (1) 2019 POLICE INTERCEPTOR UTILITY VEHICLE**

**WHEREAS**, the Township wishes to equip and changeover equipment for (1) 2019 Police Interceptor Utility vehicles; and

**WHEREAS**, the Township Chief of Police has provided a recommendation to award this contract through the State Contracts #83927, #83917 and #81334 to Atlantic Communications; and

**WHEREAS**, the total amount of the contract shall not exceed \$6,000; 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 01-201-23-210-415.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey that they do hereby authorize the Chief of Police to engage the services of Atlantic Communications, 664 Route 15 South, Lake, Hopatcong, NJ to equip and changeover equipment of one (1) 2019 Police Interceptor Utility vehicle, in an amount not to exceed \$6,000, through State Contracts #83927, #83917 and #81334 and to execute a purchase order for same.

Adopted: November 7, 2018

Agenda No. XII 4

~ Resolution 2018 – 299 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF A REPLACEMENT VEHICLE THROUGH THE MIDDLESEX REGIONAL EDUCATIONAL SERVICES COMMISSION #65MCESCCPS - ESCNJ 17/18-21 FOR ONE (1) 2019 POLICE INTERCEPTOR UTILITY VEHICLE FROM BEYER FORD**

**WHEREAS**, the Township wishes to purchase one (1) 2019 Police Interceptor Utility vehicle as a replacement vehicle; and

**WHEREAS**, The Township Chief of Police has provided a recommendation to award this contract through the (MRESC) Middlesex Regional Educational Services Commission #65MCESCCPS – ESCNJ 17/18-21 to Beyer Ford; and

**WHEREAS**, the total amount of the contract shall not exceed \$31,421.81 which is to be paid by insurance reimbursement from account # 01-201-23-210-415.

**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 Council hereby authorizes the Township Chief of Police to purchase a replacement vehicle of one (1) 2019 Police Interceptor Utility vehicle, in an amount not to exceed \$31,421.81, through the Middlesex Regional Educational Services Commission #65MCESCCPS – ESCNJ from Beyer Ford, 170 Ridgedale Avenue, Morristown, NJ 07960-4000.
2. The Township Chief Financial Officer has certified the availability of funds for same.
3. The equipment and changeover for one (1) 2019 Police Interceptor Utility Vehicle be submitted by future resolution.

Adopted: November 7, 2018

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Agenda No. XII 5

**~ Resolution 2018 – 300 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF ICE CONTROL AGGREGATES (SNOW GRITS) THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL (MCCOOP) CONTRACT #4 THROUGH EASTERN CONCRETE MATERIALS, INC.**

**WHEREAS**, the Township of West Milford is a member of the Morris County Cooperative Pricing Council (State ID # 6-MCCOOP); and

**WHEREAS**, the Morris County Cooperative Pricing Council has awarded Contract #4 Snow Grits, to Eastern Concrete Materials, Inc. and said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40a:11 et seq., Local Public Contracts Law; and

**WHEREAS**, the Township of West Milford anticipates the need for Ice Control Aggregates (snow grits) for the period through the end of 2018; and

**WHEREAS**, the Director of Public Works has submitted a written recommendation that the Township of West Milford purchase Ice Control Aggregates (snow grits) through the MCCPC Contract #4 through Eastern Concrete Materials, Inc. in an amount not to exceed \$10,000.00; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account number 19-295-56-120-506; and

**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 authorizes the Department of Public Works to expend funds for the purchase of Ice Control Aggregates (snow grits), through the end of 2018 in a total not to exceed amount of \$10,000.00 to Eastern Concrete Materials, Inc. through MCCOOP Contract #4
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: November 7, 2018

Agenda No. XII 6

**~ Resolution 2018 – 301 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY APPROVING A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH STUART B. KLEPESCH TO PROVIDE LEGAL SERVICES FOR THE TOWNSHIP OF WEST MILFORD (TAX FORECLOSURE LIST #35)**

**WHEREAS**, the Township of West Milford is in need of legal services to represent the Township in foreclosure matters as outlined in Foreclosure List #35; and

**WHEREAS**, Stuart B. Klepesch, Esq. has worked on these matters on behalf of the Township; 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 01-201-20-145-503; and

**WHEREAS**, Stuart B. Klepesch, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that his firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Stuart B. Klepesch from making any reportable contributions through the term of the contract.

**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 Stuart B. Klepesch for professional services to assist the Township with legal matters pertaining to those tax foreclosures outlined in tax Foreclosure List #35 in an amount not to exceed \$29,000.00 for the entire list.
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.

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

Minutes of: Governing Body Workshop and Regular Meeting  
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- 3. This contract shall expire on completion of Foreclosure List #35 or December 31, 2019 whichever comes first.
- 4. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: November 7, 2018

Agenda No. XII 7

**~ Resolution 2018 – 302 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ADOPTING THE SCHEDULE FOR GOVERNING BODY WORKSHOP AND REGULAR MEETINGS FOR THE 2019 CALENDAR YEAR**

**BE IT RESOLVED**, that the Township Council of the Township of West Milford does hereby adopt the following schedule of Reorganization, Workshop and Regular Meetings of the Governing Body of the Township for the 2019 calendar year:

January 2, 2019	Reorganization Meeting Workshop Meeting	June 12, 2019	Workshop Meeting Regular Meeting
January 16, 2019	Regular Meeting	July 10, 2019	Workshop Meeting Regular Meeting
February 6, 2019	Workshop Meeting	August 14, 2019	Workshop Meeting Regular Meeting
February 20, 2019	Regular Meeting	September 4, 2019	Workshop Meeting
March 6, 2019	Workshop Meeting	September 18, 2019	Regular Meeting
March 20, 2019	Regular Meeting	October 2, 2019	Workshop Meeting
April 3, 2019	Workshop Meeting	October 16, 2019	Regular Meeting
April 17, 2019	Regular Meeting Volunteer Night	November 6, 2019	Workshop Meeting Regular Meeting
May 1, 2019	Workshop Meeting	December 4, 2019	Workshop Meeting
May 22, 2019	Regular Meeting	December 18, 2019	Regular Meeting

**BE IT FURTHER RESOLVED** that the Reorganization Meeting of the Governing Body of the Township of West Milford as outlined herein shall be held in the main meeting room of Town Hall located at 1480 Union Valley Road, West Milford, New Jersey 07480 at 6:30 p.m. and the workshop meeting shall follow immediately thereafter.

**BE IT FURTHER RESOLVED** that all other Meetings of the Governing Body of the Township of West Milford as outlined herein shall be held in the main meeting room of Town Hall located at 1480 Union Valley Road, West Milford, New Jersey 07480 and all such meetings shall begin at 6:30 p.m.

**BE IT FURTHER RESOLVED** that official action may be taken at all meetings outlined herein.

**BE IT FURTHER RESOLVED** that this resolution shall constitute the Annual Notice for the Township of West Milford and the Township Clerk be and is hereby instructed to advertise such notice as required by law and this notice shall be continually posted on the official bulletin board of the Township and shall be retained on file in the Office of the Township Clerk.

Adopted: November 7, 2018

Agenda No. XII 8

**~ Resolution 2018 – 303 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING CHANGE ORDER #2 AND FINAL TO ABSOLUTE FIRE PROTECTION CO., INC. FOR ADDITIONAL/UPGRADED ITEMS FOR THE 2017 E-ONE CYCLONE II PUMPER TRUCK PURCHASED THROUGH HOUSTON-GALVESTON COOP CONTRACT FS12-15 IN AN AMOUNT NOT TO EXCEED \$1,446.00**

**WHEREAS**, the Township of West Milford became a member of the Houston-Galveston Coop by virtue of Resolution 2014-391 adopted on December 3, 2014; and

**WHEREAS**, the Houston-Galveston Coop awarded contract FS12-15 to Absolute Fire Protection Co., Inc., for the purchase of a new E-One Cyclone II Pumper Truck; and

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

Minutes of: Governing Body Workshop and Regular Meeting  
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**WHEREAS**, the Township of West Milford seeks to purchase additional/upgraded items to change the rear facing cab windows to sliding type. This was an oversight on the original order and the item is needed to enable the firefighters to communicate between the cab of the apparatus and the pump operator. The item will be purchased from Absolute Fire Protection Co., Inc., 2800 Hamilton Boulevard, South Plainfield, NJ 07080, for the 2017 E-One Cyclone II Pumper Base Model CYC2 in an amount not to exceed \$1,446.00; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account 01-201-25-266-338.

**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 Council hereby authorizes the Fire Commissioner to purchase additional/upgraded items for the 2017 E-One Cyclone II Pumper Truck Base Model CYC2, in an amount not to exceed \$1,446.00.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: November 7, 2018

Agenda No. XII 9

~ Resolution 2018 – 304 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY CERTIFYING REVIEW OF THE LOCAL GOVERNMENT BEST PRACTICES INVENTORY**

**WHEREAS**, the Department of Community Affairs requires the Chief Administrative Officer and Chief Financial Officer of every municipality to certify the Local Government Best Practices Inventory; and

**WHEREAS**, the Inventory has been certified by the Chief Administrative Officer and the Chief Financial Officer; and

**WHEREAS**, the members of the West Milford Governing Body have discussed the Best Practices Inventory at a public meeting.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of West Milford hereby affirms that the CFO has discussed the checklist and ratifies the CFO's filing of the Best Practices Inventory to the Department of Community Affairs.

**BE IT FURTHER RESOLVED** that certified copies are provided to: Division of Local Government Services, Administrator, Clerk, Chief Financial Officer and Municipal Auditor.

Adopted: November 7, 2018

Agenda No. XII 10

~ Resolution 2018 – 305 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY REQUESTING APPROVAL OF SPECIAL ITEM OF REVENUES AND APPROPRIATION**

**WHEREAS** N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget and,

**WHEREAS**, the Director may also approve the insertion of any item of appropriation for an equal amount,

**WHEREAS**, the Township of West Milford wishes to amend its 2018 Budget to include an amount as revenue,

**NOW THEREFORE, BE IT RESOLVED** that the Governing body of the Township of West Milford hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2018 which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written consent of the Director of Local Government Services:  
Public and Private Revenues Off-Set with Appropriations:

Municipal Alliance for Prevention of Substance Abuse; \$22,440.00

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

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**BE IT FURTHER RESOLVED** that a like sum be and the same is hereby appropriated under the caption of:

General Appropriations	
(A) Operations – Excluded from CAPS	
Public and Private Programs Offset by Revenue	
Municipal Alliance for Prevention of Substance Abuse;	\$22,440.00
Local Match	\$5,610.00

**BE IT FURTHER RESOLVED**, that the Township Finance Department will electronically file with the State of NJ in accordance with LFN 2014-11.

Adopted: November 7, 2018

Agenda No. XII 11

~ Resolution 2018 – 306 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO TRANSFER ITEMS OF CURRENT FUND APPROPRIATIONS IN ACCORDANCE WITH THE PROVISION OF N.J.S.A. 40:4 - 58**

**WHEREAS**, there appears to be a surplus in the 2018 appropriation over and above the demand deemed to be necessary for the balance of the year:

APPROPRIATION	ACCOUNT NUMBER	TRANSFER PROPOSAL
Bubbling Springs, S&W	28-371-100	\$5,000
<b>TOTAL TRANSFERS OUT</b>		<b>\$5,000</b>

**WHEREAS**, there appears to be insufficient funds in the following appropriations to meet the demands thereon for the balance of the 2018 budget year:

Registrar, Fees for Services	27-331-200	\$5,000
<b>TOTAL TRANSFERS IN</b>		<b>\$5,000</b>

**NOW, THEREFORE BE IT RESOLVED**, by the Council of the Township of West Milford in the County of Passaic, State of New Jersey, that in accordance with the provisions of N.J.S.A. 40A:4-58, part of the 2018 appropriation heretofore mentioned be and the same are hereby transferred to the appropriations mentioned as being insufficient to meet prior demands, and

A certified copy of this Resolution shall be forwarded by the Township Clerk to the Township Treasurer.

Adopted: November 7, 2018

Agenda No. XII 12

~ Resolution 2018 – 307 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING IN REM # 35 FORECLOSURE OF THE TAX SALE CERTIFICATES SHOWN ON THE ATTACHED TAX FORECLOSURE LIST**

**WHEREAS**, pursuant to the provisions of N.J.S.A. 54:5-104.29 et seq., the Tax Collector has certified to the Township Council for the Township of West Milford, in the County of Passaic, a municipality of the State of New Jersey, is the holder of certain Tax Sale Certificates covering the lands and premises situated in the Township of West Milford for the amounts, including subsequent liens as shown on the Tax Foreclosure List, Schedules 1 through 25 hereto annexed and made a part hereof.

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

1. That it is hereby determined to foreclose, In Rem, those tax sale certificates appearing on the attached Tax Foreclosure List.
2. That the tax collector or its designee is hereby authorized and directed to foreclose the tax sale certificates appearing on the attached tax foreclosure list by summary proceedings provided by statute.

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

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3. That the Township Clerk shall certify a true and accurate copy of this resolution to be made a part of such action instituted for the purpose of foreclosing the aforesaid tax sale certificates.
4. This resolution shall take effect immediately.

Adopted: November 7, 2018

SCHEDULE	DESCRIPTION OF LAND AS APPEARS ON TAX DUPLICATE AND CERTIFICATE	CERT. NO.	DATE OF TAX SALE	DATE OF RECORDING BOOK & PAGE	AMOUNT OF SALE	AMOUNT OF TAX LIENS ACCRUING SUBSEQUENT TO TAX SALE, INTEREST AND COST	AMOUNT REQUIRED TO REDEEM AS OF DEC 31, 2018	NAME OF OWNER AS APPEARS ON LAST TAX DUPLICATE
1	601-12 Allaire Rd	16-0005	10/11/2016	M14229 PG 265	243.96	601.85	845.81	Warren Sisti
2	603-3 Witte Rd	11-003	04/19/2011	M11473 PG 219	202.02	2,211.24	2,413.26	Digital One Communications
3	801-3 Arcola Rd	16-0007	10/11/2016	M14229 PG 267	2,493.08	8,523.06	11,016.14	Heather Lavelle
4	901-5 Warwick Tp	09-009	03/25/2009	M10331 PG 234	939.09	31,916.22	32,855.31	Sadej Jesse
5	1001-19 Banker Rd	16-0012	10/11/2016	M14229 PG 287	461.64	1,385.53	1,847.17	William & Patricia Poole
6	1005-14 Princeton Rd	95-12	05/11/1995	D151 PG 022	128.41	18,930.85	19,059.26	(Olive Wilson & Michael Cifelli)
7	1005-15 Princeton Rd	01-015	04/23/2001	M522 PG 242	62.76	9,790.75	9,853.51	March, George & Kathy
8	1006-5 Princeton Rd	17-0004	10/10/2017	M14751 PG 170	279.87	841.15	1,121.02	Pizanie, Diane
9	1804-3 Iselin Rd	11-010	04/19/2011	M11473 PG 221	230.25	3,478.85	3,708.78	Corsini, Alfred & Jane C/O Jan Dutko
10	2101-7 Longhouse Dr	07-018	04/03/2007	M8900 PG 32	571.45	12,841.35	13,412.80	P.E.R. Co. Inc.
11	2416-16 Papscoe Road	15-0022	10/13/2015	M13689 PG 228	4,918.71	24,697.13	29,615.24	Monego, Charles P. & Marie
12	2703-3 16 Landing Rd	12-0039	03/27/2012	M11952 PG 198	2,804.15	20,689.98	23,494.13	Stumbo, Melissa
13	3506-10 19-23 Lakeside Rd	13-0031	03/19/2013	M12549 PG 159	1,424.04	27,024.21	28,448.25	Castronova, Richard & Steven
14	3506-15 44 Reidy Pl	13-032	03/19/2013	M12549 PG 157	761.53	24,142.86	24,904.39	Battinelli, Anthony III & Allison
15	3701-1.02 Laurel Ave	09-043	03/25/2009	M10331 PG 154	1,409.33	39,330.47	40,739.80	Ferry Plaze, S.M.E. Inc
16	7903-3 Ridge Rd	09-089	3/25/2009	M10331 PG 69	5,833.54	104,179.71	110,013.25	Krawczyk & Bomka C/O Allen Contract

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**TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY**  
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SCHEDULE	DESCRIPTION OF LAND AS APPEARS ON TAX DUPLICATE AND CERTIFICATE	CERT. NO.	DATE OF TAX SALE	DATE OF RECORDING BOOK & PAGE	AMOUNT OF SALE	AMOUNT OF TAX LIENS ACCRUING SUBSEQUENT TO TAX SALE, INTEREST AND COST	AMOUNT REQUIRED TO REDEEM AS OF DEC 31, 2018	NAME OF OWNER AS APPEARS ON LAST TAX DUPLICATE
17	7903-21 Ridge Rd	09-091	3/25/2009	M10331 PG 65	2,719.74	41,570.13	44,289.87	Krawczyk S & Bombka C/E Dt Contracting
18	10703-023 Brady St.	09-115	3/25/2009	M10331 PG 53	2,438.61	38,300.76	40,739.37	Hanenberg Investment Group, Llc
19	11106-16 Westbrook Rd	16-0076	10/11/2016	M14230 PG 56	244.85	627.27	872.12	Myers, Daniel & Debra
20	11601-7.02 Otterhole Rd	12-0107	03/27/2012	M11952 PG 230	1,108.44	4,941.78	6,050.22	Rivera, David & Brian
21	12603-1 Old Route 23	90-123	09/26/1990	Z122 PG 478	167.59	18,189.40	18,356.99	Unknown
22	13808-1 Mayflower Ave	09-123	03/25/2009	M10331 PG 40	112.49	2,128.77	2,241.26	Hall, Hattie C/O Trenton Brown
23	14301-14.05 5 Jacobs Rd	16-0091	10/11/2016	M14230 PG 70	4,531.87	15,663.91	20,195.78	Ficchione, James
24	15804-21 Route 23	91-165	08/20/1991	M126 PG 463	933.20	49,572.85	50,506.05	Strus George
25	16504-4 Appletree Ln	09-134	03/25/2009	M10330 PG 297	1,539.04	72,808.70	74,347.74	Cefes Financial, Inc

The amount to redeem is subject to subsequent taxes, interest, fees and costs in the foreclosure of the tax sale certificate. The amount due continues to accrue until redeemed. Contact the Tax Collector's office for date of redemption.

I, Rita DeNivo, Tax Collector of the Township of West Milford, Passaic County, New Jersey, I hereby certify that the foregoing schedules of tax sale certificates are eligible for foreclosure.

The precise amount required on redemption will be calculated to the date of acceptance of redemption, inclusive of future taxes, accruing interest, foreclosure costs, expenses and legal fees if any.

\_\_\_\_\_  
 Rita DeNivo, Tax Collector T-1360

Agenda No. XII 13

~ Resolution 2018 – 308 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2019**

**WHEREAS**, applications have been made for the new licenses and the renewal of various Licenses for the 2019 license year; and

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

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of West Milford does hereby approve the issuance of 2019 Licenses as listed below:

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

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<b>License No.</b>	<b>2019 CLOTHING BINS</b>
2019-01,02	Goodwill Industries of Greater NY & Northern NJ Township Recycling Center (2)
2019-03,04,05,06 2019-07,08 2019-09,10	H&M Leasing Corporation-NJ NY Volunteer Firemen's Association Bearfort Plaza (4) West Milford First Aid Squad Ridge Road(2) West Milford First Aid Squad, Newfoundland (2)
<b>License No.</b>	<b>2019 FIREARMS RANGE</b>
2019-01	Meadowbrook Rifle & Pistol Club
<b>License No.</b>	<b>2019 JUNK YARD LICENSE</b>
2019-01 2019-02 2019-03	Mountain Top Auto, Inc. – John Kardanow Concourse Auto II LLC – Carl DelCampo Jr. Jeannette E. Marchiafava – Jeannette Marchiafava
<b>License No.</b>	<b>2019 JUNK SHOP LICENSE</b>
2019-01 2019-02	Mountain Top Auto Inc. – John Kardanow Concourse Auto II LLC – Carl DelCampo Jr.
<b>License No.</b>	<b>2019 RECYCLING CENTER LICENSE</b>
2019-01	SkyTop Recycling Inc. – Peter Downes
<b>License No.</b>	<b>2019 LIMOUSINE OWNER LICENSE</b>
2019-01	AAA Limo & Transport LLC – Ralph Gorthey
<b>License No.</b>	<b>2019 LIMOUSINE DRIVER LICENSE</b>
2019-01	AAA Limo & Transport LLC– Ralph Gorthey
<b>License No.</b>	<b>2019 PRECIOUS METALS</b>
2019-01	Jewelry Repair Center LLC

Agenda No. XII 14

~ Resolution 2018 – 309 ~

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

**BE IT RESOLVED** that the following recreational fees upon the report of the Director of Community Services and Recreation be refunded:

<b>Line Dancing</b>		
Sharon	\$40.00	Sharon McAllister 57 Broadway West Milford, NJ 07480
<b>Zumba Gold</b>		
Joanne Denneau	\$30.00	Joanne Denneau 33 Lafayette Street West Milford, NJ 07480
<b>Travel Basketball</b>		
Carlos & John	\$15.00	Roxanna Saltos-Banks 10 Vista Road West Milford, NJ 07480

Adopted: November 7, 2018

Agenda No. XII 15

~ Resolution 2018 – 310 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF ENGINEERING DEPARTMENT 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 Guarantee be refunded as follows:

Name & Address	Block & Lot	Amount Refunded	Amount Remaining
Environmental Construction Company PO Box 746 Ringwood, NJ 07456	4301 & 17	\$300.00	0

Adopted: November 7, 2018

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

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Agenda No. XII 16

**~ Resolution 2018 – 311 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF STREET OPENING BOND FEE**

**BE IT RESOLVED**, that the following street opening bond fee upon the recommendation of the Township Engineering Department be refunded:

Receipt No.	Refund Amount	Refund to	Street Excavation Project Permit No.
653325	\$100.00	Leidos, Inc. 6310 Allentown Boulevard Suite 110 Harrisburg, PA 17112 Attn: Amy Moyer	Overlook Road 2018-18

Adopted: November 7, 2018

Agenda No. XII 17

**~ Resolution 2018 – 312 ~**

**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 overpayment as shown below and the Collector of Taxes recommends the refund of such overpayment.

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

- REASON:**
- |                      |                               |
|----------------------|-------------------------------|
| 1. Incorrect Payment | 6. Tax Appeal County Board    |
| 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| 3. Senior Citizen    | 8. 100% Disabled Veteran      |
| 4. Veteran Deduction | 9. Replacement Check          |
| 5. Homestead Rebate  | 10. Reduced Assessment        |
|                      | 11. Tax Sale                  |

Block/Lot	Name	Amount	Year	Reason
8701-13		\$529.89		
8601-1		\$1,616.75		
8401-3.01		\$1,980.35		
10204-5.06		\$422.45		
6202-1		\$1,486.06		
6204-10	West Milford MUA	\$735.23		
6714-7	179 Cahill Cross Road, Suite 221	\$156.42	2018	11
4107-6	West Milford, NJ 07480	\$1,702.97		
4104-5		\$340.38		
9406-43		\$1,210.00		
9711-15		\$1,651.81		
9702-3		\$1,215.84		
7801-32.07		\$1,156.46		
5311-3.10	Golaba Pavloska 2 Richmond Road Unit 310 West Milford, NJ 07480	\$495.79	2018	2
<b>TOTAL</b>		<b>\$14,700.40</b>		

Adopted: November 7, 2018

Agenda No. XII 18

**~ Resolution 2018 – 313 ~**

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

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

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

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

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
18-0003	10/09/2018	00302-005.01	\$222.97	SUNSHINE STATE CERTIFICATES VII, LLP BANKUNITED TRUSTEE 7900 MIAMI LAKES DR WEST MIAMI LAKES, FL 33016
18-0009	10/09/2018	01701-023	\$25,320.38	SUNSHINE STATE CERTIFICATES VII, LLP BANKUNITED TRUSTEE 7900 MIAMI LAKES DR WEST MIAMI LAKES, FL 33016
18-0043	10/09/2018	11002-002	\$1,865.64	US BANK CUST FOR TOWER DB VIII TRUST 2018-1 50 SOUTH 16TH ST STE 2050 PHILADELPHIA, PA 19102
<b>Total</b>			<b>\$27,408.99</b>	

Adopted: November 7, 2018

Agenda No. XII 19

~ Resolution 2018 – 314 ~

**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	INTEREST
14201-13	Zgiet, Magdalena	\$1,400.00	2018	\$117.84
3013-20	Ingrid Serra	\$36.00	2018	
5308-3	Lili First LLC	\$4,737.58	2018	\$128.38
7610-6	Cynthia Taylor	\$2,244.00	2018	
<b>TOTAL</b>		<b>\$8,417.58</b>		

Adopted: November 7, 2018

Agenda No. XII 20

~ Resolution 2018 – 316 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING INVOLUNTARY DISABILITY RETIREMENT APPLICATION**

**WHEREAS**, Gail Van Hook, Administrative Secretary for the Administration Department is an active member of the Public Employee Retirement System (PERS); and

**WHEREAS**, the effective date is March 1, 2019; and

**WHEREAS**, with the knowledge of the Township Council, due to the urgency of the situation, application for Involuntary Disability Retirement was made with the New Jersey Division of Pensions and Benefits on September 21, 2018; and

**WHEREAS**, the ratification of the Governing Body's consent and authorization for such application is necessary.

**NOW THEREFORE BE IT RESOLVED**, by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that authorization by the Governing Body for application for Involuntary Disability Retirement with the New Jersey Division of Pensions and Benefits on behalf of Gail Van Hook is hereby officially granted and ratified.

Adopted: November 7, 2018

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

Minutes of: Governing Body Workshop and Regular Meeting  
 Date of Meeting: November 7, 2018  
 Time of Meeting: 6:30 pm  
 Minute Page No: Page 19 of 21  
 -----

Moved: Signorino Seconded: McGuinness  
 Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst  
 Voted Nay: McGuinness, Signorino (resolution 2018-300)  
 Motion Carried:  
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Agenda No. XIII

**Consent Agenda**

None

Agenda No. XIV

**Approval of Expenditures**

~ Resolution 2018 – 315 ~

**RESOLUTION APPROVING THE PAYMENT OF BILLS**

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

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

<b>Acct #</b>	<b>Account Name</b>	<b>Amount</b>
1	Current Account	\$237,807.41
3	Reserve Account	5,895.54
2	Grants	12,340.30
6	Refunds	42,594.39
1	General Ledger	5,433,713.64
26	Refuse	137,927.46
4	Capital	279,435.99
19	Animal Control	5,451.88
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	13,967.61
19	COAH	0.00
16	Development Escrow	4,442.00
19	Tax Sale Trust	1,740.00
21	Assessment Trust	0.00
	Special Reserve	5,635.31
Total		\$6,180,951.53
	Less Refund Resolution	-42,594.39
	<b>Actual Bills List</b>	<b>\$6,138,357.14</b>
	Other Payments	
	Payroll	548,175.70
	Payroll	540,847.29
	<b>Total Expenditures</b>	<b>\$7,227,380.13</b>

Adopted: November 7, 2018

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 Moved: McGuinness Seconded: Gerst  
 Voted Aye: Pegel, Hensley, Wagner, McGuinness, Signorino, Gerst  
 Voted Nay: None  
 Motion Carried:  
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**TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY**

Minutes of: Governing Body Workshop and Regular Meeting  
Date of Meeting: November 7, 2018  
Time of Meeting: 6:30 pm  
Minute Page No: Page 21 of 21

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Agenda No. XVII

**Adjournment**

There being no further business to come before the Council, the Governing Body adjourned the meeting at 10:09 p.m.

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

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Approved: December 5, 2018

Respectfully submitted:

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Sherry Zbrzeski, Keyboarding Clerk I

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TIM WAGNER, ACTING MAYOR

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ANTOINETTE BATTAGLIA, TOWNSHIP CLERK