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

Minutes of: Governing Body Workshop Meeting  
Date of Meeting: March 1, 2017  
Time of Meeting: 6:30 pm  
Minute Page No: Page 1 of 24

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The Workshop 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 Workshop meeting was advertised in the Herald News in its issue of December 25, 2016 and January 1, 2017; 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.

Agenda No. I

**Roll Call**

Present: Councilmembers Ada Erik, Mike Hensley, Tim Wagner, Peter McGuinness, Luciano Signorino, Marilyn Lichtenberg, Mayor Bettina Bieri.  
Absent: Fred Semrau  
Also Present: Township Administrator/Clerk Antoinette Battaglia

Mayor Bieri stated for the record the Administration excused Fred Semrau.

Agenda No. II

**Reading of or Approval of Unapproved Minutes**

February 1, 2017 Workshop Meeting  
February 8, 2017 Special Meeting  
February 15, 2017 Executive Session

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Moved: Erik Seconded: McGuinness  
Voted Aye: Erik, Hensley, Wagner, McGuinness, Lichtenberg  
Voted Nay: Signorino  
Motion carried.

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Agenda No. III

**Meetings**

Mayor Bieri noted the future meeting schedule:

March 8, 2017 Budget Meeting  
March 16, 2017 Regular Meeting  
March 22, 2017 Budget Meeting

Agenda No. IV

**Proclamations**

Music in Our Schools and Art Youth Month – Heather Burns, Drama Teacher, joined Mayor Bieri to accept the proclamations and Heather Burns spoke about the program.

Agenda No. V

**Presentations**

Music in Our Schools and Art Youth Month, High School Performance – Mayor Bieri invited Heather Burns, Drama Teacher, and some of her students to perform a song from their upcoming production, *How to Succeed in Business Without Really Trying*.

2017 Budget, Mr. Casey, Budget Consultant – Mr. Casey stated that the budget format is the same as years past. 2014 and 2015 shows the full expenses, the 2016 budget shows what was adopted and expended and 2017 is what the department asked for and what was recommended.

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For each account as in the past, there is a summary and sub account sheet which lists everything from the department requests. The financial sheet shows added comments highlighting areas you might want to explore further. It shows requests from the departments based upon four years worth of account history. The nominal difference between the 2016 and 2017 budget was only \$72,000.

Mr. Casey talked about incorporating the resurfacing program costing \$1,000,000 and the \$60,000 for fire equipment. The total budget between 2016 and 2015 was \$720,000. The largest fix cost increase is debt service. The library is contributing \$151,000 towards that debt service and is coming in as revenue. All the money for tax appeals that was set aside has been expended. The legal costs have grown. General services and group insurance increased. The township would share in 27.5% of the library maintenance costs for use of the public space. The estimated cost of \$25,000 to the township. The estimated cost is about \$90,000 (electrical, HVAC, elevator maintenance, cleaning). \$15,000 included for HVAC issues. Mr. Casey recommends increasing the reserve funds for uncollected taxes each year to reflect the fact that taxes increase and surplus will build. The Gypsy Moth and Mass Transit is included and those are the two items that are different between the two years.

Revenues in the budget are listed on the top line and it shows what the actual expenses were. The top line is only \$54,000 over gross. Property taxes are up \$1,279,000. The grants and MRNA were removed. Other revenues in current budget are \$9,074,000. Two years ago it was about \$9.9.

Surplus is \$2.6 million. With surplus you want to anticipate what you normally would generate.

Councilman Hensley asked about adding the road resurfacing into the operating budget and the cost to the average household. Mr. Casey stated one cent. One cent generates about \$240,000.

Mr. Casey spoke a little about the pay as you go concept. There is a way of doing that without adding \$1,000,000 into the budget. If you want to reduce your bond cost; decrease the annual appropriation for debt services and bond payment. Phase in pay as you go over two or three years. The goal of getting to less reliance upon debt service for reoccurring is good. You can phase into it without using the debt section of the budget and just draw down the bonds.

Discussion:

Councilman Signorino asked if the Council could get consensus on this, the schedule, and how this would work over the 10 years. Mr. Casey said there are better ways to maintain control of the debt. Councilman Wagner said if the Township adds the \$1,000,000 into the budget, the residents are looking at an additional \$100 tax increase. This is a good year that we could potentially get close to a zero tax increase. Councilman Signorino said the capital is more misleading because when it comes to the budget the road resurfacing will be a line item in the budget. In capital it gets bundled up into one big lump sum. Mr. Casey stated that the debt payment will not go down because we are sitting on \$10,000,000 in notes, and part of the problem is the capital programs have been piling up. He suggested that the township maintain flexibility in budgeting for unforeseen needs. For example, if two firetrucks are in accidents the Township will suddenly be faced with a \$1,000,000 expense. Mayor Bieri stated while interests are low they are still bonding at a higher rate than earned. She asked about taking the bands and going to bonds so we can lock in the lower rates. Mr. Casey said the debt plan shows the bond was put out in 2016 for \$6,000,000, in short term you would be paying about \$400,000 a year on it. Normally a bond life is 10 years. There are alternate ways of accomplishing what the Council wants to do by using structured debt. Mayor Bieri asked Mr. Casey could put an analysis together so the Council could see their options in terms of the cost for the \$1,000,000 in road resurfacing, the cost of converting the band to bonds, and the rolling into a 3 year cycle. Administrator Battaglia asked when there is a schedule for bond payments are you required to meet the payment or can you pay extra and does it go to principal. Mr. Casey stated most times bonds are done fix terms. There is a very specific set of laws governing how a bond must be paid down. Every year a certain amount must be paid down and it can't be ballooned. There is a schedule that must be followed unless otherwise approved by the State. There is not really any flexibility in municipal debt. The draft budget is very close and there are some discussion issues. We could schedule this discussion for the next meeting. There is not a lot of discretion in these budgets for Council consideration.

Administrator Battaglia said at one of the Snow Committee Meetings, there was a discussion about the snow reserve and trying to use a formula to show how much should be maintained in that reserve. Mayor Bieri asked if the money in the snow trust account has to be spent on specific storm related items. Mr. Casey suggested bringing the snow trust account into the budget under surplus. When you have a reserve account you have to basically return it to the surplus and then you can spend from it. The restrictions could be discussed the following week. Councilman Signorino asked for the most actual picture possible of the 2016 budgeted money and what bills are still lagging. Mr. Casey said he could print out a budget reserve showing what is left in every single line. Councilman Wagner asked if Mr. Casey could overlook the entire snow budget. Mr. Casey stated the 2016 snow costs are accurate.

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Mayor Bieri announced the Annual Volunteer Award Recognition night will be held on April 19, 2017. This is an opportunity for non-profit organizations to come before the Governing Body and television audience to describe what they do in terms of their goals and activities. The Governing Body makes a selection out of nominations as to who should receive the Annual Volunteer Award of the Year. Nomination forms can be picked up at Town Hall, the Recreation Center, Library and Hillcrest Community Center. The forms are due no later than next Wednesday, March 8th by 4:30 at the Clerk's Office. Feel free to nominate anybody you like. The Governing Body will review them and the Council will make a decision.

Gypsy Moth Spraying, Michael Hodges, Health Officer – Mr. Hodges discussed the Gypsy Moth infestation and the treatment process. The cost is approximately \$67,000. Last year the Township was reimbursed 31%, and this year 51% will be reimbursed if the Council decides to move forward with the treatment.

Discussion:

Councilman Signorino said the cost seems to be off and he had concerns about spraying a pesticide into the environment. If there are any complaints from residence he would like to see them. Mr. Hodges said the treatment is aerial spraying of a pesticide which has been used in the past. It's a safe bacterium naturally occurring in the soil environment. The treatment killed 60-70% of the Gypsy Moths last year. Last year's treatment was so effective that's why the percentage has dropped significantly. The caterpillars can defoliate a tree quickly causing it to become weak, possibly fall and cause major damage. Mr. Hodges stated in 2015, 40,000 acres here in West Milford were severely damaged by these caterpillars. If this is something that moves forward the Health Department will keep the Township informed at all times. There is a no spray time that has been designated from 7:30am to 8:30am. If the weather is perfect this will only take two hours. Councilman McGuinness said the cost is \$66,000 with a 50% reimbursement. Mr. Hodges confirmed and also said the cost per acre per the state contract is \$52.00.

Mayor Bieri stated there is a valid legitimate concern on both ends. If the infestations aren't treated then they will affect the trees and eco system. There are obvious other safety concerns regarding the spraying. The other option people are faced with is spraying on their own and those chemicals are much harsher.

Mr. Hodges said with regards to keeping the residents notified, something he has used effectively in the past, for information like this and other beneficial health information has been Twitter. He asked for permission for the Health Department to have its own Twitter Account. Administrator Battaglia said this will be a discussion for a future Workshop Meeting.

Passaic County Open Space Grant Applications and Public Hearing, Tim Roetman, Director of Community Services and Recreation – Mr. Roetman said there are two applications he would like to submit for the rehabilitation of the Bubbling Springs Softball Field, and the Apple Acres property on Union Valley Road.

Discussion:

Mr. Roetman said there is a large slope in the field that needs to be leveled out. The slope causes rain water to accumulate. The water and the clay run off the field into the river. Councilman Hensley suggested adding a french drain to help with the rain water situation. It's primarily used by the smaller youth kids in town. Bubbling Springs Fields are the heaviest used fields in town. There is a significant drop off on the field. The plan is to basically fill it in and add a retaining wall by the first baseline to hold in any moisture so that it's not running off the field. The plan will also level out the field. Councilman McGuinness said the reason why the older kids don't use the field is because of the conditions. Administrator Battaglia said the purpose of this application is to improve the grading. Mayor Bieri stated if this application is successful it will make the field more playable and safe. Administrator Battaglia said in the past the County has rejected applications requesting funds where the match is too small. Mayor Bieri stated from their perspective if the Township is not willing to fund the request then why should the County. Mr. Roetman said the question the Governing Body will have to answer in this application to the County is to commit future funds down the line in 2018 or 2019 either out of the Open Space Tax Funds, or set aside money out of the Capital Requests to fund the balance of this project.

Mr. Roetman said the Apple Acres property was purchased by the Township in 2013. The property was set aside for future recreational purposes. The plan is to expand, add a soccer softball field combination and walking paths. The Engineer suggested adding a parking lot in the front. The application presented is a description suggested by the Engineering Department; instead of budgeting for an entire project all at once, it was the Engineer's recommendation doing the project in two phases. This is an application for phase one with strictly engineering costs. At a later point in time we can request phase 2 funds from the County. The grant applications are due by March 10<sup>th</sup>. Total project cost is assumed to be \$50,000 for Engineering and requesting 50%, \$25,000 from the County.

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Administrator Battaglia said the Resolution is not on the Agenda. With regards to that the Mayor has to open the meeting to the Public, and the Governing Body could make a motion to authorize the submittal of the grants. If the Governing Body is amenable by motion, they can authorize the submittal of the Resolutions.

Mayor Bieri stated it's not on the Agenda but we should be approving it tonight. There's a standard resolution by motion and we can pass it.

Mayor Bieri opened the discussion to the Public regarding the Open Space Grant Applications. Motion to close public comments since no comments.

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Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Hensley, Wagner, McGuinness, Signorino, Lichtenberg  
Voted Nay: None.  
Motion carried.  
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Administrator Battaglia would put the motion into words and state that the Governing Body would be willing to consider a Motion to authorize the Resolution, for the submission and acceptance for two Grants to Passaic County, for the Appraisal of Bubbling Springs Ballfield, and Engineering Work for Apple Acres.

Councilman Hensley stated he would like to have two separate motions.

Administrator Battaglia stated the first motion will be seeking to send a Resolution for the submission acceptance of a Grant to Passaic County for Open Space funds for improvements of the Bubbling Springs Ballfield.

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Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Wagner, McGuinness, Signorino, Lichtenberg  
Voted Nay: Hensley  
Motion carried.  
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Councilman Hensley stated he would like to go on record and say that it's a worthy project, however; he couldn't support it at this time because of the Township's debt  
Administrator Battaglia said the second motion is for the Governing Body to submit a Resolution to Passaic County for Open Space funds for Engineering Service at Apple Acres.

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Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Hensley, Wagner, McGuinness, Signorino,  
Voted Nay: Lichtenberg  
Motion carried.  
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Mayor Bieri stated both Motions have passed.

Councilman Signorino asked Mr. Roetman for an update on Nosenzo Pond.

Discussion: Mr. Roetman said the Township Engineer emailed the Department of Environmental Protection numerous times and has yet to receive a response. Our Administrator has contacted Senator Pennacchio's office to help us intervene. Joseph Kosinsky from Ferriero Engineering has sent in a timeline of all the correspondence with the Department of Environmental Protection. Administrator Battaglia stated the timeline was sent to Senator Pennacchio's office yesterday. Mr. Roetman stated the original application was submitted in 2015 and we had to get the Highlands Act Exemption which was received late in 2015, then we had to submit a Wetlands application to the Department of Environmental Protection. Administrator Battaglia stated we did receive a response from the Department of Environmental Protection in 2016, and they sent our application back after numerous attempts to compel action. There was contact made by Mr. Ferriero's office. Mayor Bieri had reached out to the Governor's Office and that did compel a response in the fall of 2016. They did send the application back stating there was an issue with a parking spot. We had to reconfigure the parking areas. It was then resubmitted to the Department of Environmental Protection and that's where it's been languishing. Mr. Wagner made a suggestion that we reach out to Senator Pennacchio's office. On Monday Tim retrieved his timeline and both were sent to Senator Pennacchio's office. The Senator will take any necessary steps to compel some movement on the application.

Agenda No. VI

**Executive Session**  
None

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Agenda No. VII

**Discussion Items**

1.	Discussion: West Milford PEG Television Commission – Request to Amend Policies and Procedures: Administrator Battaglia stated there is a Resolution on the Agenda this evening to have specific items added to the WM77 Policies and Procedures. This evolved because the Governing Body approved the Policies and Procedures Manual for WM77 and their day to day operations and amendments are necessary. The Governing Body discussed sponsorships and advertising. It was decided that the resolution did not need to be revised.
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Agenda No. VIII

**Public Comments**

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

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

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

Agenda No. IX

**Council Comments**

None

Agenda No. X

**Action Items**

Mayor Bieri stated Ordinance 2017-001, was introduced on February 1, 2017, and we had the Public Hearing February 15, 2017. It's up for Final Adoption by the Governing Body.

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

Discussion: Councilman McGuinness asked if the Governing Body received the highlighted version with the differences. Mayor Bieri stated that there was not a highlighted version. There are two completely separate documents so they can't be redlined. The reason the document couldn't be redlined is because we are asking the Governing Body to Adopt the States Model. Administrator Battaglia said the State Model has changed and the township's was never updated. Administrator Battaglia explained how a business owner brought the discrepancy to the Health Department after a complaint. The Mayor suggested tabling the ordinance. As it stands an officer can ask a resident to company and turn down the volume but nothing can be enforced. Councilman Signorino made a motion to table this discussion to the April Workshop Meeting. Councilman McGuinness seconded it.

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

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All in favor

~ Ordinance 2017 – 001 ~

**ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING AND CORRECTING CHAPTER 226, "NOISE", OF THE REVISED GENERAL ORDINANCES**

**BE IT ORDAINED** by the Municipal Council of the Township of West Milford, County of Passaic, State of New Jersey, as follows:

**WHEREAS**, the originally submitted ordinance lacks or alters definitions in the areas of Emergency Work and Real Property Line; there are section citation errors to N.J.A.C. 7:29 in the text, and Table IV is missing, the following amendments are hereby made:

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**§226-1. Definitions.**

The following words and terms, when used in this ordinance, shall have the following meanings, unless the context clearly indicates otherwise. Terms not defined in this ordinance have the same meaning as those defined in N.J.A.C. 7:29.

"Construction" means any site preparation, assembly, erection, repair, alteration or similar action of buildings or structures.

"dBC" means the sound level as measured using the "C" weighting network with a sound level meter meeting the standards set forth in ANSI S1.4-1983 or its successors. The unit of reporting is dB(C). The "C" weighting network is more sensitive to low frequencies than is the "A" weighting network.

"Demolition" means any dismantling, destruction or removal of buildings, structures, or roadways.

"Department" means the New Jersey Department of Environmental Protection.

"Emergency work" means any work or action necessary at the site of an emergency to restore or deliver essential services including, but not limited to, repairing water, gas, electricity, telephone, sewer facilities, or public transportation facilities, removing fallen trees on public rights-of-way, dredging navigational waterways, or abating life-threatening conditions or a state of emergency declared by a governing agency.

"Impulsive sound" means either a single pressure peak or a single burst (multiple pressure peaks) that has a duration of less than one second.

"Minor Violation" means a violation that is not the result of the purposeful, reckless or criminally negligent conduct of the alleged violator; and/or the activity or condition constituting the violation has not been the subject of an enforcement action by any authorized local, county or state enforcement agency against the violator within the immediately preceding 12 months for the same or substantially similar violation.

"Motor vehicle" means any vehicle that is propelled other than by human or animal power on land.

"Muffler" means a properly functioning sound dissipative device or system for abating the sound on engines or equipment where such device is part of the normal configuration of the equipment.

"Multi-dwelling unit building" means any building comprising two or more dwelling units, including, but not limited to, apartments, condominiums, co-ops, multiple family houses, townhouses, and attached residences.

"Multi-use property" means any distinct parcel of land that is used for more than one category of activity. Examples include, but are not limited to:

1. A commercial, residential, industrial or public service property having boilers, incinerators, elevators, automatic garage doors, air conditioners, laundry rooms, utility provisions, or health and recreational facilities, or other similar devices or areas, either in the interior or on the exterior of the building, which may be a source of elevated sound levels at another category on the same distinct parcel of land; or
2. A building, which is both commercial (usually on the ground floor) and residential property, located above, below or otherwise adjacent to.

"Noise Control Officer" (NCO) means an employee of a local, county or regional health agency which is certified pursuant to the County Environmental Health Act (N.J.S.A. 26:3A2-21 et seq.) to perform noise enforcement activities or an employee of a municipality with a Department-approved model noise control ordinance. All NCOs must receive noise enforcement training as specified by the Department in N.J.A.C. 7:29 and is currently certified in noise enforcement. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons.

"Noise Control Investigator" (NCI) means an employee of a municipality, county or regional health commission that has a Department-approved model noise control ordinance and the employee has not received noise enforcement training as specified by the Department in N.J.A.C. 7:29. However, they are knowledgeable about their model noise ordinance and enforcement procedures. A Noise Control Investigator may only enforce sections of the ordinance that do not

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require the use of a sound level meter. The employee must be acting within his or her designated jurisdiction and must be authorized to issue a summons.

"Plainly audible" means any sound that can be detected by a NCO or an NCI using his or her unaided hearing faculties of normal acuity. As an example, if the sound source under investigation is a portable or vehicular sound amplification or reproduction device, the detection of the rhythmic bass component of the music is sufficient to verify plainly audible sound. The NCO or NCI need not determine the title, specific words, or the artist performing the song.

"Private right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a non-governmental entity.

"Public right-of-way" means any street, avenue, boulevard, road, highway, sidewalk, alley or easement that is owned, leased, or controlled by a governmental entity.

"Public space" means any real property or structures thereon that are owned, leased, or controlled by a governmental entity.

"Real property line" means either (a) the vertical boundary that separates one parcel of property (i.e., lot and block) from another residential or commercial property; (b) the vertical and horizontal boundaries of a dwelling unit that is part of a multi-dwelling unit building; or (c) on a multi-use property as defined herein, the vertical or horizontal boundaries between the two portions of the property on which different categories of activity are being performed (e.g., if the multi-use property is a building which is residential upstairs and commercial downstairs, then the real property line would be the interface between the residential area and the commercial area, or if there is an outdoor sound source such as an HVAC unit on the same parcel of property, the boundary line is the exterior wall of the receiving unit). Note- this definition shall not apply to a commercial source and a commercial receptor which are both located on the same parcel of property (e.g., a strip mall).

"Sound production device" means any device whose primary function is the production of sound, including, but not limited to any, musical instrument, loudspeaker, radio, television, digital or analog music player, public address system or sound-amplifying equipment.

"Sound reduction device" means any device, such as a muffler, baffle, shroud, jacket, enclosure, isolator, or dampener provided by the manufacturer with the equipment, or that is otherwise required, that mitigates the sound emissions of the equipment.

"Weekday" means any day that is not a federal holiday, and beginning on Monday at 7:00 a.m. and ending on the following Friday at 6:00 p.m.

"Weekends" means beginning on Friday at 6:00 p.m. and ending on the following Monday at 7:00 a.m.

**§226-2. Applicability.**

(A) This noise ordinance applies to sound from the following property categories:

1. Industrial facilities;
2. Commercial facilities;
3. Public service facilities;
4. Community service facilities;
5. Residential properties;
6. Multi-use properties;
7. Public and private right-of-ways;
8. Public spaces; and
9. Multi-dwelling unit buildings.

(B) This noise ordinance applies to sound received at the following property categories:

1. Commercial facilities;
2. Public service facilities;
3. Community service facilities (i.e. non-profits and/or religious facilities)
4. Residential properties;
5. Multi-use properties;
6. Multi-dwelling unit buildings.

(C) Sound from stationary emergency signaling devices shall be regulated in accordance with N.J.A.C. 7:29-1.4, except that the testing of the electromechanical functioning of a

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stationary emergency signaling device shall not meet or exceed 10 seconds.

**§226-3. Declaration of findings and Policy.**

**WHEREAS** excessive sound is a serious hazard to the public health, welfare, safety, and the quality of life; and, **WHEREAS** a substantial body of science and technology exists by which excessive sound may be substantially abated; and, **WHEREAS** the people have a right to, and should be ensured of, an environment free from excessive sound,

**NOW THEREFORE**, it is the policy of the Township of West Milford to prevent excessive sound that may jeopardize the health, welfare, or safety of the citizens or degrade the quality of life.

This ordinance shall apply to the control of sound originating from sources within the Township of West Milford.

**§226-4. Noise control officers.**

- (A) Noise Control Officers shall have the authority within their designated jurisdiction to investigate suspected violations of any section of this ordinance and pursue enforcement activities.
- (B) Noise Control Investigators shall have the authority within their designated jurisdiction to investigate suspected violations of any section of this ordinance that do not require the use of a sound level meter (i.e., plainly audible, times of day and/or distance determinations) and pursue enforcement activities.
- (C) Noise Control Officers and Investigators may cooperate with NCOs and NCIs of an adjacent municipality in enforcing one another's municipal noise ordinances.
- (D) Sound measurements made by a Noise Control Officer shall conform to the procedures set forth at N.J.A.C. 7:29-2, except that interior sound level measurements shall also conform with the procedures set forth in VIB of this ordinance and to the definition of "real property line" as contained herein.
- (E) When conducting indoor sound level measurements across a real property line the measurements shall be taken at least three feet from any wall, floor or ceiling and all exterior doors and windows may, at the discretion of the investigator, be closed. The neighborhood residual sound level shall be measured in accordance with N.J.A.C. 7:29-2.9(b) 2. When measuring total sound level, the configuration of the windows and doors shall be the same and all sound sources within the dwelling unit must be shut off (e.g., television, stereo). Measurements shall not be taken in areas which receive only casual use such as hallways, closets and bathrooms.

**§226-6. Restricted uses and activities.**

The following standards shall apply to the activities or sources of sound set forth below:

- A. Excluding emergency work, power tools, home maintenance tools, landscaping and/or yard maintenance equipment used by a residential property owner or tenant shall not be operated between the hours of 8:00 p.m. and 8:00 a.m., unless such activities can meet the applicable limits set forth in Tables I, II or III. At all other times the limits set forth in Tables I, II or III do not apply. All motorized equipment used in these activities shall be operated with a muffler and/or sound reduction device.
- B. Excluding emergency work, power tools, landscaping and/or yard maintenance equipment used by nonresidential operators (e.g. commercial operators, public employees) shall not be operated on a residential, commercial, industrial or public (e.g. golf course, parks, athletic fields) property between the hours of 6:00 p.m. and 8:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends or federal holidays, unless such activities can meet the limits set forth in Tables I, II or III. At all other times the limits set forth in Tables I, II or III do not apply. All motorized equipment used in these activities shall be operated with a muffler and/or sound reduction device.
- C. All construction and demolition activity, excluding emergency work, shall not be performed between the hours of 6:00 p.m. and 7:00 a.m. on weekdays, or between the hours of 6:00 p.m. and 9:00 a.m. on weekends and federal holidays, unless such activities can meet the limits set forth in Tables I, II or III. At all other times the limits set forth in Tables I, II or III do not apply. All motorized equipment used in construction and demolition activity shall be operated with a muffler and/or sound reduction device.

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- D. Motorized snow removal equipment shall be operated with a muffler and/or a sound reduction device when being used for snow removal. At all other times the limits set forth in Tables I, II or III do not apply.
- E. All interior and exterior burglar alarms of a building or motor vehicle must be activated in such a manner that the burglar alarm terminates its operation within five (5) minutes for continuous airborne sound and fifteen (15) minutes for intermittent sound after it has been activated. At all other times the limits set forth in Tables I, II or III do not apply.
- F. Self-contained, portable, non-vehicular music or sound production devices shall not be operated on a public space or public right-of-way in such a manner as to be plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m. Between the hours of 10:00 p.m. and 8:00 a.m., sound, operated on a public space or public right-of-way, from such equipment shall not be plainly audible at a distance of 25 feet in any direction from the operator;
- G. It shall be unlawful for any property owner or tenant to allow any domesticated or caged animal to create a sound across a real property line which unreasonably disturbs or interferes with the peace, comfort, and repose of any resident, or to refuse or intentionally fail to cease the unreasonable noise when ordered to do so by a Noise Control Officer or Noise Control Investigator. Prima facie evidence of a violation of this section shall include but not be limited to:
  - (1) Vocalizing (howling, yelping, barking, squawking etc.) for five (5) minutes without interruption, defined as an average of four or more vocalizations per minute in that period; or,
  - (2) Vocalizing for twenty (20) minutes intermittently, defined as an average of two vocalizations or more per minute in that period.

It is an affirmative defense under this subsection that the dog or other animal was intentionally provoked to bark or make any other noise.
- H. Violations of each paragraph of this section shall be considered purposeful and therefore non-minor violations.
  - 1) No person shall remove or render inoperative, or cause to be removed or rendered inoperative or less effective than originally equipped, other than for the purposes of maintenance, repair, or replacement, of any device or element of design incorporated in any motor vehicle for the purpose of noise control. No person shall operate a motor vehicle or motorcycle which has been so modified. A vehicle not meeting these requirements shall be deemed in violation of this provision if it is operated stationary or in motion in any public space or public right-of-way.
  - 2) No motorcycle shall be operated stationary or in motion unless it has a muffler that complies with and is labeled in accordance with the Federal Noise Regulations under 40 CFR Part 205.
  - 3) Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that it is plainly audible at distance of 25 feet in any direction from the operator between the hours of 10:00 p.m. and 8:00 a.m.
  - 4) Personal or commercial vehicular music amplification or reproduction equipment shall not be operated in such a manner that is plainly audible at a distance of 50 feet in any direction from the operator between the hours of 8:00 a.m. and 10:00 p.m.

**§226-7 Enforcement; violations and penalties.**

- (A) Violation of any provision of this ordinance shall be cause for a Notice of Violation (NOV) or a Notice of Penalty Assessment (NOPA) document to be issued to the violator by the Noise Control Officer or Noise Control Investigator.
- (B) Any person who violates any provision of this ordinance shall be subject to a civil penalty for each offense of not more than the maximum penalty pursuant to N.J.S.A. 40:49-5, which is \$2,000 as of December 2014. If the violation is of a continuing nature, each day during which it occurs shall constitute an additional, separate, and distinct offense.

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- (C) Upon identification of a violation of this Ordinance the Noise Control Officer or Noise Control Investigator shall issue an enforcement document to the violator. The enforcement document shall identify the condition or activity that constitutes the violation and the specific provision of this Ordinance that has been violated. It shall also indicate whether the violator has a period of time to correct the violation before a penalty is sought.
- (D) If the violation is deemed by the Noise Control Officer or Noise Control Investigator to be a minor violation (as defined in Section II of this ordinance) a NOV shall be issued to the violator.
  - 1. The document shall indicate that the purpose of the NOV is intended to serve as a notice to warn the responsible party/violator of the violation conditions in order to provide them with an opportunity to voluntarily investigate the matter and voluntarily take corrective action to address the identified violation.
  - 2. The NOV shall identify the time period (up to 90 days), pursuant to the Grace Period Law, N.J.S.A. 13:1D-125 et seq. where the responsible party's/violator's voluntary action can prevent a formal enforcement action with penalties issued by the Health Department. It shall be noted that the NOV does not constitute a formal enforcement action, a final agency action or a final legal determination that a violation has occurred. Therefore, the NOV may not be appealed or contested.
- (E) If the violation is deemed by the Noise Control Officer or Noise Control Investigator to be a non-minor violation, the violator shall be notified that if the violation is not immediately corrected, a NOPA with a civil penalty of not more than the maximum penalty allowed pursuant to N.J.S.A. 40:49-5, which is \$2,000 as of December 2014, will be issued. If a non-minor violation is immediately corrected, a NOV without a civil penalty shall still be issued to document the violation. If the violation occurs again (within 12 months of the initial violation) a NOPA shall be issued regardless of whether the violation is immediately corrected or not.
- (F) The violator may request from the Noise Control Officer or Noise Control Investigator, an extension of the compliance deadline in the enforcement action. The Noise Control Officer or Noise Control Investigator shall have the option to approve any reasonable request for an extension (not to exceed 180 days) if the violator can demonstrate that a good faith effort has been made to achieve compliance. If an extension is not granted and the violation continues to exist after the grace period ends, a NOPA shall be issued.
- (G) The recipient of a NOPA shall be entitled to a hearing in a municipal court having jurisdiction to contest such action.
- (H) The Noise Control Officer or Noise Control Investigator may seek injunctive relief if the responsible party does not remediate the violation within the period of time specified in the NOPA issued.
- (I) Any claim for a civil penalty may be compromised and settled based on the following factors:
  - 1. Mitigating or any other extenuating circumstances;
  - 2. The timely implementation by the violator of measures which lead to compliance;
  - 3. The conduct of the violator; and
  - 4. The compliance history of the violator.
- (J) If any provision or portion of a provision of this ordinance is held to be unconstitutional, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, the remaining provisions of the ordinance shall not be invalidated.
- (K) All ordinances or parts of ordinances, which are inconsistent with any provisions of this ordinance, are hereby repealed as to the extent of such inconsistencies.
- (L) No provision of this ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy there from, of any person for injury or damage arising from any violation of this ordinance or from other law.

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This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

Introduced: February 1, 2017  
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Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Hensley, Wagner, McGuinness, Signorino, Lichtenberg  
Voted Nay: None  
Motion carried.  
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Discussion: Councilman McGuinness asked if something could be added to the capital budget or would it be too late. Administrator Battaglia said a separate bond ordinance would have to be prepared. Mayor Bieri stated it would take longer for approval and it would add to the cost. Since there were no further discussions Mayor Bieri asked for a roll call.

Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Hensley, Wagner, Signorino, Lichtenberg  
Voted Nay: McGuinness  
Motion carried.  
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Agenda No. X 2

~ Ordinance 2017 - 006 ~  
**BOND ORDINANCE FOR APPROPRIATING \$2,837,121 AND AUTHORIZING THE ISSUANCE OF \$2,375,000 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY**

**BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

- Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Township of West Milford, in the County of Passaic, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$2,837,121 including the aggregate sum of \$125,000 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes and including also (i) in the case of the improvement or purpose described in paragraph (a) of said Section 3, the sum of \$32,500 received or expected to be received by the Township as a Community Development Block Grant, as a grant-in-aid of financing said improvement or purpose, (ii) in the case of the improvement or purpose described in paragraph (c) of said Section 3, the sum of \$250,000 received or expected to be received by the Township from the New Jersey Department of Transportation, as a grant-in-aid of financing said improvement or purpose and (iii) in the case of the improvement or purpose described in paragraph (d) of said Section 3, the sum of \$54,621 received or expected to be received by the Township from Passaic County Open Space Trust Fund, as a grant-in-aid of financing said improvement or purpose.
- Section 2. For the financing of said improvements or purposes and to meet the part of said \$2,837,121 appropriations not provided for by application hereunder of said down payments and grants, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$2,375,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$2,375,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.
- Section 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

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IMPROVEMENT OR PURPOSE	APPROPRIATION AND ESTIMATED COST	ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES
(a) Acquisition by purchase of new and additional vehicular equipment, including without limitation one (1) tractor and one (1) bus for use by the Recreation Department of the Township, one (1) ambulance chassis for use by the First Aid Squad of the Township and one (1) truck for use by the Department of Public Works of the Township, together with all equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$289,500 appropriation hereby made therefor being inclusive of the amount of \$32,500 received or expected to be received by the Township as a Community Development Block Grant as a grant-in-aid of financing said bus	\$289,500	\$239,600
(b) Improvement of various streets and locations in and by the Township by the construction or reconstruction therein of roadway pavements at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2-22 of said Local Bond Law), including without limitation, Alvin Road, Andrew Court, Bordeaux Terrace, Cooley Lane, Glenda Drive, Glennon Road, John Street, Kanouse Road, Landing Road, Madelyn Avenue, Navajo Trail, Old Route 23 at Kanouse Road, Sade Terrace, Shadowy Lane, Shadyside Road and Witte Road, together with all sidewalks, curbing, structures, appurtenances, milling, drainage improvements, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved	900,000	857,100
(c) Improvement of Ridge Road in and by the Township by the construction or reconstruction therein of a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2-22 of said Local Bond Law), together with all sidewalks, curbing, structures, appurtenances, milling, drainage improvements, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$670,731 appropriation hereby made therefor being inclusive of the amount of \$250,000 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement	670,731	400,600
(d) Improvement of municipally-owned properties and facilities in and by the Township, including without limitation, Farrell Field Park by the rehabilitation of the soccer fields and the Department of Public Works Yard by the installation of fencing, together with for all the aforesaid all structures, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in	278,890	213,500

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IMPROVEMENT OR PURPOSE	APPROPRIATION AND ESTIMATED COST	ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES
the office of the Township Clerk and hereby approved, the \$278,890 appropriation hereby made therefor being inclusive of the amount of \$54,621 received or expected to be received by the Township from the County of Passaic Open Space Trust Fund as a grant-in-aid of financing said improvement to Farrell Field Park		
(e) Acquisition by purchase of new and additional equipment, including without limitation, turnout gear for use by the Fire Department of the Township, breathalyzer equipment for use by the Police Department of the Township and one (1) trailer for use by the Department of Public Works of the Township, and including also the installation of a generator at the Recreation Center, together with all appurtenances, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved	190,000	180,900
(f) Acquisition by purchase of new and additional firefighting equipment for the preservation of life and property in the Township, including one (1) fire truck, together with all equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved	508,000	483,300
<b>Totals</b>	<b><u>\$2,837,121</u></b>	<b><u>\$2,375,000</u></b>

Except as otherwise stated in paragraphs (a), (c) and (d) above with respect to the said grants-in-aid of financing the purposes described in said paragraphs, the excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

- (a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 10.32 years.
- (c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$2,375,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.
- (d) Amounts not exceeding \$60,050 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the

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foregoing estimate thereof (and, in particular, such costs have been included in the improvement described in Section 3(d) of this bond ordinance).

Section 5. The funds from time to time received by the Township on account of the \$337,121 grants referred to in Section 1 of this bond ordinance shall be used for financing the improvements or purposes described in paragraphs (a), (c) and (d) of Section 3 of this bond ordinance by application thereof either to direct payment of the costs of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Township authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the costs of said improvements or purposes shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this bond ordinance.

Section 6. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at no less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 8. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Introduced: March 1, 2017

Mayor Bieri stated Resolution 2017-106 has to be voted on separately and she will try to move the rest together.

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Moved: Erik Seconded: Signorino  
Voted Aye: Erik, Hensley, Wagner, McGuinness, Signorino, Lichtenberg  
Voted Nay: None  
Motion carried.  
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Agenda No. X 2a)

**~ Resolution 2017 – 106 ~**  
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE 2017 TEMPORARY CAPITAL BUDGET**

**WHEREAS**, the Township of West Milford desires to constitute the 2017 Temporary Capital Budget of said municipality by inserting therein the following projects:

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

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Section 1. The 2017 Temporary Capital Budget of the Township of West Milford is hereby constituted by the adoption of the schedule to read as follows:

Temporary Capital Budget of the  
 Township of West Milford  
 County of Passaic, New Jersey  
 Projects Scheduled for 2017  
 Method of Financing

<u>Project</u>	<u>Est. Costs</u>	<u>Other</u>	<u>Grant Funds</u>	<u>Capital Imp. Fund</u>	<u>Capital Surplus</u>	<u>Bonds</u>
Various Improvements	2,837,121		337,121	125,000		2,375,000

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2017 Temporary Capital Budget, to be included in the 2017 Permanent Capital Budget as adopted.

Adopted: March 1, 2017

Mayor Bieri asked to move and vote on all Resolutions 2017-094 through to and including 104, and all of the rest of them under this section.

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 Moved: Erik Seconded: Signorino  
 Voted Aye: Erik, Hensley, Wagner, McGuinness, Signorino, Lichtenberg  
 Voted Nay: Signorino on Resolution 2017-099 only  
 Motion carried.

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 Discussion: Councilman Signorino pointed out that the laws for Resolution 2017-099, the Distracted Driving Crackdown Grant, changed as of last year. The old law prohibited drivers from using any kind of mobile device. Now a ticket could be issued if you are drinking a cup of coffee. Mayor Bieri stated this Resolution is to get grant monies to help offset costs for additional enforcement. It's specifically for a Driving Crackdown called You Drive, You Text, You Pay. The Township will be enforcing texting and driving. This Resolution has nothing to do with the State legislation; it has to do with enforcing texting and driving and getting grant money to offset our costs. Mayor Bieri asked for a roll call vote since there are no further comments on the Resolutions.

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 Moved: Erik Seconded: Signorino  
 Voted Aye: Erik, Hensley, Wagner, McGuinness, Lichtenberg  
 Voted Nay: Signorino  
 Motion carried.

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 Agenda No. X 3

~ Resolution No. 2017 - 094 ~  
**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AWARDING A CONTRACT TO D'ONOFRIO & SON INC. FOR THE MAINTENANCE OF BALLFIELDS AND OTHER SITES**

**WHEREAS**, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on February 17, 2017 at 10:00 a.m. for Maintenance of Ball Fields and Other Sites as per the Bid Specifications; and

**WHEREAS**, the Township of West Milford received four (4) bids for this contract; and

**WHEREAS**, said bids have been duly reviewed and analyzed by the Director of Community Services & Recreation and the Township Attorney; and

**WHEREAS**, the bid received from the lowest bidder Cody's Mow Mow Lawn Service, LLC is not complete as the Bid Bond was not signed by a representative of Cody's Mow Mow Lawn Service LLC and in compliance with the provisions of N.J.S.A. 40A:11-23.5, Local Public Contract Law and the specifications; and

**WHEREAS**, the bid received from the second lowest bidder D'Onofrio & Son Inc. has submitted all mandatory documents and is a qualified bidder and is in compliance with the provisions of N.J.S.A. 40A:11-23.5, Local Public Contract Law and the specifications; and

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**WHEREAS**, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 01-201-28-375-450.

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

1. The Township Council hereby awards a contract to D'Onofrio & Son Inc. Landscaping, 47 Van Ness Terrace, Maplewood, NJ 07040 for Maintenance of Ballfields and Other Sites in an amount not to exceed \$41,250.00 for one year.
2. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with D'Onofrio & Son Inc. Landscaping in accordance with its bid for said maintenance of ballfields and other sites in the Township of West Milford.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: March 1, 2017  
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Moved: Erik Secoded: Signorino  
Voted Aye: Erik, Hensley, Wagner, McGuinness, Signorino, Lichtenberg  
Voted Nay: None  
Motion carried.  
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Agenda No. X 4

**~ Resolution No. 2017 - 095 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE TOWNSHIP TO ENTER INTO A COOPERATIVE CONTRACTING AGREEMENT WITH THE HUNTERDON COUNTY EDUCATIONAL SERVICES COMMISSION (HCESC)**

**WHEREAS**, N.J.S.A. 40A:11-11(5) authorizes contracting units to establish a Cooperative Pricing Systems and to enter into Cooperative Pricing Agreements for its administration; and

**WHEREAS**, the Hunterdon County Educational Services Commission, hereinafter referred to as the "Lead Agency" has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services"; and

**WHEREAS**, the Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey; and

**WHEREAS**, the Cooperative Pricing Systems is authorized by N.J.S.A. 40A:11-11 and has been approved by the Division of Local Government Services in the Department of Community Affairs pursuant to N.J.A.C. 5:34-7.1 et seq., and

**WHEREAS**, the Township of West Milford desires to be a Participating Member hereinafter referred to as the "Member" in a "recognized cooperative purchasing organization" known as Hunterdon County Educational Services Commission (HCESC); and

**WHEREAS**, on March 1, 2017 the governing body of the Township of West Milford, County of Passaic, State of New Jersey duly considered participation in a Cooperative Pricing System for the provision and performance of goods and services; and

**NOW, THEREFORE, BE IT RESOLVED** this resolution shall be known and may be cited as the Cooperative Pricing Resolution of the Township of West Milford; and

**NOW, THEREFORE, BE IT RESOLVED** the Township Council pursuant to the provisions of N.J.A.C. 5:34-7.1 et seq. and N.J.S.A. 40A:11-11(5) hereby authorizes the Mayor and Clerk to execute a Cooperative Pricing Agreement with the "Lead Agency" Hunterdon County Educational Services Commission for the purchase of work, materials and supplies on behalf of the Township of West Milford.

**BE IT FURTHER RESOLVED**, the Township of West Milford does hereby stipulate and agree that it desires to be a Registered Member of HCESC with contract purchasing benefits in accordance with terms and conditions of the applicable agreement, and that HCESC hereby grants said Membership to the Township of West Milford.

This Resolution shall take effect immediately upon final passage.

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

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Adopted: March 1, 2017

Agenda No. X 5

~ Resolution 2017 - 096 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING POLICIES AND PROCEDURES FOR THE OPERATION OF A PUBLIC, EDUCATIONAL AND GOVERNMENT (PEG) TELEVISION CHANNEL TO BE USED BY THE WEST MILFORD PEG TELEVISION COMMISSION**

**WHEREAS**, the Township Council of the Township of West Milford did establish a West Milford PEG Television Commission by virtue of Ordinance 2015-014 adopted on October 21, 2015 and codified in the Township Code under Chapter A520; and

**WHEREAS**, by virtue of Resolution 2015-349 the Township Council did adopt a policies and procedures manual to provide for the efficient and uniform operation of Channel 77, a dedicated PEG channel to be operated by the West Milford PEG Television Commission on November 11, 2015; and

**WHEREAS**, the Commission has prepared amendments to the policies and procedures manual to address sponsorship on WM77 and to provide guidelines for volunteers associated with the Commission and did seek Council approval for said amendments.

**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 WM 77 PEG Policies and Procedures are hereby amended in accordance with the recommendations made by the West Milford PEG Television Commission.

Adopted: March 1, 2017

Agenda No. X 6

~ Resolution 2017 - 097 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE FILING OF AN APPLICATION BY THE ENVIRONMENTAL COMMISSION FOR A 2017 ANJEC OPEN SPACE STEWARDSHIP GRANT IN THE AMOUNT OF \$1500 FOR A PROJECT ENTITLED NORVIN GREEN NORTH TRAILS IMPROVEMENT PROJECT**

**WHEREAS**, the West Milford Environmental Commission is proposing a collaborative project with the New York-New Jersey Trail Conference entitled NORVIN GREEN NORTH TRAILS IMPROVEMENT PROJECT, with funding available in the amount of \$1,500.00 through a 2017 ANJEC Open Space Stewardship Grant; and

**WHEREAS**, this grant project includes redesigning trails, recruiting volunteer labor to re-blaze the trails, and actively promoting the trail network that will attract more hikers to the West Milford section of the Norvin Green State Forest; and

**WHEREAS**, the purpose of the grant is to advance local open space stewardship and help raise the profile of the environmental commission in the community through publicity and public participation or collaboration with local groups on the project; and

**WHEREAS**, no cash match is required to apply for the grant, with a minimum of 80 hours of volunteer labor provided by the New York-New Jersey Trail Conference, the Environmental Commission, and other local community groups, with two thirds of the grant paid to the commission initially, and one third of the balance paid when the project is completed; and

**WHEREAS**, the expansion and improvement of the trails in the northern section of the Norvin Green State Forest will encourage visitors to West Milford Township, promoting local ecotourism, and will help to encourage recreational opportunities with interconnecting trails.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Township Council of the Township of West Milford hereby authorizes the Environmental Commission to submit a 2017 ANJEC Open Space Stewardship Grant, with no cash match, in the amount of \$1,500.00 as follows:

Grant amount: \$1,500.00

**BE IT FURTHER RESOLVED** that the Mayor or Township Administrator be and are hereby authorized and directed to arrange for the acceptance of said grant.

Adopted: March 1, 2017

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

Minutes of: Governing Body Workshop Meeting  
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Agenda No. X 7

**~ Resolution 2017 - 098 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE SUBMITTAL AND ACCEPTANCE OF A GRANT APPLICATION BY THE MUNICIPAL ALLIANCE COMMITTEE (CASA) FOR SCHOOL AND COMMUNITY BASED DRUG AND ALCOHOL PREVENTION PROGRAMS**

**WHEREAS**, in March 1989, the Governor's Council on Alcoholism and Drug Abuse was established to coordinate all State Departments' efforts with regard to the planning and provision of prevention, education, treatment, research and evaluation serviced for, and public awareness of, alcoholism and drug abuse; and

**WHEREAS**, in addition the legislation created an Alliance to Prevent Alcoholism and Drug Abuse, comprised of all the communities in New Jersey, which is dedicated to a comprehensive and coordinated effort against alcoholism and drug abuse by providing funds to member municipal communities to support appropriate county and municipal based alcohol and drug abuse education and public awareness activities; and

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of West Milford will contractually adhere to all conditions and obligations as sub-grantee to the State of New Jersey and the County of Passaic as set forth in the Letter of Agreement between the Governor's Council on Alcoholism and Drug Abuse and Passaic County, for the grant administration of the 2017-2018 alliance to Prevent Alcoholism and Drug Abuse, for a grant amount of \$22,440.00 from the Governor's Council on Alcoholism and Drug Abuse, with a cash amount of \$5,610.00 which is assumed by CASA, and an in-kind match of \$16,830.00; and

**BE IT FURTHER RESOLVED** that the Municipal Alliance Chairperson and Mayor or the Township Administrator be authorized to execute the proposed application.

Adopted: March 1, 2017

Agenda No. X 8

**~ Resolution 2017 - 099 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF A 2017 DISTRACTED DRIVING CRACKDOWN GRANT**

**WHEREAS**, distracted driving is a dangerous epidemic on America's roadways; and

**WHEREAS**, in New Jersey, driver inattention remains the most significant cause of fatal and incapacitating crashes.

**WHEREAS**, to aid municipalities in addressing this increased volume and to help offset the increased cost of police enforcement during these periods, the federal government offers grant funds to certain municipalities; and

**WHEREAS**, the National Highway Traffic Safety Administration has grant monies available that may be used to assist the Township in offsetting the costs associated with the need for increased special enforcement patrols targeting distracted drivers.

**WHEREAS**, April is National Distracted Driver Month, which is a time to remind New Jersey motorists of the state's distracting driving laws, which include a ban on hand-held cell phone use and text messaging by all drivers and a ban on cell phone use (hand-held or hands-free) by novice drivers; and

**WHEREAS**, the West Milford Police Department has an obligation to keep our roadways safe.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of West Milford hereby authorizes the submission and acceptance of a 2017 Distracted Driving Crackdown, U Drive. U Text. U Pay, from April 1 – 21, 2017 to reduce the number of motor vehicle fatalities in the state.

Adopted: March 1, 2017

Agenda No. X 9

**~ Resolution 2017 - 100 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION PRIOR TO THE ADOPTION OF THE 2017 BUDGET PER N.J.S.A.. 40A:4-20**

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

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**WHEREAS**, Local Budget Law N.J.S.A. 40A:4-1 states in part, in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the Governing Body may, by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year and,

**WHEREAS**, the Township of West Milford Council would like to introduce a capital ordinance and need to raise the 5% down payment for said Ordinance and other obligatory expenses that exceed the temporary budget,

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford by a 2/3 vote, that the following temporary budget appropriation be made and that a certified copy of the resolution be transmitted to the Chief Financial Officer for their records:

Appropriation	Acct Number	2017 Temporary Budget
Capital Improvement Fund	01-201-44-900-200	\$125,000
Mass Trans Current	01-201-30-432-200	10,000
Insurance	01-201-23-210-200	2,200
Utilities, Gas	01-201-31-446-200	15,000
Treasurer, O.E.	01-201-20-130-200	5,900
Retirement Contingent	01-201-38-485-110	53,800
Total		\$211,900

Adopted: March 1, 201

Agenda No. X 10

**~ Resolution 2017 - 101 ~**

**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**

**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;

License No.	2017 CLOTHING BINS
2017-30	GSW Inc. / Amvets Bearfort Plaza 1 bin 1618 Union Valley Road

Adopted: March 1, 2017

Agenda No. X 11

**~ Resolution 2017 - 102 ~**

**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
James Champion 129 Doremus Road Oak Ridge, NJ 07438	16-288-56-705-021	\$950.00	\$404.30

Adopted: March 1, 2017

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

Minutes of: Governing Body Workshop Meeting  
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Agenda No. X 12

~ Resolution 2017 - 103 ~

**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>Rec Indoor Soccer</b>		
Jake	\$55.00	Bob Weyant 12 Park Lane West Milford, NJ 07480
<b>Rec Indoor Soccer</b>		
Anthony Wisnieski	\$45.00	Michelle Manna 60 Edgecumb Road West Milford, NJ 07480

Adopted: March 1, 2017

Agenda No. X 13

~ Resolution 2017 - 104 ~

**RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY PROVIDING FOR THE ASSIGNMENT OF A DUPLICATE TAX SALE CERTIFICATE NO. 011-019 ON BLOCK 2009, LOT 2**

**WHEREAS**, on April 19, 2011 the Township of West Milford conducted a tax sale of the property at Block 2009, Lot 2, known as Kinswood Road, consisting of an unimproved parcel assessed in the name of a George D. Wilson; and

**WHEREAS**, the Township of West Milford purchased the tax sale at the sale designated therein as Certificate No. 11-019 which was recorded in the office of the Passaic County Clerk on May 10, 2011 in Book M11473 at Page 225; and

**WHEREAS**, through the office of the Tax Collector, Township of West Milford, tax sale certificate No. 11-019 was assigned on October 24, 2011 to William Ryan and Deborah Ryan, husband and wife, with residence at 11 Kinswood Road, West Milford, New Jersey, for the sum of \$136.45; and

**WHEREAS**, the aforesaid Assignment was recorded in the office of the Passaic County Clerk on December 13, 2011 in Book AS349 at Page 136; and

**WHEREAS**, at the time of recording the Assignment of Tax Sale the assignee, William Ryan and Deborah Ryan inadvertently re-recorded tax sale certificate No. 11-019 on December 13, 2011 and in the process executed that portion of the certificate that represented the authorization of its cancellation; and

**WHEREAS**, the assignee, William Ryan and Deborah Ryan preparing to commence the foreclosure of tax sale certificate No. 11-019 realized that notwithstanding the Assignment of Tax Sale Certificate the underlying tax sale certificate No. 11-019 is reflected on the county recording records as cancelled and the assignee is unable to foreclose the tax sale certificate it was assigned; and

**WHEREAS**, the assignee, William Ryan and Deborah Ryan continue to pay taxes for Block 2009, Lot 2 and that this unimproved parcel is adjacent to the residence of the assignee;

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

**BE FURTHER RESOLVED**, that in pursuance to availing William Ryan and Deborah Ryan, the assignee of the October 24, 2011 Assignment of Tax Sale Certificate the effect of the assignment of tax sale certificate No.11-019, the tax collector is authorized to issue a duplicate tax sale certificate No. 011-019 and deliver same to the assignee, herein, William Ryan and Deborah Ryan, and it is;

**BE FURTHER RESOLVED**, that the tax collector shall reflect on the tax duplicate record maintained in that office the issuance of a duplicate tax sale certificate No. 011-019 to William Ryan and Deborah Ryan, and it is

**BE FURTHER RESOLVED**, that the recording expense for the duplicate tax sale certificate No. 011-019 shall be the responsibility of the assignee or holder of the duplicate tax sale certificate No. 011-019.

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

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I hereby certify that the above Resolution was adopted unanimously on the date, time and place aforesaid and that same remains in full force and effect.

Adopted: March 1, 2017

Agenda No. X 14

**~ Resolution 2017 - 107 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FUNDING FROM THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR THE APPLE ACRES PROPERTY IN THE TOWNSHIP OF WEST MILFORD**

**WHEREAS**, the Department of Community Services and Recreation has recommended to the Township Council the submission of an application for funding engineering costs related to property development at Apple Acres in this calendar year; and

**WHEREAS**, the Department of Community Services and Recreation has recommended that this application be approved by the Township Council and submitted to Passaic County Open Space Committee for consideration in the County Open Space Program; and

**WHEREAS**, the Mayor and Township Council have reviewed and approached the owners of Block 9901 Lots 10, 11, and 12 located on Union Valley Road; and

**WHEREAS**, in accordance with the requirements of the Passaic County Open Space Trust Fund Grant Application, the Township notified by certified mail all property owners within 200 feet of the subject property that the site know as Block 9901 Lots 10, 11, and 12 is being considered for recreational use development and that a Public Hearing would take place on March 1, 2017; and

**WHEREAS**, the Department of Community Services and Recreation submitted the following application for consideration to the Township Council:

**Project**

<i>Apple Acres Development – Phase I</i>	Total Project Funding:	\$ 50,000.00
Block 9901 Lots 10,11,12	County Funds Requested:	\$ 25,000.00

**WHEREAS**, in accordance with the requirements of the Passaic County Open Space Committee, the Township advertised a Public Notice on February 19, 2017 for the Public Hearing to be held on March 1, 2017 on the application; and

**WHEREAS**, the Public Hearing was held on March 1, 2017, at which time public input was solicited on the application.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford, that it hereby authorizes the Township Administrator to arrange for the submission of all grant application materials as prepared by the West Milford, Department of Community Services and Recreation to seek funding from the Passaic County Open Space and Farmland Preservation Trust Fund for the Phase I Development of the Apple Acres Property.

Adopted: March 1, 2017

Agenda No. X 15

**~ Resolution 2017 - 108 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FUNDING FROM THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR BUBBLING SPRINGS PARK IN THE TOWNSHIP OF WEST MILFORD**

**WHEREAS**, the Department of Community Services and Recreation has recommended to the Township Council the submission of an application for funding the rehabilitation of athletic fields at Bubbling Springs Park for this calendar year; and

**WHEREAS**, the Department of Community Services and Recreation has recommended that this application be approved by the Township Council and submitted to Passaic County Open Space Committee for consideration in the County Open Space Program; and

**WHEREAS**, the Mayor and Township Council have reviewed and approached the owners of Block 9001 Lot 13 located at 1468 Macopin Road, Bubbling Springs Park; and

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

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**WHEREAS**, in accordance with the requirements of the Passaic County Open Space Trust Fund Grant Application, the Township notified by certified mail all property owners within 200 feet of the subject property that the site know as Block 9001 Lot 13 is being considered for athletic field rehabilitation and that a Public Hearing would take place on March 1, 2017; and

**WHEREAS**, the Department of Community Services and Recreation submitted the following application for consideration to the Township Council:

**Project**

*Bubbling Springs Field Rehabilitation* Total Project Funding: \$150,175.00  
 Block 9001 Lot 13 County Funds Requested: \$ 80,000.00

**WHEREAS**, in accordance with the requirements of the Passaic County Open Space Committee, the Township advertised a Public Notice on February 19, 2017 for the Public Hearing to be held on March 1, 2017 on the application; and

**WHEREAS**, the Public Hearing was held on March 1, 2017, at which time public input was solicited on the application.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford, that it hereby authorizes the Township Administrator to arrange for the submission of all grant application materials as prepared by the West Milford, Department of Community Services and Recreation to seek funding from the Passaic County Open Space and Farmland Preservation Trust Fund for the rehabilitation of athletic fields at Bubbling Springs Park.

Adopted: March 1, 2017

Agenda No. XI

**Consent Agenda**

None

Agenda No. XII

**Approval Of Expenditures**

**~ Resolution No. 2017 – 105 ~  
 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:

<b>Acct #</b>	<b>Account Name</b>	<b>Amount</b>
1	Current Account	172,072.59
3	Reserve Account	38,525.41
2	Grants	0.00
6	Refunds	504.30
1	General Ledger	160.00
26	Refuse	132,085.52
4	Capital	136,885.10
19	Animal Control	0.00
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	3,366.87
19	COAH	0.00
16	Development Escrow	0.00
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	0.00
Total		\$483,599.79
	\$Less Refund Resolution	-504.30
	<b>Actual Bills List</b>	<b>\$483,095.49</b>

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

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Other Payments	
Payroll	552,552.88
<b>Total Expenditures</b>	<b>\$1,035,648.37</b>

Adopted: March 1, 2017  
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Moved: Erik Seconded: McGuinness  
Voted Aye: Erik, Hensley, Wagner, McGuinness, Signorino, Lichtenberg  
Voted Nay: None  
Motion carried.  
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Agenda No. XIII

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

Councilman McGuinness – Councilwoman Erik stated Beautification Day in on April 22, 2017. There will be a picnic at noon at Bubbling Springs. People can sign up any time for any road. Councilwoman Lichtenberg stated the phone number is 973-728-2724.

Councilman Signorino – said that on Saturdays from 1-4 the museum has dedicated Volunteers that are ready willing and able to discuss the history of West Milford. Please come and visit from 1-4 pm. If there is anything to share with the volunteers or want to have something displayed certainly bring it to the museum on Saturday or contact Tonya Cubby in the Planning Department. The Library Council Subcommittee Meeting was today. The completion of the Library is almost near. Currently there are two bills; one in Assembly and a sister bill for Senate. Assembly bill A-222, and Senate Bill 2171, is for the New Jersey Construction Bond Act to finance public libraries throughout the state. Our library would qualify retroactively. It would be up to 50% of the cost of the library. Administrator Battaglia stated that it would be scheduled for discussion at the next Workshop Meeting. Councilman Signorino spoke about fraud preventions and precautions regarding scams that are targeting people; especially Senior Citizens.

Councilwoman Lichtenberg – said that on Wednesday, March 8<sup>th</sup> How to Succeed in Business Without Really Trying is being presented to the Senior Citizens at the high school at 6pm. The Dinner and Theater event is \$10 at 4:30 which is sponsored by the International Honor Societies of West Milford. There is four upcoming dates for the Narcan free training classes. Tuesday, April 18<sup>th</sup>, 7pm at Hillcrest, May 13<sup>th</sup>, June 13<sup>th</sup> and July 11<sup>th</sup>. Reservations are necessary. The phone number is 973-754-3000.

Councilwoman Erik – stated the Narcan classes are being offered to family members of people using Opioids.

Councilman Hensley- researched Senate Bill S3007 and Assembly Bill A4590; these would provide funding for those pre-sanctuary cities that would be denied federal dollars by Trump. This legislation would propose a sanctuary city could get those federal dollars made up from the state. Administrator Battaglia said she could draft a Resolution if the Governing Body wants to discuss this further. It could be added for discussion at a Workshop Meeting. Councilman Hensley spoke about Brick Township in Ocean County and how they are addressing Heroin users. They are using a program called HARP (Heroin Addiction Response Program). The program allows an addicted person to come to the Police Department, surrender their substances without being arrested, and ask for help. Passaic County Sheriff's Department could look into doing something like HARP.

Councilman Wagner – stated the Fireworks Committee is always looking for additional Sponsors or Vendors. If interested contact Tim Roetman in the Recreation Department. The Snow Removal Committee met last week. He commended Ed Steines for doing a terrific job keeping the Council informed on the snow reports including the Brine Pilot Program showing we are using a lot less grit because there were fewer storms this year. When the season passes the sweepers will be able to move quicker. The grit does litter people's property and creates certain hazards. Another step in the right direction is that the Council is going ahead with some brine equipment this year. There is an update on the Passaic County decrease in the County taxes of \$56.20 per household from about a week ago \$7.00 a household.

Mayor Bieri- stated the \$56.20 reduction for the average house for the County part of the tax bill which is generally about 20%. It's for an average assessed house value of \$247,000.

Agenda No. XIV

**Appointments and Resignations**

None

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

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Agenda No. XV

**Adjournment**

There being no further business to come before the Council, the Township Council adjourned the meeting at 9:25:07 p.m.

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Moved: Erik                      Seconded: Wagner  
Voted Aye: All in favor  
Voted Nay: None  
Motion carried.

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Approved:      March 16, 2017

Respectfully submitted:

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Sherry Zbrzeski, Clerk Typist

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MAYOR BETTINA BIERI, PRESIDING OFFICER

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ANTOINETTE BATTAGLIA, TOWNSHIP CLERK