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

Minutes of: Governing Body Regular Meeting  
Date of Meeting: December 21, 2016  
Time of Meeting: 6:30 pm  
Minute Page No: Page 1 of 22

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

**Adequate Notice Statement**

Mayor Bieri read the following statement:

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Regular meeting was advertised in the Herald News in its issue of December 20, 2015 and January 3, 2016; copies were provided to the Suburban Trends, the Record and Star Ledger and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

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

**Pledge of Allegiance**

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

**Roll Call**

Present: Councilmembers Ada Erik, Mike Hensley, Tim Wagner, Michele Dale, Luciano Signorino, Marilyn Lichtenberg, Mayor Bettina Bieri.  
Absent: None.  
Also Present: Township Administrator/Clerk Antoinette Battaglia, Township Attorney Frederick Semrau

Agenda No. II

**Reading of or Approval of Unapproved Minutes**

December 7, 2016 Workshop Meeting  
December 7, 2016 Executive Session

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Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Hensley, Wagner, Dale, Signorino, Lichtenberg  
Voted Nay: None.  
Motion carried.

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Agenda No. III

**Proclamation**

None.

Agenda No. IV

**Presentations**

Eagle Scout Awards:

Mayor Bieri invited the three Eagle Scouts to join her at the podium. She noted that each Eagle Scout did a final project that took tremendous time, effort, and fundraising to give back to the community.

Eric Lindstrom – Eric said his project was at Solid Rock Day Camp off of Union Valley Road. He fixed the fencing for the outdoor basketball court and surrounded the bottom of the basketball court with decking. He worked with Scott McQuade who helps to run the camp. The project took 22 hours to complete and Mr. McQuade helped with the financial aspects, planning, and overall construction. In the future, he plans on attending college.

Benjamin Butcher – Benjamin explained that his project was to install security cameras at Our Lady Queen of Peace Church. He thanked Mr. Lindstrom for showing him how to install security cameras and for helping him with the project. In the future, he plans on attending college for political science or another science field.

Albert John Bakunas – AJ stated that his project was to build an information kiosk at the Echo Lake boat launch to supply information about the rules, laws and regulations of fishing and boating. The project took four months to complete and there was a lot of pre building and planning involved. He thanked his dad, Mr. Butcher, Mr. Lindstrom for helping with the project. In the future, he plans to go to college and study sports medicine.

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Mayor Bieri stated that the township is blessed not only for the natural resources that we have but the community and support we give each other. We have a disproportionately high number of young men that make it to the rank of Eagle Scout and these are three more fine examples. She congratulated them on their accomplishment. Councilwoman Lichtenberg noted that we have had 125 eagle scouts in the last 13 years and now we have three more to add. Councilwoman Erik stated that their names are going to be on the plaque and displayed at Town Hall.

Agenda No. V

**Executive Session**

~ Resolution No. 2016 – 382 ~

**MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 21<sup>st</sup> day of December 2016 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.
  - (X) b. (4) A collective bargaining agreement including negotiations.
    - Collective Bargaining Unit 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 – Council on Mandates
    - Attorney-Client Privilege - MUA
    - Litigation - Newark Tax Appeals (Newark vs. West Milford)
  - ( ) 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 21, 2016

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Moved: Erik                      Seconded: Lichtenberg  
Voted Aye: Unanimous Voice Vote  
Voted Nay: None.  
Motion carried.

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The Governing Body went into executive session at 6:43 pm.  
The Governing Body returned to the public meeting at 7:55 pm with all members present as before.

Agenda No. VI

**Unfinished Business, Final Passage of Ordinances**

None.

Agenda No. VII

**Public Comments**

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

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

Bob Nicholson 20 Hyde Road Stockholm wished the governing body a Merry Christmas and Happy Holidays. He stated that the State of New Jersey is trying to end the requirement for publishing meeting notices. He asked how much the township pays for newspaper advertisements and the cost analysis of what the municipality pays per year. It could be something we want to discontinue.

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

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Moved: Erik Seconded: Signorino  
Voted Aye: Unanimous voice vote  
Voted Nay: None  
Motion carried.  
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Agenda No. VIII

**Council Comments**

Township Administrator/Clerk Battaglia said the municipality is currently required to advertise. At the reorganization meeting every year, we designate a paper for municipal business and are required to publish in those papers. The township currently uses the Herald News and the Trends and the Trends advertises for free which is a huge cost savings to the township. Additionally, the Clerk's Office has saved thousands of dollars for the municipality by producing affidavits of publication for all departments which has drastically cut our publishing costs. Mayor Bieri noted that it is currently required by law, so we can't choose to do away with it regardless of its current cost. Councilman Signorino asked for a cost analysis for newspaper publications.

Agenda No. IX

**Discussion Items**

1.	Discussion: Recycling of Electronics - Township Administrator/Clerk Battaglia stated that the governing body discussed options at the last meeting for the recycling of electronics and Mr. McGuinness provided information regarding a potential contractor. We contacted that contractor and the savings would be significant. She explained that the most cost effective way would be to have a small dumpster at the recycling center in the amount of \$425 dollars and a pickup of twice a month. The cost would be approximately \$10,200 a year. Councilman Signorino thanked Mr. McGuinness for providing the information. Mayor Bieri asked for consensus from the governing body to move forward with the proposal. The council gave consensus. Mayor Bieri said she had concerns about figures in the memo. Ms. Battaglia noted that she will review the numbers in memo and determine the final amount of savings to the township.
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Agenda No. X

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

Mayor Bieri asked to move all resolutions as one.

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Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Hensley, Wagner, Dale, Signorino, Lichtenberg  
Voted Nay: None.  
Motion carried.  
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Agenda No. X 1

~ Resolution 2016 - 383 ~

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

**WHEREAS**, the State of New Jersey has awarded Contract No. T1845 for Ultra Low Sulfur Diesel (Diesel Fuel) to Allied Oil Company, 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 Ultra Low Sulfur Diesel Fuel for a ten (10) month period from January 1, 2017 through October 31, 2017; and

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**WHEREAS**, the Director of Public Works has submitted a written recommendation that the Township of West Milford purchase Ultra Low Sulfur Diesel through State Contract No. T1845 for a period of ten (10) months from January 1, 2017 through October 31, 2017 in a total amount not to exceed \$138,000.00; 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.

**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 Director of Public Works to expedite a purchase order and purchase Ultra Low Sulfur Diesel for a ten (10) month period from January 1, 2017 through October 31, 2017 in a total amount not to exceed \$138,000.00, 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 shall be available for public inspection in the office of the Township Clerk.

Adopted: December 21, 2016

Agenda No. X 2

~ Resolution 2016 - 384 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF AUTOMOTIVE GASOLINE THROUGH STATE CONTRACT NO. T0083 TO ALLIED OIL COMPANY, LLC**

**WHEREAS**, the State of New Jersey has awarded Contract No. T0083 for Automotive Gasoline to Allied Oil Company, 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 Automotive Gasoline for a two (2) month period from January 1, 2017 through February 28, 2017; and

**WHEREAS**, the Director of Public Works has submitted a written recommendation that the Township of West Milford purchase Automotive Gasoline through State Contract No. T0083 for a period of two (2) months from January 1, 2017 through February 28, 2017 in a total amount not to exceed \$43,000.00; 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 01-201-31-460-315 and 01-201-31-460-240.

**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 Director of Public Works to expedite a purchase order and purchase Automotive Gasoline, for a two (2) month period from January 1, 2017 through February 28, 2017 in a total amount not to exceed \$43,000.00, through State of New Jersey Contract No. T0083 awarded to Allied Oil Company, LLC.
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: December 21, 2016

Agenda No. X 3

~ Resolution 2016 - 385 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AWARDED A CONTRACT FOR THE PURCHASE OF ONE (1) PRE-OWNED T370 4X2 CHASSIS WITH A 24' VAN BODY AND LIFT GATE**

**WHEREAS**, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on December 2, 2016 for the purchase of one (1) Pre-Owned T370 4x2 Chassis with 24' Van Body and Lift Gate as per the Bid Specifications; and

**WHEREAS**, the Township of West Milford received one (1) bid for this contract; and

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**WHEREAS**, said bid has been duly reviewed and analyzed by the Township's Director of Public Works, Supervising Mechanic, and the Township Attorney; and

**WHEREAS**, the bid received from Gabrielli Truck Sales, in the amount of \$39,500.00 does comply with and meet all minimum bid requirements as outlined in the bid specifications and thus Gabrielli Truck Sales is deemed to be the lowest, responsive, responsible bidder in accordance with N.J.S.A. 40A:11-2(27).

**WHEREAS**, the Township Treasurer has certified as to the availability of funds for this expenditure said funds to be encumbered from account number 04-215-55-826-002.

**WHEREAS**, it is the recommendation of the Township's Director of Public Works and the Supervising Mechanic to award a contract to Gabrielli Truck Sales in the amount of \$39,500.00

**NOW, THEREFORE, BE IT RESOLVED** by the Township 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 expedite a purchase order to Gabrielli Truck Sales in accordance with its bid for one (1) Pre-Owned T370 Chassis with a 24' Van Body and Lift Gate in an amount not to exceed \$39,500.00.
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: December 21, 2016

Agenda No. X 4

~ Resolution 2016 - 386 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AWARDING A CONTRACT FOR THE PURCHASE OF ONE (1) PRE-OWNED ALTEC TA45-L50-2004 INTERNATIONAL 7400 4X2 ELEVATOR BUCKET TRUCK**

**WHEREAS**, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on December 9, 2016 for the purchase of one (1) Pre-Owned Altec TA45-L50-2004 International 7400 4x2 Elevator Bucket Truck as per the Bid Specifications; and

**WHEREAS**, the Township of West Milford received one (1) bid for this contract; and

**WHEREAS**, said bid has been duly reviewed and analyzed by the Township's Director of Public Works, Supervising Mechanic, and the Township Attorney; and

**WHEREAS**, the bid received from I-80 Equipment Company, in the amount of \$79,600.00 does comply with and meet all minimum bid requirements as outlined in the bid specifications and thus I-80 Equipment Company is deemed to be the lowest, responsive, responsible bidder in accordance with N.J.S.A. 40A:11-2(27).

**WHEREAS**, the Township Treasurer has certified as to the availability of funds for this expenditure said funds to be encumbered from account number 04-215-55-826-002.

**WHEREAS**, it is the recommendation of the Township's Director of Public Works and the Supervising Mechanic to award the purchase to I-80 Equipment Company in the amount of \$79,600.00.

**NOW, THEREFORE, BE IT RESOLVED** by the Township 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 expedite a purchase order to I-80 Equipment Company for one (1) Pre-Owned Altec TA45-L50-2004 International 7400 4x2 Elevator Bucket Truck in an amount not to exceed \$79,600.00.
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: December 21, 2016

Agenda No. X 5

~ Resolution 2016 - 387 ~

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

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**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF ONE (1) 2017 INTERCEPTOR UTILITY, ALL WHEEL DRIVE VEHICLE THROUGH NEW JERSEY STATE CONTRACT NO. 88728 T-2776 FROM CHAS S. WINNER INC. dba WINNER FORD**

**WHEREAS**, the State of New Jersey has awarded Contract 88728 T-2776 Police Vehicles, Sedans, Sport Utility Vehicles and Trucks to Chas S. Winner DBA Winner Ford; and

**WHEREAS**, 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 Supervising Mechanic and the Director of Public Works have reviewed the State Contract and related specifications and have submitted a written recommendation for the Township of West Milford to purchase one (1) 2017 Interceptor Utility, All Wheel Drive Vehicle through State Contract No. 88728 T-2776 in an amount not to exceed \$26,067.00; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number 04-215-55-826-002;

**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 expedite a purchase order for one (1) 2017 Interceptor Utility All Wheel Drive Vehicle in an amount not to exceed \$26,067.00, through New Jersey State Contract No. 88728 T-2776 from Chas S. Winner dba Winner Ford.
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: December 21, 2016

Agenda No. X 6

~ Resolution 2016 - 388 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF DRAINAGE PIPE THROUGH THE MORRIS COUNTY COOPERATIVE PURCHASING COUNCIL, CONTRACT #7 FROM CAMPBELL FOUNDRY COMPANY**

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

**WHEREAS**, the Morris County Cooperative Purchasing Council has awarded Contract #7, Drainage Pipe to Campbell Foundry Company,; and

**WHEREAS**, 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 Director of Public Works has established that \$10,000.00 of drainage pipe will be needed to accomplish repairs to drainage structures and general repairs throughout the township including preparation of roads in the resurfacing program; and

**WHEREAS**, the Township's Qualified Purchasing Agent has reviewed the recommendation and confirmed that the purchase is in compliance with the New Jersey Local Public Contracts Law; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number 01-201-26-290-343.

**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 purchase drainage pipe in an amount not to exceed \$10,000.00, through the Morris County Cooperative Purchasing Council, Contract #7, to Campbell Foundry Company
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 Clerk.

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Agenda No. X 7

~ Resolution 2016 - 389 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF INLET CASTINGS FOR THE TOWNSHIP'S ROAD RESURFACING PROGRAM AND FOR DRAINAGE REPAIRS IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICIES**

**WHEREAS**, the Township Council of the Township of West Milford did adopt ordinance 2013-020 to create the position of Qualified Purchasing Agent in the municipality and they did subsequently adopt resolution 2013-330 appointing a Qualified Purchasing Agent (QPA) and increasing the bid threshold to \$40,000; and

**WHEREAS**, as a condition to the increase in the bid threshold, the Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase in excess of the former bid threshold of \$17,500 and that the purchase shall warrant a minimum of three quotations; and

**WHEREAS**, under the New Jersey Department of Environmental Protection (NJDEP) stormwater regulations any resurfaced or reconstructed roadway must have the inlets retrofit to the approved reduced opening castings and bicycle safe grates; and

**WHEREAS**, since the inception of the 2004 NJDEP stormwater regulations the Township has retrofit nearly 2,200 inlet castings as part of annual road resurfacing; and

**WHEREAS**, the Director of Public Works has identified that \$26,200.00 of inlet castings will be required to perform drainage repairs and bring the Township Road Resurfacing Program into stormwater compliance; and

**WHEREAS**, the Director of Public works has solicited 3 quotations for the inlet castings and recommends purchase to the lowest bidder General Foundries Inc; and

**WHEREAS**, the Township's Qualified Purchasing Agent has reviewed the recommendation and confirmed that the purchase is in compliance with the New Jersey Local Public Contracts Law; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number 01-201-26-290-343.

**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 the appropriate Township officials be and are hereby authorized to execute the purchase of inlet castings from General Foundries, Inc., 1 Progress Road, North Brunswick, NJ 08902 in an amount not to exceed \$26,200.00 for drainage repairs and the Township Road Resurfacing Program

Adopted: December 21, 2016

Agenda No. X 8

~ Resolution 2016 - 390 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY APPROVING THE CONTINUATION OF THE 2013 NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH STUART B. KLEPESCH TO PROVIDE LEGAL SERVICES FOR THE TOWNSHIP OF WEST MILFORD (TAX FORECLOSURE LIST #31)**

**WHEREAS**, the Township of West Milford wishes to continue the award of a professional services contract by virtue of Resolution 2014-359 adopted November 12, 2014 for the 2015 year to represent the Township in foreclosure matters as outlined in foreclosure list #31; and

**WHEREAS**, Stuart B. Klepesch, 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 have been encumbered to account number 01-204-55-000 in 2014; and

**WHEREAS**, Stuart B. Klepesch, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that this 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.

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**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 the continuation of professional services to assist the Township with legal matters pertaining to those tax foreclosures outlined in tax foreclosure list #31.
2. By virtue of resolution 2014-359, \$29,000 was appropriated for list #31 and to date \$5,730.60 has been expended. Therefore, there is a remaining balance of \$23,269.40 for the completion of foreclosure list #31.
3. 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.
4. This contract shall expire on completion of foreclosure list #31 or December 31, 2017 whichever comes first.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.
6. This resolution approves and serves as the Continuation of the contract dated November 12, 2014 extending the contract through December 31, 2017.

Adopted: December 21, 2016

Agenda No. X 9

~ Resolution 2016 - 391 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY APPROVING THE CONTINUATION OF THE 2013 NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH STUART B. KLEPESCH TO PROVIDE LEGAL SERVICES FOR THE TOWNSHIP OF WEST MILFORD (TAX FORECLOSURE LIST #32)**

**WHEREAS**, the Township of West Milford wishes to continue the award of a professional services contract by virtue of Resolution 2015-395 adopted December 16, 2015 for the 2016 year to represent the Township in foreclosure matters as outlined in foreclosure list # 32; and

**WHEREAS**, Stuart B. Klepesch, 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 have been encumbered to account number 01-203-20-145-503 in 2015; and

**WHEREAS**, Stuart B. Klepesch, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that this 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 the continuation of professional services to assist the Township with legal matters pertaining to those tax foreclosures outlined in tax foreclosure list #32.
2. By virtue of resolution 2015-395, \$29,000 was appropriated for list #32 and to date \$5,236.20 has been expended. Therefore, there is a remaining balance of \$23,763.80 for the completion of foreclosure list #32.
3. 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.
4. This contract shall expire on completion of foreclosure list #32 or December 31, 2017 whichever comes first.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.
6. This resolution approves and serves as the Continuation of the contract dated November 12, 2014 extending the contract through December 31, 2017.

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Agenda No. X 10

~ Resolution 2016 – 392 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE 2017 TEMPORARY BUDGET**

**WHEREAS**, N.J.S.A. 40A:4-19 provides that where contracts, commitments or payments are to be made prior to the final adoption of the 2017 budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

**WHEREAS**, said temporary appropriations are extended and now limited to 26.25% of the total appropriation in the 2017 budget, exclusive of any appropriations made for debt service, public assistance, and capital improvement fund in said 2016 budget, effective January 1, 2017; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford that the following temporary budget appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for their records:

APPROPRIATION	ACCOUNT NUMBER	2016 BUDGET AS ADOPTED	2017 TEMPORARY BUDGET
Administrator S&W	01-20-100-100	\$240,111	\$63,029
Administrator O.E.	01-20-100-200	\$92,965	\$24,403
<b>TOTAL</b>		<b>\$333,076</b>	<b>\$87,432</b>
Township Mayor & Council S&W	01-20-110-101	\$34,000	\$8,925
Township Mayor & Council O.E.	01-20-110-200	\$2,350	\$617
<b>TOTAL</b>		<b>\$36,350</b>	<b>\$9,542</b>
Information Technology S&W	01-20-140-100	\$122,873	\$32,254
Information Technology O.E.	01-20-140-200	\$67,125	\$17,620
<b>TOTAL</b>		<b>\$189,998</b>	<b>\$49,874</b>
Legal O.E.	01-20-155-200	\$320,876	\$84,230
General Services S&W	01-20-161-100	\$4,000	\$1,050
General Services O.E.	01-20-161-200	\$196,700	\$51,634
<b>TOTAL</b>		<b>\$200,700</b>	<b>\$52,684</b>
Insurance, Other	01-23-210-200	\$985,500	\$470,000
Insurance, Other, Less Library Charge Back	01-23-210-200		\$-
Insurance, Group	01-23-220-506	\$3,230,790	\$848,082
Health Benefit Waiver	01-23-230-220	\$80,000	\$13,000
<b>TOTAL</b>		<b>\$4,296,290</b>	<b>\$1,331,082</b>
Heritage O.E.	01-20-173-200	\$0	\$-
Clerk S&W	01-20-120-100	\$264,443	\$69,416
Clerk O.E.	01-20-120-200	\$19,350	\$5,079
<b>TOTAL</b>		<b>\$283,793</b>	<b>\$74,496</b>
Elections S&W	01-20-146-101	\$1,500	\$394
Elections O.E.	01-20-146-101	\$15,800	\$4,148
<b>TOTAL</b>		<b>\$17,300</b>	<b>\$4,541</b>
Treasurer S&W	01-20-130-100	\$185,795	\$48,771
Treasurer O.E.	01-20-130-200	\$10,133	\$2,660
Treasurer O.E. - Less Library Chargebacks	01-20-130-200		\$-
<b>TOTAL</b>		<b>\$195,928</b>	<b>\$51,431</b>
Annual Audit	01-20-135-200	\$40,000	\$-
Annual Audit Additional Services	01-20-135-201	\$20,000	\$5,250
<b>TOTAL</b>		<b>\$60,000</b>	<b>\$5,250</b>

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Tax Collector S&W	01-20-145-100	\$189,630	\$49,778
Tax Collector O.E.	01-20-145-200	\$45,935	\$12,058
<b>TOTAL</b>		<b>\$235,565</b>	<b>\$61,836</b>
Tax Assessor S&W	01-20-150-200	\$293,244	\$76,977
Tax Assessor O.E.	01-20-150-200	\$17,984	\$4,721
<b>TOTAL</b>		<b>\$311,228</b>	<b>\$81,697</b>
Planning Board O.E.	01-21-180-200	\$40,025	\$10,507
Planning, Comp. S&W	01-21-181-100	\$131,524	\$34,525
Planning, Comp. O.E.	01-21-181-200	\$20,100	\$6,276
<b>TOTAL</b>		<b>\$151,624</b>	<b>\$40,801</b>
Zoning Administration S&W	01-21-185-100	\$80,461	\$21,121
Board of Adjustment O.E.	01-21-186-200	\$33,250	\$8,728
Historic Preservation S&W	01-20-175-101	\$1,200	\$315
Historic Preservation O.E.	01-20-175-200	\$500	\$131
<b>TOTAL</b>		<b>\$1,700</b>	<b>\$446</b>
Autumn Lights Festival	01-20-171-200	\$3,000	\$-
Building S&W	01-22-195-100	\$353,516	\$92,798
Building O.E.	01-22-195-200	\$8,600	\$2,258
<b>TOTAL</b>		<b>\$362,116</b>	<b>\$95,055</b>
Environmental Commission S&W	01-22-196-101	\$1,600	\$420
Environmental Commission O.E.	01-22-196-200	\$780	\$205
<b>TOTAL</b>		<b>\$2,380</b>	<b>\$625</b>
Police Patrol S&W	01-25-240-100	\$4,436,114	\$1,164,480
Police Patrol O.E.	01-25-240-200	\$151,799	\$39,847
Police Patrol-Purchase of Police Vehicles	01-25-240-201	\$160,758	\$-
Police Detective S&W	01-25-241-100	\$668,674	\$175,527
Police Administration S&W	01-25-242-100	\$530,946	\$86,279
Police Communication S&W	01-25-243-100	\$341,273	\$89,584
Police Comm. O.E.	01-25-243-200	\$12,000	\$3,150
Police Specials S&W	01-25-244-100	\$35,000	\$9,188
Police Specials O.E.	01-25-244-200	\$8,975	\$2,356
<b>TOTAL</b>		<b>\$6,345,539</b>	<b>\$1,570,410</b>
Emergency Management S&W	01-25-252-100	\$0	\$-
Emergency Management O.E.	01-25-252-200	\$32,500	\$8,531
<b>TOTAL</b>		<b>\$32,500</b>	<b>\$8,531</b>
First Aid - WMFAS Contributions	01-25-260-200	\$108,500	\$28,481
First Aid-UGL 1st Aid Squad Contributions		01-25-261-200	\$45,750
<b>TOTAL</b>		<b>\$154,250</b>	<b>\$40,491</b>
Aid To Vol. Fire Co.	01-25-255-200	\$90,000	\$23,625
Fire Prevention Bureau S&W	01-25-265-100	\$182,945	\$48,023
Fire Prevention Bureau O.E.	01-25-265-200	\$11,600	\$3,045
Fire Co. Admin. S&W	01-25-266-100	\$9,089	\$2,386
Fire Co. Admin. O.E.	01-25-266-200	\$260,650	\$68,421
LOSAP	01-25-267-200	\$130,000	\$0.00
<b>TOTAL</b>		<b>\$684,284</b>	<b>\$145,500</b>
Engineering S&W	01-20-165-100	\$272,645	\$71,569
Engineering O.E.	01-20-165-200	\$65,300	\$17,141
<b>TOTAL</b>		<b>\$337,945</b>	<b>\$88,711</b>
DPW Streets & Roads S&W	01-26-290-100	\$1,806,472	\$474,199

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DPW Streets & Roads O.E.	01-26-290-200	\$487,400	\$127,943
DPW Buildings & Grounds S&W	01-26-291-100	\$67,233	\$17,649
DPW Buildings & Grounds O.E.	01-26-291-200	\$65,300	\$17,141
DPW Snow Removal S&W	01-26-294-100	\$250,000	\$250,000
DPW Snow Removal O.E.	01-26-294-200	\$1,047,500	\$1,047,500
DPW Vehicle Maintenance S&W	01-26-315-100	\$340,612	\$89,411
DPW Vehicle Maintenance O.E.	01-26-315-200	\$280,500	\$73,631
<b>TOTAL</b>		<b>\$4,345,017</b>	<b>\$2,097,473</b>
Public Health S&W	01-27-330-100	\$183,120	\$48,069
Public Health O.E.	01-27-330-200	\$39,292	\$10,314
Vital Statistics S&W	01-27-331-100	\$8,090	\$2,124
Vital Statistics O.E.	01-27-331-200	\$2,867	\$753
Housing Standard Bureau O.E.	01-27-332-441	\$20,000	\$5,250
Environmental Health S&W	01-27-335-100	\$211,015	\$55,391
Environmental Health O.E.	01-27-335-200	\$169,220	\$44,420
Animal Control S&W	01-27-340-100	\$99,600	\$26,145
Animal Control O.E.	01-27-340-450	\$0	\$-
<b>TOTAL</b>		<b>\$733,204</b>	<b>\$192,466</b>
Recreation Programs S&W	01-28-370-100	\$275,637	\$72,355
Recreation Programs O.E.	01-28-370-200	\$116,000	\$30,450
Recreation.-Bubbling Springs S&W	01-28-371-100	\$207,851	\$-
Recreation.-Bubbling Springs O.E.	01-28-371-200	\$67,000	\$20,000
Recreation.-Admin. S&W	01-28-372-100	\$138,897	\$36,460
Recreation.-Admin. O.E.	01-28-372-200	\$20,138	\$5,286
Recreation.-Hillcrest S&W	01-28-374-100	\$113,460	\$29,783
Recreation.-Hillcrest O.E.	01-28-374-200	\$55,000	\$14,438
Recreation.-Parks Maintenance S&W	01-28-375-100	\$278,880	\$73,206
Recreation.-Parks Maintenance O.E.	01-28-375-200	\$103,550	\$27,182
Senior Citizen Services S&W	01-28-376-100	\$66,750	\$17,522
Senior Citizen Services O.E.	01-28-376-200	\$12,500	\$3,281
<b>TOTAL</b>		<b>\$1,455,663</b>	<b>\$329,963</b>
Veteran's Bureau S&W	01-20-172-100	\$1,250	\$328
Veteran's Bureau O.E.	01-20-172-200	\$150	\$24
<b>TOTAL</b>		<b>\$1,500</b>	
Public Assistance S&W	01-27-345-100		\$-
Public Assistance O.E.	01-27-345-200		\$-
<b>TOTAL</b>			<b>\$-</b>
Celebration of Public Events O.E.	01-30-420-200	\$20,500	\$-
Mass Transportation	01-30-431-200	\$18,000	\$4,725
Library S&W	01-29-390-100	\$526,000	\$138,075
Library O.E.	01-29-390-200	\$494,640	\$129,843
<b>TOTAL</b>		<b>\$1,020,640</b>	<b>\$267,918</b>
Municipal Court S&W	01-43-490-100	\$266,693	\$70,007
Municipal Court O.E.	01-43-490-200	\$19,950	\$5,237
Municipal Court Prosecutor S&W	01-43-491-101	\$40,000	\$10,500

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Municipal Court Public Defender Fees	01-43-495-450	\$1,000	\$263
<b>TOTAL</b>		<b>\$327,643</b>	<b>\$86,006</b>
Utilities-Electricity	01-31-430-200	\$189,650	\$49,783
Utilities-Street Lights	01-31-435-200	\$56,000	\$14,700
Utilities-Telephone	01-31-440-200	\$143,900	\$37,774
Utilities-Natural Gas	01-31-446-200	\$40,650	\$10,671
Utilities-Fuel	01-31-460-200	\$420,000	\$110,250
<b>TOTAL</b>		<b>\$850,200</b>	<b>\$223,178</b>
<b>MISCELLANEOUS &amp; STATUTORY EXPENDITURES</b>			
PERS	01-36-471-532	\$854,397	\$319,855.00
PERS - Less Library Chargebacks	01-36-471-532		\$-
Social Security	01-36-472-533	\$675,000	\$177,188
PFRS	01-36-472-534	\$1,351,854	\$219,676
DCRP	01-36-475-536	\$7,200	\$-
<b>TOTAL</b>		<b>\$2,888,451</b>	<b>\$716,719</b>
Salaries & Wages Adjustment Account	01-37-480-501	\$40,000	\$-
Shared Services Bloomingdale	01-47-600-200	\$18,258	\$2,967
Compensated Absences	01-38-485-110	\$100,000	
<b>DEFERRED CHARGES &amp; RESERVE FOR UNCOLLECTED TAXES</b>			
Judgements	01-37-480-503	\$0	
Def Charges - Ord 00-09 Impr to Mun Prop	01-46-886-000	\$49,876	
Def Charges - Ord 96-27 Acq of Land	01-46-887-531	\$19,273	
Reserve for Tax Appeals	01-46-886-667	\$1,000,000	
Def Charges - Ord 92-39 Impr to Mun Prop	01-46-887-528	\$2,839	
Special Emergency	01-46-875-528	\$237,012	
	01-46-877-000		
Reserve for Uncollected Taxes	01-50-899-200	\$2,075,000	
<b>TOTAL</b>		<b>\$3,384,000</b>	<b>\$-</b>
GRANTS	G-02-41	\$355,080	\$93,209
<b>SUBTOTAL</b>		<b>\$30,250,076</b>	<b>\$7,939,644.93</b>
<b>CAPITAL BUDGET</b>			
<b>CURRENT YEAR CAPITAL</b>			
Capital Improvements Fund	01-44-900-200	\$200,000	\$-
Cap Improvements Fund Down Payments	01-44-900-200	\$0	\$-
Cap. Improv. Fund-Fire Emer Equip.	01-44-939-290	\$0	
<b>TOTAL</b>		<b>\$200,000</b>	<b>\$-</b>
Debt Service Total	01-45-000-000	\$3,243,104	\$1,044,097.25
<b>TOTAL OPERATING BUDGET</b>		<b>\$33,693,180</b>	<b>\$8,983,742</b>
<b>SOLID WASTE DISTRICT BUDGET</b>			
Solid Waste S&W	26-55-500-100	\$113,719	\$29,851
Solid Waste O.E. All Other	26-55-500-200	\$223,350	\$58,629
Contractual Services	26-55-500-202	\$960,000	\$252,000
Disposal Fees	26-55-500-203	\$680,000	\$178,500
Grants - Recycling County of Passaic	26-41-753-336	\$0	\$-
Prior Year's Bills	26-55-900-900	\$0	\$-

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Commercial Pick Up	26-55-500-201	\$0	\$-
<b>TOTAL</b>		<b>\$1,977,069</b>	<b>\$518,981</b>

Adopted: December 21, 2016

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**~ Resolution 2016 – 393 ~**

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

**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:** 7. Tax Court Appeal

Block & Lot	Name and Address	Amount	Year	Reason
13604/2	Schneck Law Group LLC 301 South Livingston Ave. Suite 105 Livingston, NJ 07039	\$5,083.38	2013	7
		\$5,229.58	2014	7
		\$5,359.70	2015	7
7702/9	Ventura, Miesowitz, Keough & Warner A Professional Corporation Counselors At Law 783 Springfield Avenue Summit, NJ 07901	\$4,041.49	2012	7
2511/5		\$1,648.10	2013	7
1101/16		\$262.50	2013	7
		\$331.20	2014	7
15804/12		\$3,577.00	2014	7
<b>TOTAL</b>		<b>\$25,690.95</b>		

Adopted: December 21, 2016

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**~ Resolution 2016 – 394 ~**

**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:

**REASONS:**

- |                           |                          |
|---------------------------|--------------------------|
| 1. Incorrect Payment      | 2. Duplicate Payment     |
| 3. Senior Citizen         | 4. Veteran Discount      |
| 5. Homestead Rebate       | 6. Tax Appeal CB         |
| 7. State Court Tax Appeal | 8. 100% Disabled Veteran |

Block/Lot	Name	Amount	Year	Reason
407-002 4009-10	Masessa & Cluff Esq. 1524 Route 23 North Butler, NJ 07405	\$1,950.00	2016	2
		\$3,447.00	2016	2
1816-5	David Wagner 130 N. Main Street New City, NY 10956	\$2,481.00	2016	2
2715-10	Refund Department CoreLogic R.E. Tax Service PO Box 961250 Fort Worth, Texas 76161-9858	\$1,740.00	2016	2
5311-3.10		\$426.00	2016	2
5708-7		\$1,899.00	2016	2
11302-20		\$1,908.00	2016	2
13002-11		\$7,362.00	2016	2
14301-4		\$2,226.00	2016	2

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Block/Lot	Name	Amount	Year	Reason
15203-11		\$2,877.00	2016	2
15401-8		\$2,492.00	2016	2
16005-17		\$2,475.00	2016	2
16402-3		\$1,849.00	2016	2
3505-4	Richard J. Billets 36 Reidy Place Hewitt, NJ 07421	\$1,643.00	2016	8
03603-7	Investa Services, LLC Christina Trust as Custodian	\$10,471.01	2016	2
7104-9	2020 Howell Mill Rd. NW Ste C513 Atlanta, GA 30318	\$1,805.08	2016	2
4901-22	Terrance Zielinski 120 Kitchell Lake Drive West Milford, NJ 07480	\$3,347.00	2016	2
6704-1.02	Fortress Title Agency, Inc. 102 Chestnut Ridge Road, 2 <sup>nd</sup> Floor Montvale, NJ 07645	\$2,652.00	2016	2
7206-2	Chancellor Title Agency, Inc. 59 Lincoln Avenue Fair Lawn, NJ 07410	\$2,577.00	2016	2
9406-8	Ardent Title Group, LLC 24 Sheridan Avenue Ste. 2 Ho-Ho-Kus, NJ 07423	\$2,778.00	2016	2
10103-10	Foundation Title LLC – Roseland 3 Becker Farm Road Suite 305 Roseland, NJ 07068	\$3,308.00	2016	2
11001-20	Lereta Att: Central Refunds 1123 Park View Drive Covina, CA 91724	\$2,065.00	2016	2
2306-9	Shlish Bkarka Tr 115 Wallabout St. # 4R Brooklyn, NY 11206	\$792.85	2016	2
<b>TOTAL</b>		<b>\$64,570.94</b>		

Adopted: December 21, 2016

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**~ Resolution 2016 – 395 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF OVERPAYMENTS – SENIOR CITIZEN/VETERAN DEDUCTION**

**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:

**REASONS:**

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

Block & Lot	Name and Address	Amount	Year	Reason
201/8.01	Jill Smith 32 Goldfinch Lane Hewitt, NJ 07421	\$ 250.00	2016	3
6201/9	Robert & Laura Muttillio 140 Marshall Hill Road West Milford, NJ 07480	\$ 250.00	2016	3
10811/5	Georgianna L Simon 576 Otterhole Road West Milford, NJ 07480	\$ 250.00	2016	3
9702/4	Rosa Miraglia	\$ 250.00	2016	3

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	904 Union Valley Road West Milford, NJ 07480			
15401/44	Rocco & Eileen Di Domenico 37 Post Place Newfoundland, NJ 07435	\$ 250.00	2016	3
16806/5	Edward & Peggy Logan 160 Greendale Drive Oak Ridge, NJ 07480	\$ 250.00	2016	3
102/31	John & Priscilla Laski 1983 Clinton Road Hewitt, NJ 07421	\$ 250.00	2016	3
12501/3	Henry & Kathryn Manger 47 Otterhole Road West Milford, NJ 07480	\$ 250.00	2016	3
<b>TOTAL</b>		<b>\$2,000.00</b>		

Adopted: December 21, 2016

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~ Resolution 2016 – 396 ~

**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>Recreation Basketball</b>		
Grace	\$80.00	Lauren Fiorilla 1432 Macopin Road West Milford, NJ 07480
<b>Recreation Basketball (5<sup>th</sup> - 8<sup>th</sup> Grade)</b>		
Amelia	\$90.00	Mark Pilatowski 21 Sweetman Lane West Milford, NJ 07480
<b>Recreation Basketball (5<sup>th</sup> - 8<sup>th</sup> Grade)</b>		
Erin	\$80.00	Kristie Timmins 118 Rolling Ridge Road West Milford, NJ 07480

Adopted: December 21, 2016

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~ Resolution 2016 – 397 ~

**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
10402-003	Mary Lou Garrison	\$1,554.00	2016
4002-4	Darlene Gauer (Ackerman)	\$3,522.98	2016
15301-8	John & Laura Barrere	\$2,335.00	2016
4201-27	Keith Pergola	\$3,001.00	2016
17201-22	Jay Cahill	\$500.00	2016
7206-10	John Pugliese	\$2,500.00	2016
10502-2	Charles & Barbara Richnavsky	\$1,639.00	2016

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4301-27	Joy Keefer	\$5,112.00	2016
3102-7	Tracy & George Stoft	\$1,940.21	2016
<b>TOTAL</b>		<b>\$22,104.19</b>	

Adopted: December 21, 2016

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**~ Resolution 2016 – 398 ~**

**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.

**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
15-0067	10/13/2015	07801-042.05	\$11,271.30	FIG CAPITAL INVESTMENTS NJ13; LLC MTAG CST FIG CAP INV NJ13 8323 RAMONA BLVD W. STE 2 JACKSONVILLE, FL 32221
16-0095	10/11/2016	16504-007	\$3,021.07	
16-0006	10/11/2016	00602-001	\$23,623.39	CHRISTIANA TRUST AS CUSTODIAN GSRAN-Z; LLC DEPOSIT ACCOUNT PO BOX 71276 PHILADELPHIA, PA 19176
16-0084	10/11/2016	12307-040	\$8,195.93	
16-0023	10/11/2016	01802-017	\$20,657.67	US BK CUST/PC6 LLC STERLING NATL 50 SOUTH 16 <sup>th</sup> ST., SUITE 2050 PHILADELPHIA, PA 19102
16-0045	10/11/2016	04701-004	\$14,081.75	
16-0052	10/11/2016	06202-001	\$7,906.12	US BANK CUST BV002 TRST & CRDTRS 50 SOUTH 16TH ST; SUITE 2050 PHILADELPHIA, PA 19102
16-0062	10/11/2016	07801-012.01	\$6,813.17	
16-0068	10/11/2016	09401-024	\$5,703.67	
16-0063	10/11/2016	07801-027.06	\$2,007.35	FWDSL & ASSOCIATES LP 17 WEST CLIFF STREET SOMERVILLE, NJ 08876
<b>Grand Total:</b>			<b>\$103,281.42</b>	

Adopted: December 21, 2016

Agenda No. X 17

**~ Resolution 2016 – 399 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING IN REM 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.
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.

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

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4. This resolution shall take effect immediately.

Adopted: December 21, 2016

Antoinette Battaglia, Township Clerk

**Certification**

I, Antoinette Battaglia, Township Clerk, of the Township of West Milford hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Council for the Township of West Milford at a duly convened meeting held on December 21, 2016.

Antoinette Battaglia, Township Clerk

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, 2015	NAME OF OWNER AS APPEARS ON LAST TAX DUPLICATE
1	Smithville Road 706-1	06-005	04/11/2006	05/08/2006 BK-M7845 PG-192	238.65	5,950.94	6,189.59	SALVATORE DI FRANCO
2	Hanover Road 901-4	08-009	04/08/2008	04/23/2008 BK-M9804 PG-32	1,388.27	32,179.59	33,567.86	MARSHALL, L (DEC'D) & JAMES H MCGEE
3	Princeton Road 1002-7	02-004	04/08/2002	04/8/2004 BK-M1546 PG 31	804.37	30,063.22	30,867.59	MARCH, P & V C/O GEORGE P MARCH
4	Newark Road 1603-4	14-0011	10/14/2014	10/31/2004 BK-M13253 PG 297	339.56	1,253.85	1,593.41	PAPASSO, FRANK & JEAN C/O L. WELLS
5	17 Risley Road 1608-4	10-009	03/23/2010	04/12/2010 BK-M10906 PG-7	140.31	4,460.49	4,600.80	O'LEARY BROTHERS CONSTRUCTION
6	Lakeshore Drive 1812-1	10-019	03/23/2010	04/12/2010 BK-M10906 PG-13	1,245.01	18,932.41	20,177.42	CORSINI, ALFRED & JANE C/O JAN DUTKO
7	Burrow Road 2018-7	08-029	04/08/2008	04/23/2008 BK-M9804 PG-83	1,605.87	36,889.15	38,498.02	YF REALTY ASSOCIATES C/O CASALE & PELL.
8	Hampton Road 2311-26	98-32	04/09/1998	06/03/1998 BK-W187 PG-274-275	82.10	15,524.08	15,606.18	BETTY SIMON, TRUSTEE, LC HI LAKES CORP
9	Lakeshore Drive 2402-3	06-017	04/11/2006	05/08/2006 BK-M7545 PG-182	637.57	12,207.44	12,845.01	BIVEFISH HOLDINGS LLC OF NJ BIVEFISH HOLDINGS LLC
10	Belcher Ave 3605-11.01	89-51	10/05/1989	11/15/1989 BK-R118 PG-076	365.88	11,814.43	12,180.31	UNKNOWN OWNER/UNKNOWN
11	East Shore Road 4202-4	99-076	04/12/1999		237.00	25,406.21	25,643.21	CRANMER, ROBERT & NANCY
12	John Street 6603-24	90-71	09/26/1990	10/26/1990 BK-Z122 PG-338-339	30.78	2,223.59	2,254.37	UNKNOWN

**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, 2015	NAME OF OWNER AS APPEARS ON LAST TAX DUPLICATE
13	Lawrence Kocher Ln 6701-11	90-73	09/26/1990	10/26/1990 BK-Z122 PG-342-343	950.06	53,797.37	54,747.43	UNKNOWN
14	Palmetto Lane 6703-5	09-071	03/25/2009	04/15/2009 BK-M10331 PG-86	36.73	1,352.05	1388.78	UNION VALLEY ONE C/O SCHIELKE & NIZER
15	Pine Lane 6704-6	89-73	10/05/1989	11/15/1989 BK-Q118 PG- 585	81.06	9,617.15	9,698.21	UNKNOWN
16	Valley View Lane 7213-1.02	10-074	03/23/2010	04/12/2010 BK-M10906 PG-110	3,053.70	35,513.26	38,566.96	CASTRONO VA, STEVEN & CHRISTINE
17	Dockerty Hollow Rd 8501-18	94-132	05/13/1993		620.78	72,288.13	72,908.91	HENRY W HERMAN
18	Brady Street 10706-13.01	15-0079	10/13/2015	10/30/2015 BK-M13689 PG-220	244.22	392.83	637.05	PAMELA ATFIELD
19	Brady Street 10706-13.02	15-0080	10/13/2015	10/30/2015 BK-M13689 PAGE 222	244.22	392.83	637.005	ROBERT ATFIELD
20	22 Torne Mountain Rd 12305-9	11-106	04/19/2011	05/10/2011 BK-M11473 PG-265	3,173.51	54,181.64	57,354.15	WM HENRY VOIGHT
21	7 Setting Sun Trail 12311-27	14-0073	10/14/2014	10/31/2014 BK-M13254 PG-161	12,899.68	23,179.23	36,078.91	STREICHER , LESLIE K C/O AL STREICHER
22	Paterson Hamburg Tp 12701-13	89-111	10/05/1989	11/15/1989 BK-R118 PG-034	106.13	13,359.55	13,465.68	UNKNOWN
23	Oakridge Road 15901-15	89-119	10/05/1989	11/15/1989 BK-R118 PG-048	1,124.04	59,730.57	60,855.61	UNKNOWN
24	Oakridge Road 15903-3	89-120	10/05/1989	11/15/1989 BK-R118 PG-050	90.17	10,965.42	11,055.59	UNKNOWN
25	3070 Route 23 16605-25	09-135	03/25/2009	04/15/2009 BK-M10330 PG-295	2,949.88	43,288.24	46,238.13	GIAMO M SANGER B & M & B ASSOC.

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.

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 Rita DeNivo, Tax Collector T-1360

Agenda No. X 18

~ Resolution 2016 – 400 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2017**

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

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**WHEREAS**, applications have been made for the new licenses and the renewal of various Licenses for the 2017 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 2017 Licenses as listed below and;

<b>License No.</b>	<b>2017 FIREARMS RANGE</b>
2017-01	Meadowbrook Rifle & Pistol Club
<b>License No.</b>	<b>2017 POOL TABLE LICENSES</b>
2017-05	NTI LLC, The New Jessie's Kettle Inc.
2017-06	Hplay of West Milford Liquors LLC, Island of Spirits
2017-07	Josef Lang Holdings LLC, The Lakeshore Inn Bar
2017-08	Valley View Pub
<b>License No.</b>	<b>2017 TAXI OWNER LICENSES</b>
2017-04	Heidi Godau – Elite Car & Taxi Services LLC
<b>License No.</b>	<b>2017 TAXI DRIVER LICENSE</b>
2017-04	Elite Car & Taxi Services LLC – Stephen Godau
<b>License No.</b>	<b>2017 CLOTHING BINS</b>
2017-22,23,24,25 2017-26,27 2017-28,29	<b>NJ NY Volunteer Fireman's Association / H&amp;M Leasing Corp</b> Bearfort Plaza 4 bins WM Twp First Aid Squad 2 bins – Rt 23 Newfoundland WM First Aid Squad 2 bins – Ridge Rd, West Milford
<b>License No.</b>	<b>2017 PRECIOUS METALS</b>
2017-01	Jewelry Repair Center, LLC, Linda A. Leaman
2017-02	J. Alexander Fine Jewelry LLC, Alexis Randolph

Adopted: December 21, 2016

Agenda No. XI

**Consent Agenda**

None.

Agenda No. XII

**Approval Of Expenditures**

~ Resolution No. 2016 – 401 ~

**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	\$212,023.20
3	Reserve Account	3,920.55
2	Grants	73,068.96
6	Refunds	195,793.31
1	General Ledger	0.00
26	Refuse	54,118.08
4	Capital	443,465.08
19	Animal Control	9,060.44
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	2,122.18

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

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19	COAH	0.00
16	Development Escrow	1,885.75
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	0.00
Total		\$995,457.55
Less Refund Resolution		-195,793.31
<b>Actual Bills List</b>		\$799,664.24
Other Payments		
BOE		4,505,630.00
P/R		552,214.54
<b>Total Expenditures</b>		<b>\$5,857,508.78</b>

Adopted: December 21, 2016  
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Moved: Erik                      Seconded: Signorino  
 Voted Aye: Erik, Hensley, Wagner, Dale, Signorino, Lichtenberg  
 Voted Nay: None  
 Motion carried.  
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Agenda No. XIII

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

Councilman Signorino wished everyone a Merry Christmas and Happy Holidays. Anyone who is interested in coming to the Museum, there is a designated group of volunteers ready to inform the residents about the history of our wonderful town. If you have something to share, contact Tonya Cubby, Township Administrator, or bring it over to the Museum. The Museum is open from 1pm – 4pm on Saturdays. The Planning Board had a meeting with Inserra and they went for a final approval of their ShopRite building. Everything is being reviewed and he will keep everyone updated on the progress.

Councilwoman Lichtenberg stated that this is the last meeting for Council President Michele Dale. She always thought that Ms. Dale did a tremendous job. Ms. Dale checked into all of the statistics, background, analyzed budgetary items and had great ideas. She really appreciates everything Ms. Dale did and hopes that she attends the budget meetings in the future. She wished her the best and wished everyone a great holiday.

Councilwoman Erik mentioned that on Friday, she and Councilman Wagner attended a snow meeting. During the storm on Saturday, she went and visited the roads that were treated with brine and noted that the roads looked great. She suggested that township use brine on all of the roads and thanked the DPW. She wished everyone a Merry Christmas.

Councilman Hensley wished everyone a Merry Christmas and Happy Holidays. He stated that the EDC requested that the ordinance establishing the Annual Town-Wide Garage Sale be amended. They requested that the date be switched from the 4<sup>th</sup> weekend in September to the 3<sup>rd</sup> weekend. He noted that Ringwood holds their town-wide garage sale on the 4<sup>th</sup> weekend so the EDC requested the change. Township Administrator/Clerk Battaglia explained that the date is usually established by resolution every year and suggested establishing an ordinance. The council gave consensus.

Councilman Wagner said for the Recreation Committee, the Westbrook Park project is complete. Recreation basketball and travel basketball is now underway and there are 300 recreation basketball participants and 135 travel participants. Registration is now open for indoor soccer grades K -12 and spring lacrosse grades 2 - 8. He attended the snow committee as mentioned and they started a program with brine to evaluate the effectiveness. The cost of the brine was approximately \$7,000. According to Mr. Steines, we have three or four more storms where we can use it to see the results and then we will have to analyze the cost analysis and savings. Councilman Wagner stated that the brine is more effective in helping with the black ice, clearing the roads faster, and saving on manpower and overtime. He hopes that grit will be eliminated after this season. The first meeting for the fireworks committee will be on Thursday, January 19<sup>th</sup> at 7pm at Hillcrest. The first meeting topics will include entertainment and sponsorship goals. This year's celebration date is July 1<sup>st</sup> 2017 and the rain date will be July 8<sup>th</sup>. The menorah lighting is set for December 29<sup>th</sup> at 7pm in front of Town Hall. He wished everyone a Merry Christmas, Happy Hanukkah, Happy Holidays, and Happy New Year. Lastly, he mentioned that he was pleased working with everybody on his first year on the council. We are very fortunate working first hand with some of the department heads. He noted that Ms. Battaglia did a tremendous job as an administrator for the first year. He looks forward to working with Councilman Elect McGuinness.

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

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Council President Dale announced that it has been a huge privilege and honor to serve this council for the past three years and the last year as council president. She said she is confident that as a result of her efforts, the governing body will incorporate long range fiscal and capital planning. She thanked her fellow council members in particular, Councilwoman Lichtenberg, Councilwoman Erik and Councilman Hensley for debating differences with respect and fostering a healthy government. She hopes that the betterment of West Milford continues to be the councils' focus throughout the years to come. She noted that upon making the decision to obtain her position on the West Milford council four years ago, there were many opinions shared with her regarding the mayor, council members, and municipal staff. She thanked Mayor Bieri for her public service and said she is always prepared, does her research, makes decisions based on sound reasoning and always put the township residents before politics. In conclusion, she thanked the residents for providing her the opportunity to serve them and she looks forward to her continued involvement. She wished everyone Happy Holidays, Merry Christmas, Happy Hanukah and Happy New Year.

Mayor Bieri said that rumors in this town spread widely and most of them have no truth or fact to it. She said she heard a lot of rumors about Council President Dale and she said she didn't get the same impression that people were telling her. She explained that she takes great pride in evaluating everybody, whether it is the residents, staff, fellow council people, or anybody else for who they actually are and hopes that everyone would do that. Mayor Bieri thanked Council President Dale for her service and encouraged her to attend future meetings. Mayor Bieri mentioned that she had a 50<sup>th</sup> anniversary vow renewal ceremony. She wanted to recognize Tanya and Jim Brozowski for 50 years of marriage. It was a very special event. Due to recent census data, the municipality had lost \$110,000 in funding for paratransit services. She thanked the Passaic County Freeholders, Passaic County Administrator, their staff, and the township's staff for working so diligently together for a new program despite that huge funding cut. She thanked members of the council who voted at the last meeting in favor of the \$5,000 grant for the Drive Sober or Get Pulled Over township enforcement. Due to the huge substance abuse problem, she would find it shocking that someone would vote against taking money to offset our cost for enforcement that we are going to do anyway. Regarding the budget, there are always staff members that are looking for opportunity to save money. She recognized Denyse Todd in the Planning Department for finding \$10,142 in escrow monies that was allotted to the township. Those funds will be added to the general fund. In addition, she wanted to recognize Judy Manning, the Senior Account Clerk in the Finance Department. She discovered discrepancies in the municipalities over 40 accounts with Rockland Electric. After going through the records over a year and a half, the township will be receiving a refund check, rather than owing Rockland Electric, in the amount of \$9,872. Between those two staff members, we have \$20,000 that we wouldn't have otherwise acquired. Those efforts should be recognized. She wished everyone a Merry Christmas, Happy Holidays, and Happy New Year. She thanked all of the staff, professionals, and public who work with the governing body side by side throughout the year.

Township Administrator/Clerk Battaglia said she took some time the past week to write a year in review for the governing body. She stated that she is blown away by what the council has accomplished this past year as the leaders of this community. She thanked the governing body for the level of direction that has been given and the staff has been unbelievable in following the guidance. In the beginning of the year, this council said that they wanted to change the culture in Town Hall and we are striving to meet that goal.

Township Attorney Semrau thanked the governing body for being able to serve this year as the Township Attorney. He thanked Council President Michele Dale for allowing him to serve, for listening, and always giving him a chance to be heard. He appreciates all of the time they spent working on various things. He wished everyone a happy holiday.

Agenda No. XIV

**Appointments and Resignations**

None.

Agenda No. XV

**Adjournment**

There being no further business to come before the Council, the Township Council adjourned the meeting at 8:22 p.m.

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

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Approved:            January 04, 2017

Respectfully submitted:

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

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Nichole Hanrahan Clerk Typist

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MAYOR BETTINA BIERI, PRESIDING OFFICER

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ANTOINETTE BATTAGLIA, TOWNSHIP CLERK