

---

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 1 of 19

---

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

**Adequate Notice Statement**

Mayor Bieri read the following statement:

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Regular meeting was advertised in the Herald News in its issue of December 30, 2012 and January 6, 2013; copies were provided to the Suburban Trends, the Record, Star Ledger, and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

Please also make note of all fire and emergency exits – located to the left, right, and rear of this room - for use in case of an emergency. Thank you.

**Pledge of Allegiance**

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

**Roll Call**

Present: Councilmembers Ada Erik, Mike Hensley, Vivienne Erk, Edward Rosone,  
Luciano Signorino (arrived at 6:36 p.m.), CarlLa Horton, Mayor Bettina Bieri.  
Absent: None.  
Also Present: Township Administrator Nancy Gage, Township Clerk Antoinette Battaglia,  
Township Attorney Frederick Semrau.

Agenda No. I

**Reading of or Approval of Unapproved Minutes**

Councilwoman Erik moved to adopt the November 13, 2013 Workshop & Regular Meeting Minutes and the December 4, 2013 Executive Session Meeting Minutes as presented.

---

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

---

Agenda No. II

**Presentations**

Swearing in of Police Officers and Specials – Mayor Bieri invited Chief Storbeck to the podium to swear in the new officers in his department. Chief Storbeck named the officers and their current status with the department. Two of the officers are in the police academy and one is currently on staff. He explained what the special officers contribute to the department. Mayor Bieri thanked all of them for all they do. She swore in each of the police officers individually. Mayor Bieri noted that each officer has served in the military and she thanked each for that service.

Officer Connors invited his fiancé Kristen who held the bible. Mayor Bieri read his biography and administered the oath of office.

Officer Healy was joined by his wife, daughters & mother. His wife held the bible while Mayor Bieri read his biography and administered the oath of office.

Officer Welch invited his wife to the podium and she held the bible. Mayor Bieri read his biography and had Officer Welch to take his oath of office.

Special Police Officers - Chief Storbeck invited the special officers forward and asked each to introduce him or herself. Mayor Bieri noted that the special officers are an integral part of the department and they help in many ways. The special officers each raised their right hand as Mayor Bieri administered their oaths of office.

Eagle Scouts - Mayor Bieri invited all three eagle scouts, Sean Thomas William O'Callaghan, Philip Mark Lucas and Justin John Lombardo to the podium. Each introduced himself and Mayor Bieri noted that they each had an eagle court of honor which she was privileged to attend. She asked each Eagle Scout to explain his project.

---

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 2 of 19

---

Philip Lucas explained that his project was to create an outdoor classroom and memorial garden. It took about 200 man-hours. Currently he is a student at Ramapo College.

Sean O'Callaghan refurbished fire hydrants and installed snow markers to increase safety. It took about 100 hours. He is currently in college.

Justin Lombardo built a shed for the West Milford track team. He is a senior in high school and his project took about 4000 man-hours.

Mayor Bieri said all these projects benefit the community. She commended each Eagle Scout for their dedication noting their commitment & work displays integrity honesty & character. She wished them well in future.

Agenda No. III

**Proclamation**

Radon Action Month – Mayor Bieri read the proclamation and instructed that the Clerk's office mail it out.

Agenda No. IV

**Executive Session**

~ Resolution No. 2013- 355 ~

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 18<sup>th</sup> day of December, 2013 that:

1. Prior to the conclusion of this **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.
  - ( ) b. (4) A collective bargaining agreement including negotiations.
  - ( ) b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
  - ( ) b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
  - (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
    - Attorney-Client Privilege – Fire Companies
  - ( ) b. (8) Personnel matters.
  - ( ) b. (9) Deliberations after a public hearing that may result in penalties.
2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted: December 18, 2013

---

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

---

The governing body went into executive session at 6:53 p.m. and returned to the public meeting at 7:40 p.m. with all present as before.

---

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 3 of 19

---

Agenda No. V

**Unfinished Business, Final Passage of Ordinances**

None.

Agenda No. VI

**Public Comments**

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

Pat Restaino, 108 Timber Lane, West Milford said he wishes to speak about snow removal. He commended the DPW noting that his comments are not directed at them. He has done research on how other places handle snow removal and many use an effective method called salt brine. Salt brine is a liquid substance that spread prior to the arrival of a storm and looks like water. It is water & salt mixed together. He explained the mixture adding that it is a non chemical. It can be applied up to 72 hours prior to a storm. That will save on overtime. He said it is similar to using oil spray when cooking to prevent sticking. This process, he said, has been used since the 1990s in the Midwest. Our current methods have very little value and cause detrimental conditions. It is a constant battle. He researched and found Butler, Oakland & Franklin use the salt/brine method and have realized great savings. There is less overtime and reduced salt. He called Rich Kunze, the Administrator in Oakland and he provided comments that are very favorable to this process. Mr. Kunze has estimated savings at 15-20%. The Butler administrator has used it for two seasons and is very impressed. He offered to send a truck into a small West Milford neighborhood to show how effective this is. Mr. Restaino spoke with the Township's engineering department and he asked Council to look into this and conduct research. He asked for a pilot program in a small area to determine its value. He believes we can effectuate savings. He said that his street does not get cleaned of grit until the end of June which would be another advantage to this product.

Bob Nicholson, 20 Hyde Road, Stockholm said he came to say goodbye to Councilman Rosone and thank him for all he has done. He commended Ms. Gage and wished her well. He said he read about the public access station and agrees that it is a good idea to place that in Hillcrest rather than the high school. Since we will be building a library soon perhaps we could outfit the new building as necessary and in the meantime limit programming to Council & BOE meetings. That would minimize costs.

Doris Aaronson, 19 Bearfort Road, West Milford said that in today's record there was an article about a fire & ambulance simulator to be used for training purposes. The article says it will be available to municipalities. It will simulate various emergency situations. She suggested that West Milford request training. She recalled her experiences at NYU with similar virtual equipment. She said she has heard rumors that fire company #2 may be eliminated. She said it takes too much time for the other fire companies to respond in that area of town. She asked Council to provide any related information saying this is a scary prospect.

Wayne Gottlieb, 20 South Ridgefield Road, West Milford wished everyone Merry Christmas. He thanked Councilman Rosone & Administrator Gage for their service. He said he is speaking as a private citizen because he learned yesterday that there is an issue with a shortage of salt & sand in town. That caused road issues. It is fortunate that the superintendent cancelled school because the roads are very bad. He listed statistics about the number and means of transporting children to school. We must ensure that we maintain safe conditions for this transport. He is concerned that we are placing lives at risk. Conditions were hazardous yesterday he said and he asked Council to research Mr. Restaino's recommendation. Mayor Bieri asked where he heard these comments about salt and Mr. Gottlieb said from other board members. Mayor Bieri said it is a rumor.

Michael Gerst, Hillview Court, West Milford distributed a statement to Council which he read. He said that there was a resolution on a prior agenda appointing a DPW director. It was tabled and then pulled at the last meeting. He read the DPW superintendent advertisement. He said Wilpert makes \$65,000 in Mount Olive. Our resolution offered him \$90,000 plus \$10,000 to oversee DPW and land use. He said the candidate does not have the license & experience required in the advertisement. Based on public records the candidate does not have the experience required. He discussed Mr. Wilpert's current position in Mount Olive. He said that Mr. Semrau is the attorney in Mount Olive, Casey was a former administrator in Mount Olive and Mr. Canning, the Mount Olive administrator, is a principal in the Canning firm to whom Casey reports. The township administrator position is not posted on the NJLM site. The Canning group submitted a proposal for interim administrator within two days of the resignation. Maybe this is networking. But he wants answers.

---

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 4 of 19

---

John Fletcher, 14 Cory Avenue, West Milford said he was hired in 1975 in DPW. He asked if Mr. Semrau is on the state ethics committee. He said the Township should hire a DPW superintendent from the people who currently work there. Don't bring in an outsider. He would be glad to take the job. Ed Steines could take the job. Any senior person in DPW could take the job. Pick from that group. That is common sense. That is the way the town should be.

Motion to close public portion.

---

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

---

Agenda No. VII

**Council Comments**

Mr. Semrau confirmed that he is the attorney for Mount Olive. He noted that some of the comments made by a member of the public sound familiar. He said that despite the insinuations made, he has met Frank Wilpert on one occasion and that was here in West Milford town hall on the night his name appeared on the agenda. He said he never met Mr. Wilpert prior to that. He has never had any dealings with Frank Wilpert Jr. and he hopes that clarifies the record.

Council President Signorino said that we have looked at brine in the past. It was found to be not suitable for this town. He would be happy to look at this again. Ms. Gage said there were differing opinions in the past. Our prior DPW director did not approve of it. Council President Signorino said this gets revisited every year and he is confident that the new DPW director will research and make a recommendation.

Councilwoman Erik said the Township is asking for volunteers for Cablevision.

Councilman Hensley asked if we are advertising the administrator position on NJLM website. Mayor Bieri said she has not done so yet. She said that Interim Administrator Casey and she will be discussing the process with the Council first and will then proceed from there. Councilman Hensley asked if the DPW superintendent position is being re-advertised. Mayor Bieri said no advising that she wishes Mr. Casey to instruct the Council on the process before she proceeds. Council President Signorino said he would like to proceed immediately. He said Council is being blamed for not having this done. He is amenable to go into executive session on this. Mayor Bieri said that when Gerry Storms left the search was immediately begun. She & Administrator Gage worked diligently on the search. They presented a candidate but the Council refused to vote or interview the candidate. Until everyone learns their roles she has no candidate to present to the Council. She said that despite Mr. Gerst's insinuations she did a lot of research, as did Ms. Gage, and she had never met Mr. Wilpert before. She noted that she found Administrator Gage through networking.

Mr. Gerst sought to be heard and the Council gave consensus to have him speak.

Michael Gerst, Hillview Court, West Milford said he is not arguing with anyone. He is just asking questions. We placed a job ad and received 16 resumes. We made an offer to someone who does not meet the minimum requirements. Maybe we should eliminate the minimum requirements to increase the pool of candidates. How many people in town would have applied if the requirements were less?

Mr. Semrau said the only reason he would recommend executive session on this subject is if there was to be a discussion of applicants' qualifications. He said he does not believe Mr. Casey was ever administrator in Mount Olive. He served as an interim. No offer was made to anyone for the DPW position as an offer cannot be made until there is advice & consent. Councilman Hensley said that if Council had said yes to the Mayor's appointment Wilpert would have had a \$90,000 job. Council was doing due diligence. Mr. Semrau said he is not involved in the process he is simply clarifying for the record and making it clear that an offer was not made. Mr. Gerst has insinuated otherwise and asked for clarification. Regardless of comments made to the contrary, in the public sector and specifically this form of government, an offer is not made until the governing body approves it. Mayor Bieri said we are talking about the process. Mr. Casey will address Council later about the search process and questions can be answered. Council President Signorino said Council gave direction to re-advertise for the DPW position. It has not been done yet and Councilman Hensley said he would like to hear Mr. Casey now.

---

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 5 of 19

---

Robert Casey, Interim Administrator said he is prepared to speak about the process of recruiting a new administrator. He does not need answers tonight. He will broach the subject again on January 4<sup>th</sup>. He distributed talking points to Council. He said if Council wants more information it can be found on NJLM website which provides detail about recruitment searches. He went through his memo in detail.

Councilman Rosone asked if Mr. Casey would recommend the same level of involvement from the Council for the DPW superintendent as he is proposing for the administrator search. Mr. Casey said no. He said the administrator works with both the Mayor & Council directly, that is why he feels the recruitment process should include both. With a director there is not the same level of involvement. That is often a more technical search. The only involvement of Council is consent. The confirmation process involves the Council. Mayor Bieri noted that when she first met Mr. Casey she told him she wants Council involved in administrator search. Council President Signorino said that did not happen in the past or with the search for Ms. Gage.

Mr. Casey said that the code is somewhat confusing as it pertains to the DPW director position. A director is a temporary employee with a fixed term. They serve for the term of the mayor and can be reappointed or not when the mayor is reelected or a new mayor elected. The former DPW superintendent got tenured based on old law. That does not apply to directors. The person who would be appointed for the term of the mayor which in this instance is two years. The Council's level of concern should not be exaggerated. Mayor Bieri noted that this is a mayor's appointment. She and the administrator advertised, screened, interviewed and made a recommendation. She asked Mr. Casey if this was properly and he answered that the Mayor's role is to select a candidate and the Council's role is to confirm or not. Ultimately it comes to the dynamics between the Mayor & Council. Council is not involved in the search, only in the confirmation process. Council has the right to interview the Mayor's candidate and ask any questions. Once the mayor makes a proposal, it is the Council's legal responsibility to respond to the Mayor's selection. Council President Signorino said Council is working through that process. Mr. Casey said he will be here three days a week beginning December 30<sup>th</sup>.

Agenda No. VIII

**New Business, Introduction of Ordinances, Resolutions**

Mayor Bieri asked to move all resolutions as one. Council agreed but asked for separate consideration of resolution 2013-356.

---

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

---

Agenda No. VIII 1

~ Resolution No. 2013- 311 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING RIGHT-OF-WAY USE TO CROSS RIVER FIBER NJ, INC.**

**WHEREAS**, Cross River Fiber NJ, Inc. ("Cross River Fiber"), seeks to place its telecommunication facilities aerially on existing utility poles or in an underground conduit in the Public Rights-of-Way within the Township of West Milford for the purpose of owning, constructing, installing, operating repairing and maintaining a telecommunications system; and

**WHEREAS**, Cross River Fiber was approved by the New Jersey Board of Public Utilities to provide local exchange and interexchange telecommunications services throughout the State; and

**WHEREAS**, N.J.S.A. 48:3-19 requires Cross River Fiber to obtain the consent of the Township of West Milford for the joint use of any existing utility poles; and

**WHEREAS**, N.J.S.A. 54:30-124(a) provides that a municipality may not impose any fees, taxes, levies or assessments in the nature of a local franchise, right of way, or gross receipts fee, tax, levy or assessment against telecommunications companies but that a municipality may impose reasonable fees for actual services made by any municipal, regional or county governmental agency; and

**WHEREAS**, it is in the best interests of the Township and its citizens to grant consent to Cross River Fiber; and

---

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

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

---

**WHEREAS**, the consent granted is for the non-exclusive use of the Public Rights-of-Ways for the purpose of owning, constructing, installing, operating, repairing and maintaining a telecommunications system subject to the terms and conditions of the Use Agreement with Cross River Fiber.

**NOW THEREFORE BE IT RESOLVED**, by the Mayor and Township Council of the Township of West Milford, County of Passaic and State of New Jersey, that the Township is hereby authorized to grant Cross River Fiber a non-exclusive use of the Public Rights-of-Ways for the purpose of owning, constructing, installing, operating repairing and maintaining a telecommunications system; and

**BE IT FURTHER RESOLVED**, that the Mayor and Township Clerk are hereby authorized to execute any and all documents necessary to effectuate this Resolution.

Adopted: December 18, 2013

Agenda No. VIII 3

~ Resolution No. 2013- 357 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AMENDING THE 2013 PROFESSIONAL SERVICES CONTRACT WITH CHARLES MCGROARTY FOR THE PROVISION OF PLANNING SERVICES THEREBY INCREASING THE NOT TO EXCEED AMOUNT TO \$25,000**

**WHEREAS**, by virtue of Resolution 2013-032 adopted on January 2, 2013 the Township Council did authorize the engagement of Planning Consultant services to be provided by Charles McGroarty in an amount not to exceed \$22,500; and

**WHEREAS**, the Township has identified a need to increase the scope of these planning services to facilitate the accumulation, preparation & mapping of potable water reservoir sites in the State of New Jersey in order to advance the progress of the watershed coalition; and

**WHEREAS**, the Township Administrator has determined that there is a need for additional appropriations of \$2,500 to cover the cost of this unanticipated work; and

**WHEREAS**, the Chief Financial Officer has certified that funds are available for this purpose said funds to be encumbered from account number 01-201-20-100-450

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey that they do hereby authorize an amendment to the professional services contract for Charles McGroarty to increase the not to exceed amount from \$22,500 to \$25,000 for planning services for the preparation of a list of, and the mapping of, potable water reservoirs located within new jersey municipalities; and

**BE IT FURTHER RESOLVED** that total fee authorized for this contract shall not exceed \$25,000.00 without the prior written approval of the Township Council.

This Resolution shall take effect immediately.

Adopted: December 18, 2013

Agenda No. VIII 4

~ Resolution No. 2013- 358 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO FRIENDLY TREE EXPERTS, INC. FOR TUB GRINDING SERVICES**

**WHEREAS**, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on December 6, 2013 at 10:00 am for the provision of tub grinding services, as per the bid specifications; and

**WHEREAS**, the Township of West Milford received five (5) bids for this contract; and

**WHEREAS**, said bids have been duly reviewed and analyzed by the Township Attorney and the West Milford Township Engineering Division; and

**WHEREAS**, the Local Public Contracts Law requires that competitive bidding contracts be awarded to the lowest, responsible, responsive bidder; and

---

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 7 of 19

---

**WHEREAS**, a review of the bid received from the apparent lowest bidder, Organic Waste Solutions, revealed that the bid was deficient and contained a fatal defect as dictated by N.J.S.A. 40A:11-23.2; and

**WHEREAS**, the bid received from the second lowest bidder Friendly Tree Experts, Inc. in the amount of \$38,880 has been found to be in proper form and in compliance with the provisions of N.J.S.A. 40A:11-1 et seq. and the specifications as written; and

**WHEREAS**, the Chief Financial Officer has certified funds are available for this purpose, said funds to encumbered from account number 26-272-55-700-300.

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

1. The Township Council hereby rejects the bid received from Organic Waste Systems, Inc. for failure to comply with N.J.S.A. 40A:11-23.2 specifically the failure to provide a bid bond & consent of surety which is deemed a fatal defect under the State of New Jersey, Local Public Contracts Law.
2. The Township Council hereby awards a contract to Friendly Tree Experts, Inc. 640 Tremont Avenue, Orange, NJ 07050 in an amount not to exceed \$38,880 for Tub Grinding Services.
3. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with Friendly Tree Experts, Inc. in accordance with its bid for said tub grinding services.
4. The Township's Chief Financial Officer has certified the availability of funds for same.
5. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: December 18, 2013

Agenda No. VIII 5

~ Resolution No. 2013- 359 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONSTRUCTION CONTRACT TO LKL CONTRACTING FOR THE WEST MILFORD MUSEUM CEILING RENOVATION PROJECT**

**WHEREAS**, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on November 22, 2013 at 10:00 am for the West Milford Museum Ceiling Renovation Project as per the bid specifications; and

**WHEREAS**, the Township of West Milford received seven (7) bids for this contract; and

**WHEREAS**, said bids have been duly reviewed and analyzed by the West Milford Township Attorney and Heritage Committee; and

**WHEREAS**, the Local Public Contracts Law requires that competitive bidding contracts be awarded to the lowest, responsible, responsive bidder; and

**WHEREAS**, the bid received from the low bidder LKL Contracting in the amount of \$58,900 has been found to be in proper form and in compliance with the provisions of N.J.S.A. 40A:11-23.5 and the specifications as written; and

**WHEREAS**, the Chief Financial Officer has certified that encumbrances for this contract shall come from account numbers 04-215-55-804-003, 04-215-55-805-001, 04-215-55-809-000 and account number 19-295-56-101-006; and

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

1. The Township Council hereby awards a contract to LKL Contracting, 457 Shadyside Road, Ramsey, NJ 07446 for the West Milford Museum Ceiling Renovation Project in an amount not to exceed \$58,900.00.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with LKL Contracting in accordance with its bid for said West Milford Museum Ceiling Renovation Project in the Township of West Milford.
3. The Township's Chief Financial Officer has certified the availability of funds for same.

---

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 8 of 19

---

4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: December 18, 2013

~ Resolution No. 2013- 360 ~

**NUMBER NOT USED**

Agenda No. VIII 6

~ Resolution No. 2013- 361 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING AN AMENDMENT TO RESOLUTION 2013-303 WHICH RESOLUTION AUTHORIZED THE REPAIR OF TWO (2) WEST MILFORD CATERPILLAR IT28G MODEL LOADERS (#61 & #63) (REPAIR TO R.O.P.S.- ROLLOVER PROTECTION SYSTEMS) THROUGH STATE CONTRACT TO FOLEY INCORPORATED (CATERPILLAR)**

**WHEREAS**, by virtue of Resolution 2013-303 adopted on October 2, 2013 the Township Council did authorize the repair services to be provided by Foley Inc. in accordance with their State Contract; and

**WHEREAS**, resolution 2013-303 did authorize repairs in an amount not to exceed \$76,044.00; and

**WHEREAS**, the Township Administrator has been advised that additional repair work was discovered to be required after the machine had been taken apart and fully inspected and as a matter of safety and to ensure the machine was properly repaired and in safe working condition it is necessary for the provider to exceed the authorized amount by \$6,000.00; and

**WHEREAS**, the Chief Financial Officer has certified as to the ability of funds to be encumbered for this increase said funds to be encumbered from 01-201-26-315-341 which is the fleet maintenance O&E repair account.

**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 appropriate Township Officials be and are hereby authorized and directed to execute the necessary paperwork and authorize additional repairs with Foley Inc. in an amount not to exceed \$6,000.00 representing a total amount not to exceed \$82,044.00
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. Foley Inc. is authorized to effectuate these repairs in accordance with their State Contract for same.

Adopted: December 18, 2013

Agenda No. VIII 7

~ Resolution No. 2013- 362 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF #2 FUEL OIL (DIESEL FUEL) THROUGH STATE CONTRACT NO. T1845 TO ALLIED OIL COMPANY, LLC**

**WHEREAS**, the State of New Jersey has awarded Contract No. T1845 for #2 Fuel Oil (Diesel Fuel) for the 2014 year to Allied Oil, LLC 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 a need for #2 Fuel Oil (Diesel Fuel) in 2014; and

**WHEREAS**, the Chief Financial Officer has submitted a written recommendation that the Township of West Milford purchase #2 Fuel Oil (Diesel Fuel) through State Contract No. T1845 in a total amount not to exceed \$175,000.00; 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 01-201-31-460-316.

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

Minutes of: Governing Body Regular Meeting  
 Date of Meeting: December 18, 2013  
 Time of Meeting: 6:30 P.M.  
 Minute Page No: Page 9 of 19

**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 Township to purchase #2 Fuel Oil (Diesel Fuel), in a total amount not to exceed \$175,000.00, through State of New Jersey Contract No. T1845 awarded to Allied Oil Company, LLC.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution and contract shall be available for public inspection in the office of the Township Director of Public Works.

Adopted: December 18, 2013

Agenda No. VIII 8

**~ Resolution No. 2013- 363 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF UNLEADED GASOLINE THROUGH STATE CONTRACT NO. T1845 TO ALLIED OIL COMPANY, LLC**

**WHEREAS**, the State of New Jersey has awarded Contract No. T1845 for unleaded gasoline for the 2014 year to Allied Oil, LLC 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 a need for unleaded gasoline in 2014; and

**WHEREAS**, the Chief Financial Officer has submitted a written recommendation that the Township of West Milford purchase of unleaded gasoline through State Contract No. T1845 in a total amount not to exceed \$280,000.00; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account numbers 01-201-31-460-240 and 01-201-31-460-315.

**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 Township to purchase unleaded gasoline in a total amount not to exceed \$280,000.00, through State of New Jersey Contract No. T1845 awarded to Allied Oil Company, LLC.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution and contract shall be available for public inspection in the office of the Township Director of Public Works.

Adopted: December 18, 2013

Agenda No. VIII 9

**~ Resolution No. 2013- 364 ~**

**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 PROVISIONS OF N.J.S.A. 40:4 - 58**

**WHEREAS**, there appears to be a surplus in the 2013 appropriation over and above the demand deemed to be necessary for the balance of the year:

APPROPRIATION	ACCOUNT NUMBER	TRANSFER PROPOSAL
Current Mass Transportation	30-432-200	\$15,415.00
General Services	20-161-450	\$2,500.00
<b>TOTAL TRANSFERS OUT</b>		<b>\$17,915.00</b>

**WHEREAS**, there appears to be insufficient funds in the following appropriations to meet the demands thereon for the balance of the 2013 budget year:

Matching Funds for Grants	41-731-999	\$1,415.00
Administration O.E.	20-100-450	\$8,000.00
Administration O.E.	20-100-280	\$2,500.00
Engineering S&W	20-165-104	\$6,000.00
<b>TOTAL TRANSFERS IN</b>		<b>\$17,915.00</b>

---

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 10 of 19

---

**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 2013 appropriation heretofore mentioned be and the same are hereby transferred to the appropriations mentioned as being insufficient to meet prior demands, and

**BE IT FURTHER RESOLVED**, that the Treasurer is hereby authorized to make the following transfers in the 2013 appropriation:

1.	\$17,915.00	2.	\$17,915.00	CURRENT FUND
----	-------------	----	-------------	--------------

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

Adopted: December 18, 2013

Agenda No. VIII 2

**~ Resolution No. 2013 – 356 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUSTAINABLE JERSEY GRANT APPLICATION - AMENDED**

**WHEREAS**, a sustainable community seeks to optimize quality of life for its residents by ensuring that its environmental, economic and social objectives are balanced and mutually supportive; and

**WHEREAS**, the Township of West Milford strives to save tax dollars, assure clean land, air and water, improve working and living environments; and

**WHEREAS**, the Township of West Milford is participating in the Sustainable Jersey Program; and

**WHEREAS**, the Township of West Milford is a Bronze Certified Sustainable Jersey Community; and

**WHEREAS**, one of the purposes of the Sustainable Jersey Program is to provide resources to municipalities to make progress on sustainability issues, and they have created a grant program called the Sustainable Jersey Small Grants Program; and

**WHEREAS**, after consideration, the Governing Body of the Township of West Milford has determined that application should be made for the Sustainable Jersey \$2,000.00 Capacity Building Grant.

**NOW, THEREFORE, BE IT RESOLVED**, that the Governing Body of the Township of West Milford, County of Passaic, State of New Jersey, hereby authorizes the submission of the aforementioned Sustainable Jersey Capacity Building Grant in the amount of \$2,000.00 for the purpose of education initiatives.

Adopted: December 18, 2013

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

Councilwoman Erk questioned this resolution and asked about the 2012 resolution. Council President Signorino said he recalled the 2012 discussion and concerns about enforcement provisions. The intent of the governing body was to eliminate any enforcement and endorse the educational components only. Mayor Bieri said this resolution simply allows the Green Team to apply for money to educate people about idling. Councilman Hensley said the money could be used for signs and he sees that as a problem. Ms. Gage noted that this is not authorizing them to do anything with the money. It is only to allow them to apply for the grant. Mayor Bieri suggested to allow them to apply and if they are approved to give them direction at that time and Ms. Gage concurred with that suggestion. She said there will be a process after they are approved and this action is preliminary. Councilman Hensley said other municipalities are applying without specifying what they will do with the money. Mayor Bieri said the Council can amend the resolution to remove language about anti-idling. Councilman Hensley said Mount Olive is applying for a natural resource inventory. Ms. Gage suggested that the Council ask the environmental commission to make a presentation next year.

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 11 of 19

Councilwoman Horton said that there has already been education sufficient to make her more conscious about idling now. She thanked Sustainable West Milford & the Green Team for that. She agrees it should not be an offense but she appreciates the education.

Motion to amend Resolution 2013-356 eliminating the 5<sup>th</sup> "whereas" and eliminate references to "anti-idling".

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

Agenda No. IX

**Consent Agenda**

**~ Resolution No. 2013- 365 ~**

**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. **2013-366** - Cancel Outstanding Checks
- b. **2013-367** – Cancel Tax Lien Certificates
- c. **2013-368** - Cancel Taxes
- d. **2013-369** – Refund Building Permit Fee
- e. **2013-370** – Refund Other Liens
- f. **2013-371** – Refund Escrow Funds
- g. **2013-372** – Refund Health Department Fee
- h. **2013-373** – Refund Overpayments
- i. **2013-374** – Reinstate Taxes
- j. **2013-375** – Various Licenses

**Applications:**

- 1. Application for Off Premise 50/50 Raffle License by West Milford Basketball Booster Club for January 25, 2014.
- 2. Application for a Night at the Races Raffle License by West Milford Basketball Booster Club for January 25, 2014.

Adopted: December 18, 2013

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

Agenda No. IX a.

**~ Resolution No. 2013- 366 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF OUTSTANDING CHECKS OVER SIX MONTHS OLD TO MUNICIPAL CASH BALANCES**

**WHEREAS**, the Chief Financial Officer has determined that the following Township of West Milford Current account checks have been outstanding for a period in excess of six months.

DATE	CHECK #	AMOUNT
11/12	50687	\$2015.68
11/12	50670	\$169.10
12/12	50816	\$270.56
12/12	51231	\$50.30
12/12	51052	\$427.00

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

Minutes of: Governing Body Regular Meeting  
 Date of Meeting: December 18, 2013  
 Time of Meeting: 6:30 P.M.  
 Minute Page No: Page 12 of 19

**NOW, THEREFORE, BE IT RESOLVED** that the above outstanding checks be restored to the Township cash balance.

Adopted: December 18, 2013

Agenda No. IX b.

~ Resolution No. 2013- 367 ~

**A RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF TAX LIEN CERTIFICATE'S**

**WHEREAS**, the Township Tax Collector of the Township of West Milford sold liens to the municipality; and

**WHEREAS**, as a result of such tax sale, the Tax Collector has issued Tax Lien Certificates with respect to property formerly known as:

BLOCK & LOT	CERTIFICATE NO.	LIEN AMOUNT
201-22	13-0001	\$64.74
206-14.02	12-0001	\$2,184.03
906-16	13-0010	\$1,491.00
1201-4	12-0014	\$775.90
1701-25	12-0017	\$483.87
2404-7	13-0023	\$843.45
2503-1	13-0055	\$241.61
2512-29	13-0028	\$150.08
2606-15	09-026	\$1,090.24
2707-3	12-0041	\$1,960.76
2708-1	12-0042	\$2,305.15
3406-23	10-036	\$6,770.15
3705-37	12-0055	\$277.80
10805-4	13-0083	\$109.82
12205-2	13-0088	\$2,405.90
12304-5	06-074	\$848.37
12305-11	08-098	\$1,578.10
12307-8	13-0090	\$17,601.13
14001-4	10-132	\$5,620.07
16002-3	13-0109	\$199.58

**WHEREAS**, the outstanding liens have been redeemed and the amounts have been paid to the Tax Collector to satisfy the obligation; and

**WHEREAS**, the Tax Collector recommends that these Tax Lien Certificates be executed for cancellation of record and recorded with the Passaic County Clerk's Office.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford in the County of Passaic, State of New Jersey that the Mayor is hereby authorized to execute the cancellation of West Milford Tax Lien Certificates and the Township Attorney may then forward same with the Passaic County Clerk for cancellation of record.

Adopted: December 18, 2013

Agenda No. IX c.

~ Resolution No. 2013- 368 ~

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

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

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

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

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

Minutes of: Governing Body Regular Meeting  
 Date of Meeting: December 18, 2013  
 Time of Meeting: 6:30 P.M.  
 Minute Page No: Page 13 of 19

Reason: **100% DISABLED VETERAN**

BLOCK/LOT	NAME	AMOUNT	YEAR
5505-3.04	Elaine Falciglia	\$458.80	2013 3 <sup>rd</sup> Quarter
5505-3.04	Elaine Falciglia	\$1,116.00	2013 4 <sup>th</sup> Quarter
5505-3.04	Elaine Falciglia	\$2,174.00	2014 First Half
<b>TOTAL</b>		<b>\$3,748.80</b>	

Adopted: December 18, 2013

Agenda No. IX d.

~ Resolution No. 2013- 369 ~

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

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

Name & Address	Block/Lot	Fee Type/Amount Paid	- Plan Review Fee	Amount Refunded
Crest Plumbing Company, Inc. 26 Lincoln Road Butler, N.J. 07405	8701/27	Plumbing Pmt. \$210.00	- \$42.00	\$168.00

Adopted: December 18, 2013

Agenda No. IX e.

~ Resolution No. 2013- 370 ~

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

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

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

Cert. No.	Cert. Date	Blk/Lt/Qual	Reimburse Amt	Pay to the Lien Holder
12-0076	03/27/2012	07205-008	\$24,897.72	TOWER FUND SER. AS CUST FOR EBURY FD 1NJ PO BOX 37695 BALTIMORE, MD 21297-3695
12-0117	03/27/2012	12311-008	\$7,470.51	US BANK CUST FOR PRO CAPITAL I LLC US BANK TLSS 1000 HADDONFIELD BERLIN R VOORHEES, NJ 08043
13-0098	03/19/2013	13401-002	\$9,030.00	TOWER FUND SER. AA CUST FOR EBURY FD 1NJ PO BOX 37695 BALTIMORE, MD 21297-3695
13-0113	03/19/2013	16602-002	\$13,423.85	MTAG SERVICES CUST FOR ATCFII NJLLC PO BOX 54292 NEW ORLEANS, LA 70154-4292
<b>Grand Total</b>			<b>\$54,822.08</b>	

Adopted: December 18, 2013

Agenda No. IX f.

~ Resolution No. 2013- 371 ~

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

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

Name & Address	Application No.	Amount of Escrow	Amount Refunded
Vered Prifer-Verandak P.O. Box 980 Middletown, DE 19709	0540-0704 16-288-56-701-122	\$1500.00	\$712.93

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

Minutes of: Governing Body Regular Meeting  
 Date of Meeting: December 18, 2013  
 Time of Meeting: 6:30 P.M.  
 Minute Page No: Page 14 of 19

Richard Sondergard 108 Larsen Road West Milford, NJ 07480	ZB04-11-04	\$950.00	\$567.50
---	------------	----------	----------

Adopted: December 18, 2013

Agenda No. IX g.  
 ~ Resolution No. 2013- 372 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF HEALTH DEPARTMENT SEPTIC APPLICATION FEE**

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that, based upon the report and request of the Health Officer the following Septic Application Fee be refunded:

Name & Address	Permit No./Premise Address	Amount Refunded
Roger Redner Excavating, Inc. 8 Greenwood Lake Turnpike Ringwood, NJ 07456	11829 40 Cresthill Drive	\$90.00

Adopted: December 18, 2013

Agenda No. IX h.  
 ~ Resolution No. 2013- 373 ~

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

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

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

**REASONS:**

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

Block/Lot	Name	Amount	Year	Reason
1805-4	Manuel Hernandez 3 Janvier Road, Hewitt, NJ 07421	\$1,103.94	2013	6
2004-1	Virgilio & Kelly Cardona 18 Metuchen Road, Hewitt, NJ 07421	\$2,073.00	2013	2
2416-17	Jerry & Laura Czeszkiewicz 6 Berkley Court, Hewitt, NJ 07421	\$2,163.00	2013	2
3011-2	Martin Shenkman 47 Twin Oaks Trail, Hewitt, NJ 07421	\$250.00	2013	3
3605-2	Joseph Chapman 6 Prescott Ave, West Milford, NJ 07480	\$1,851.00	2013	2
4008-11	C. & P. Pickens 48 Ramapo Road, Hewitt, NJ 07421	\$250.00	2013	3
4902-7	Stewart Title Company 1055 Parsippany Boulevard Suite 503 Parsippany, NJ 07054	\$2,984.00	2013	2
5309-3	Peter Quinn 105 Doty Road, Haskell, NJ 07420	\$ 2,984.00	2013	2
7212-10	Howard & Maureen Michaelsen 54 Shadowy Ln., West Milford, NJ 07480	\$250.00	2013	3
7801-50.05	Mark Schneider 50E Beacon Hill Rd, West Milford, NJ 07480	\$250.00	2013	3
14701-1	James & Aljean Brennan 43 Kanouse Rd, Newfoundland, NJ 07435	\$2,028.00	2013	2
5505-3.04	Elaine Falciglia 5304 Richmond Rd, West Milford, NJ 07480	\$458.80	2013	6
7601-2	Tower Fund Service 121 Green Circle, Red Bank, NJ 07701	\$925.30	2013	2
<b>TOTAL</b>		<b>\$17,571.04</b>		

Adopted: December 18, 2013

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

Minutes of: Governing Body Regular Meeting  
 Date of Meeting: December 18, 2013  
 Time of Meeting: 6:30 P.M.  
 Minute Page No: Page 15 of 19

Agenda No. IX i.

**~ Resolution No. 2013- 374 ~**  
**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
11102-3	Dorothy Freese	\$2,194.00	2013
3503-16	John Williams	\$1,875.00	2013
5504-3.02	Rosaura Cisneros	\$619.00	2013
3701-5	Beda Realty	\$2,726.00	2013
<b>TOTAL</b>		<b>\$7,414.00</b>	

Adopted: December 18, 2013

Agenda No. IX j.

**~ Resolution No. 2013- 375 ~**  
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2014**

**WHEREAS**, applications have been made for the new licenses and the renewal of various Licenses for the 2014 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 2014 Licenses as listed below: and;

Lic No.	TAXI OWNER LICENSES
2014 - 01	AAA LIMO & TRANSPORTATION LLC Ralph Gorthey
Lic No.	TAXI DRIVER LICENSES
2014-01	AAA LIMO & TRANSPORTATION LLC Ralph Gorthey

Adopted: December 18, 2013

Agenda No. X

**Approval of Expenditures**

**~ Resolution No. 2013- 376 ~**  
**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	\$661,891.84
3	Reserve Account	4,037.43
2	Grants	264,773.06
6	Refunds	72,729.12
1	General Ledger	0.00

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

Minutes of: Governing Body Regular Meeting  
 Date of Meeting: December 18, 2013  
 Time of Meeting: 6:30 P.M.  
 Minute Page No: Page 16 of 19

26	Refuse	4,521.96
4	Capital	438,575.76
19	Animal Control	598.00
19	Heritage Trust	0.00
19	Open Space Trust	8,379.57
19	Trust	150.00
19	COAH	0.00
16	Development Escrow	9,059.43
20	Library Trust	21,222.00
21	Assessment Trust	0.00
Total		\$1,485,938.17
Less Refund Resolution		-72,879.12
Actual Bill List		\$1,413,059.05
Other Payments.		
<b>Total Expenditures</b>		<b>\$1,413,059.05</b>

Adopted: December 18, 2013

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

Agenda No. XI

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

Councilwoman Erk provided an update on the watershed coalition advising that legislation is to be introduced and the coalition is working with Assemblywoman DeCroce & her staff. The have also reopened dialogue with Senator Smith and will continue to garner support from members of the legislature on behalf of the coalition. PPAG is also seeking more sponsors. The legislation proposes the use of an income approach to appraisal of watershed property. She wished Ms. Gage & Councilman Rosone goodbye & good luck. Councilman Hensley said he does not see anything in the proposed legislation about tax relief and Mayor Bieri reminded him that the issue is about the process for valuing watershed properties. It is to change the method used to determine how watershed properties are assessed. Mayor Bieri noted that watershed properties are generating revenue and that is the issue. If you mention tax relief legislators will not get on board. Ms. Semrau said the coalition is asking that watershed be valued as other properties are.

Councilman Rosone congratulated the new police officers & specials. He thanked and congratulated the eagle scouts noting that they are each very impressive. He thanked Ms. Gage & wished her luck. He said this is a bitter-sweet evening for him. It has been an honor to serve on the Council. He thanked his wife & their family for going through this with him. He thanked everyone with whom he served and wished Ms. Dale good luck. He said he has always tried to act professionally and do what is best for the Township and he voted accordingly. It was a great experience for which he is grateful. He wished everyone a Merry Christmas & Happy New Year.

Council President Signorino thanked Councilman Rosone for his work. He has always been professional, level-headed & practical. He thanked the new officers & wished them well and congratulated the eagle scouts. He said that the Township is supposed to begin recording meetings and this is the last meeting Cablevision will record. Cablevision has agreed to loan us equipment and we must record the meetings & coordinate with Cablevision to have them aired. We will need someone to operate the recording equipment for the next meeting and one person has volunteered. He spoke with the current camera person who is willing to continue with that service until we have set up a commission and receive citizen leadership forms. He made a motion to retain the services of the current camera person, Kevin Columbo, who will pick up equipment, continue taping and return to everything to Cablevision for a fee of \$80 per meeting. Councilwoman Erik seconded the motion. Mr. Semrau said the motion will be subject to a certification of funds from the CFO.

Motion to have Kevin Columbo tape meetings in 2014 until services are no longer needed for \$80.00 subject to CFO certification.

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

---

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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 18, 2013  
Time of Meeting: 6:30 P.M.  
Minute Page No: Page 17 of 19

---

Voted Nay: None.  
Motion carried.

---

Council President Signorino said the Heritage Committee are thankful for funding for the museum ceiling and he wished everyone a Merry Christmas & Happy New Year.

Councilwoman Horton congratulated the new police officers saying she is particularly impressed with their prior military experience. She thanked Councilman Rosone & Ms. Gage. She asked that we move expeditiously with the library questioning when we will be getting the report and moving toward a decision.

Council President Signorino said that he has been asked to get consensus to Hillcrest for the TV station and Councilwoman Erik said that has not been fully determined yet. Council President Signorino said he will wait.

Councilwoman Horton said she is glad we are taping the reorganization meeting. She welcomed Ms. Dale to the dais and wished everyone the best of the holiday season.

Councilwoman Erik said she hates to see Ms. Gage go and she thanked her. She said that Councilman Rosone is a gentleman and she is particularly impressed by the manner in which he & his wife have raised their children. The Health Advisory Board & CASA have formalized support for a zero drug tolerance policy called ZAP. There is a questionnaire being distributed to 7<sup>th</sup> & 8<sup>th</sup> grade students. She encouraged responses noting that the questionnaire is available through CASA. She thanked everyone for their condolences as she struggles with the recent loss of some of her animals. She received over 3,000 cards in the mail which are too voluminous to answer. She wished everyone a Merry Christmas.

Councilman Hensley thanked Ms. Gage for all she has done and wished her the best. He said he has enjoyed working with Councilman Rosone and appreciates his perspective on many important discussions. He has always respected him and he thanked him for his service and the time he devoted to the Township. He wished everyone Merry Christmas and happy holidays.

Mayor Bieri thanked Councilman Rosone & Ms. Gage and wished them well. To the residents, whoever the worship, she conveyed wishes for a very happy holiday season and a blessed & safe new year.

Administrator Gage sought & received consensus for AA to hold a meeting at town hall at the holidays. She thanked everyone for the opportunity to serve noting that West Milford is an interesting and challenging place. She said that there are so many people who care a lot about this community and said it was a great learning experience.

Attorney Fred Semrau said that earlier this year the governing body gave him permission to file for non-profit status for the PRIDE program. If we proceed the Township will have to take certain measures to keep PRIDE separate and distinct from the Township and he gave examples. The Council would enter into agreements with PRIDE which is a unique organization. He said he has spoken with the CFO & Director of CS&R and they wanted to confirm that the governing body is willing to enter into those agreements in the future. Councilwoman Horton asked if they are willing & able to take on the responsibilities of a non-profit organization noting that there are stringent filing & reporting requirements. Council asked that this matter be scheduled for a future workshop discussion. Councilwoman Horton said she would want the appropriate officials to speak with the parents of people in that program before proceeding.

Attorney Fred Semrau said he appreciates having had the opportunity to work with Councilman Rosone who always gave him a chance and listened. He described Mr. Rosone as a gentleman and he thanked him. He asked for a five to ten minute executive session to continue discussion about fire companies in the interest of public safety.

Motion for Executive Session.

~ Resolution No. 2013- 377 ~

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 18<sup>th</sup> day of December, 2013 that:



