





Tennis Director \$1,000. - \$1,600. per season

Seasonal Omni Bus \$12.00 - \$16.00 per hour

Disabled Programs

Summer Aide \$ 6.00 - \$ 8.00 per hour

Aide \$ 8.00 - \$12.00 per hour

Teacher \$13.00 - \$16.00 per hour

Pre School Teacher \$10.00 - \$16.00 per hour

Any ordinance or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to such extent as they are in conflict or inconsistency.

This ordinance shall take effect 20 days after its final passage by the Township Council.

Introduced: February 10, 2005

Adopted: March 2, 2005

Effective Date: March 22, 2005

Mayor DiDonato read the following Ordinance To Amend and Supplement 'The Revised General Ordinances of the Township of West Milford 1976, As Amended', Chapter XXIV Fees and Costs (Parks & Recreation Department Fees), by title, for adoption.

**ORDINANCE TO AMEND AND SUPPLEMENT 'THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST MILFORD 1976, AS AMENDED', CHAPTER XXIV FEES AND COSTS (PARKS & RECREATION DEPARTMENT FEES)**

No persons wishing to address the Council, the public hearing on the Ordinance was closed.

Moved: Bailey Seconded: Elcavage

Voted Aye: Bailey, Elcavage, Gervens, Nolan, Warden, Scangarello.

Voted Nay: None.

Motion carried.

The Ordinance was adopted.

Moved: Bailey Seconded: Scangarello

Voted Aye: Bailey, Elcavage, Gervens, Nolan, Warden, Scangarello.

Voted Nay: None.

Ordinance adopted.

Agenda No. **V 2**

ORDINANCE NO. 2005 - 5

**ORDINANCE TO AMEND AND SUPPLEMENT 'THE REVISED GENERAL  
ORDINANCES  
OF THE TOWNSHIP OF WEST MILFORD 1976, AS AMENDED', CHAPTER  
XXIV FEES AND COSTS  
(PARKS & RECREATION DEPARTMENT FEES)**

**WHEREAS**, the Township Council has determined that various fees and costs currently imposed by the Township do not adequately defray the expense incurred by the Township in performing services relating thereto; and the Township Council has reviewed all Township fees and costs and adjusted the same to reasonably reflect present expenses; and

**NOW, THEREFORE, BE IT ORDAINED** that the 'Revised General Ordinances of the Township of West Milford, 1976, as Amended' are hereby further amended as follows:

**Section 24-2 Fees.**

*Section 24-2.1* The Department of Parks and Recreation is authorized to charge the following fees.

A. Bubbling Springs Membership and Badge:

1. Family - consists of parent(s) and all children up to and including full-time students living at home - \$195.00.
2. Individual - a person age thirteen (13) through sixty-one (61)- \$90.00.
3. Senior Citizen - a person age sixty-two (62) or over - \$15.00  
Senior Couple - persons age sixty-two (62) or over - \$25.00
4. Late Fee - additional fee added to membership fee after the June deadline of each year - \$10.00.

5. Lost Badge - \$6.00 each

B. West Milford Parks Guest Membership (per person):

1. A person under five (5) years of age - \$2.00.
2. A person from five (5) years to fifteen (15) years of age - \$3.00.
3. A person from sixteen (16) years to sixty-one (61) years of age - \$5.00.

D. Tennis Programs:

1. Youth Traveling League - \$50.00.
2. Drill Groups - \$30.00.
3. Tennis Lessons - \$50.00











**WHEREAS**, all work and any other expenses associated with said conversion shall be paid for by the West Milford Little League, except the routine cutting of grass will be performed by the Township of West Milford; and

**WHEREAS**, all other maintenance of said field shall be the sole responsibility and expense of the West Milford Little League;

**NOW, THEREFORE, BE IT RESOLVED** as follows:

1. The Mayor and Council of the Township of West Milford, upon the approval of the Board of Education, so grants the authority to the West Milford Little League to perform the work described above herein; and
2. The said approval is condition upon the West Milford Little League executing a hold harmless agreement with the Township of West Milford regarding any liability of any nature whatsoever regarding the work and/or maintenance of said ballfield by the West Milford Little League and/or its employees, agents, or assigns.

Adopted: March 2, 2005

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Moved: Scangarello                      Seconded: Elcavage  
Voted Aye: Bailey, Elcavage, Gervens, Nolan, Warden, Scangarello.  
Voted Nay: None.  
Resolution adopted.  
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Mayor Joseph DiDonato read the following Ordinance Accepting a Certain Drainage Easement From Willis J. Schouten and Christine L. Schouten in Regard to Lot 2.04, Block 6002 on the Official Tax Map of the Township of West Milford, by title, for introduction.

**ORDINANCE ACCEPTING A CERTAIN DRAINAGE EASEMENT FROM  
WILLIS J. SCHOUTEN  
AND CHRISTINE L. SCHOUTEN IN REGARD TO LOT 2.04, BLOCK 6002  
ON THE  
OFFICIAL TAX MAP OF THE TOWNSHIP OF WEST MILFORD**

The Ordinance was introduced and passed it's first reading.  
Moved: Nolan                              Seconded: Warden  
Voted Aye: Bailey, Elcavage, Gervens, Nolan, Warden, Scangarello.  
Voted Nay: None.  
Motion carried.

Township Clerk Kevin J. Byrnes advised that the ordinance would be published in the Herald News newspaper in its issue of March 6, 2005, and that public hearing will be held on March 16, 2005 at 7:30 P.M., time prevailing at the West Milford Town Hall.



2. Deferred Charges & Other Appropriations	788,575.00	734,503.00
3. Capital Improvements	522,950.00	446,073.00
4. Debt Service (Include for School Purposes)	1,891,000.00	1,785,000.00
Reserve for Uncollected Taxes	1,825,000.00	1,775,000.00
TOTAL GENERAL APPROPRIATIONS		26,352,149.00
	24,741,747.73	
Total Number of Employees	196	196

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**2005 SOLID WASTE COLLECTION DISTRICT BUDGET**

<u>Summary of Revenues</u>	<u>Anticipated</u>	
	<u>2005</u>	<u>2004</u>
1. Surplus	500,000.00	500,000.00
2. Total Miscellaneous Revenues	39,963.00	39,681.00
3. Amount to be Raised by Taxation	2,294,096.00	1,294,096.00
TOTAL REVENUES	2,834,059.00	2,834,059.00

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<u>Summary of Appropriations</u>	<u>2005 Budget</u>	<u>Final 2004 Budget</u>
1. Operating Expenses: Salaries & Wages	227,000.00	225,000.00
Other Expenses	105,059.00	213,459.00
2. Contracted Services	1,502,000.00	1,585,600.00
3. Disposal Fees	1,000,000.00	810,000.00
4. Deferred Charges & Other Appropriations		80,000.00
5. Surplus (General Budget)		
TOTAL GENERAL APPROPRIATIONS	2,834,059.00	2,834,059.00

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Balance of Outstanding Debt

	<u>General</u>	<u>Water Utility</u>
Interest	664,545.00	
Principal	1,226,455.00	
Outstanding Balance	22,482,032.52	

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Notice is hereby given that the budget and tax resolution was approved by the Governing Body of the Township of West Milford, County of Passaic on March 2, 2005.

A hearing on the Budget and Tax Resolution will be held at the Municipal Building on April 14, 2005 at 7:30 o'clock P.M. at which time and place objections to the



Township Administrator recommended that action on Agenda Items No. 11 and 12, the Resolution Authorizing Application for a NJ DCA Grant - Wonder Lake and the Resolution Approving the Submittal of a Grant Application by the Municipal Alliance Committee for School and Community Based Drug and Alcohol Prevention Programs be held until language changes in the resolutions could be made.

The Township Council proceeded to the Consent Agenda:

**Consent Agenda**

Agenda No. **IX 1**  
RESOLUTION NO. 2005 - 62

**RESOLUTION AUTHORIZING PASSAGE OF CONSENT AGENDA**

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

**WHEREAS**, none of the Councilmembers or Mayor of the Township of West Milford is desirous of removing Resolutions or Applications for individual action from this Agenda.

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

- a. **Resolution** Authorizing Refund Of Performance Guarantee
- b. **Resolution** Authorizing Refund of Escrow Monies
- c. **Resolution** Authorizing Refund of Overpayments
- d. **Resolution** Authorizing Reinstatement of Taxes
- e. **Resolution** Authorizing Refund of Escrow Monies
- f. **Resolution** Authorizing Refund of Escrow Monies
- g. **Resolution** Authorizing Refund of Overpayments
- h. **Resolution** Authorizing Refund of Soil Test Fee
- i. **Resolution** Authorizing Refund of Recreational Fee
- j. **Resolution** Authorizing Refund of Escrow Monies
- k. **Application** for Off Premise 50/50 Raffle License RL-2005-16 by West Milford Rotary for May 11, 2005.
- l. **Application** for On Premise 50/50 Raffle License RL-2005-17 by Upper Greenwood Lake PTA for May 6, 2005.
- m. **Application** for On Premise Tricky Tray Raffle License RL-2005-18 by Upper Greenwood Lake PTA for May 6, 2005.
- n. **Application** for Calendar Raffle License RL-2005-19 by St. Joseph Church for various dates.
- o. **Application** for Off Premise Draw Raffle License RL-2005-20 by Our Lady Queen of Peace HSA for May 20, 2005.
- p. **Application** for Off Premise Draw Raffle License RL-2005-21 by Our Lady Queen of Peace HSA for April 22, 2005.

Adopted: March 2, 2005



RESOLUTION NO. 2005 - 65

**RESOLUTION AUTHORIZING REFUND OF OVERPAYMENTS**

**WHEREAS**, there appears on the tax records overpayments as shown below;  
and

**WHEREAS**, the overpayments were created by reasons stated below and the  
Collector of Taxes recommends the refund of such overpayments; and

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

- REASONS: 1. Incorrect Payment                      4. Homestead Rebate  
           2. Duplicate Payment                      5. Tax Appeal  
           3. Senior Citizen/Veteran Deduction

<b>Block/LotName</b>	<b>Amount</b>	<b>Year</b>	<b>Reason</b>
10602-44    Ed & Farrah Slamiak, Jr. 84 Schofield Road West Milford, New Jersey 07480	\$1,684.42	2004	2
5003-4      West Milford Building Department 1480 Union Valley Road West Milford, New Jersey 07480	490.00	2005	1
5003-8      Andrew & Beatrice Wood 23 Rockburn Pass West Milford, New Jersey 07480	2,702.91	2004	5
<b>TOTAL</b>	<b>\$4,877.33</b>		

Adopted: March 2, 2005

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Agenda No. **IX 1d**  
RESOLUTION NO. 2005 - 66

**RESOLUTION AUTHORIZING REINSTATEMENT OF TAXES**

**WHEREAS**, there appears on the tax records receipt of payment of taxes; and

**WHEREAS**, the Collector of Taxes recommends the cancellation of receipt and  
reinstatement of taxes due to reasons stated below; and

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

REASON

1. ACCOUNT CLOSED

| <u>Name</u>            | <u>Block/Lot</u> | <u>Amount</u>    | <u>Year</u> |
|------------------------|------------------|------------------|-------------|
| Scott & Patricia Bolen | 4001-3           | \$375.00         | 2001        |
| <b>TOTAL</b>           |                  | <b>\$ 375.00</b> |             |

Adopted: March 2, 2005

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Agenda No. **IX 1e**  
RESOLUTION NO. 2005 - 67

**RESOLUTION AUTHORIZING REFUND OF ESCROW MONIES**

**RESOLVED**, that upon the report and request of the Township's Planning Director the following Escrow monies be refunded:

<u>Name &amp; Address</u>	<u>App. No.</u>	<u>Escrow Amount</u>	<u>Amount Refunded</u>
William B. Freese Grandview Homes P.O. Box 652 West Milford, NJ 07480	0130-0551	\$ 750.00	\$ 99.50
William B. Freese Grandview Homes P.O. Box 652 West Milford, NJ 07480	0130-0612	\$ 750.00	\$ 50.49

Adopted: March 2, 2005

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Agenda No. **IX 1f**  
RESOLUTION NO. 2005 - 68

**RESOLUTION AUTHORIZING REFUND OF ESCROW MONIES**

**RESOLVED**, that upon the report and request of the Township's Planning Director the following Escrow monies be refunded:

| <u>Name &amp; Address</u>                                                   | <u>App. No.</u> | <u>Escrow Amount</u> | <u>Amount Refunded</u> |
|-----------------------------------------------------------------------------|-----------------|----------------------|------------------------|
| Robert J. Taffin<br>458 Lakeshore Drive<br>P.O. Box 207<br>Hewitt, NJ 07421 | 0330-0626       | \$ 750.00            | \$ 660.29              |

Adopted: March 2, 2005

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Agenda No. **IX 1g**  
RESOLUTION NO. 2005 - 69

**RESOLUTION AUTHORIZING REFUND OF OVERPAYMENTS**

**WHEREAS**, there appears on the tax records overpayments as shown below;  
and

**WHEREAS**, the overpayments were created by reasons stated below and the  
Collector of Taxes recommends the refund of such overpayments; and

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

- REASONS: 1. Incorrect Payment                      4. Homestead Rebate  
          2. Duplicate Payment                      5. Tax Appeal  
          3. Senior Citizen/Veteran Deduction

<b>Block/Lot</b>	<b>Name</b>	<b>Amount</b>	<b>Year</b>	<b>Reason</b>
704-13	Scott & Krista Zweil 18 Marlboro Road Hewitt, NJ 07421	\$1,132.00	2005	2
2006-2	Mario T. Russo Jr. 10 Paterson Road Hewitt, NJ 07421	\$ 438.95	2005	2
2313-11	Kenneth & Robyn Dones 2 Jamesburg Road Hewitt, NJ 07421	\$1,044.00	2005	2
2406-18	Weichert Financial Services 225 Littleton Road P.O. Box 510 Morris Plains, NJ 07950	\$ 731.00	2005	2
2603-6	Todd & Melissa Senise 124 Point Breeze Drive Hewitt, NJ 07421	\$ 973.00	2005	2
2603-6	Countrywide Tax Services Corp. Tax Disbursement Department P.O. Box 10211 MS: SV24 Van Nuys, California 91499	\$ 262.00	2005	2
2702-22	Frances Meriweather 4 Racetrack Drive Hewitt, NJ 07421	\$4,176.00	2005	2

2704-17 Robert & Samantha Forest \$ 906.00 2005 2  
 169 Lakeshore Drive  
 Hewitt, NJ 07421

Block/Lot	Name	Amount	Year	Reason
5003-8	Beatrice & Andrew Wood 28 Rockburn Pass West Milford, NJ 07480	\$ 142.98	2004	2
5303-1	Jack Levkovitz 99 Conklintown Road Wanaque, NJ 07465	\$ 744.00	2005	2
5501-9	Joseph & Stephanie Gerace 8 Melody Lane West Milford, NJ 07480	\$1,000.00	2005	2
5610-3	David Stillman & Kim Czczuga 75 Vine Avenue West Milford, NJ 07480	\$1,190.00	2005	2
6716-5	West Milford MUA 1480 Union Valley Road West Milford, NJ 07480	\$ 648.75	2005	1
6716-6	Thomas Amels 16 Aspen Lane West Milford, NJ 07480	\$1,425.00	2005	2
7521-10	Richard & June Asmus 20 Meadow Road West Milford, NJ 07480	\$ 496.09	2005	2
7521-1	Garry & Bonnie Earl 1419 Union Valley Road West Milford, NJ 07480	\$1,767.00	2005	2
7801-8.02	Joan Gulick 8 B New Bedford Road West Milford, NJ 07480	\$ 200.00	2005	2
7801-18.06	West Milford MUA 1480 Union Valley Road West Milford, NJ 07480	\$ 842.15	2005	2
7801-15.08	Tony & Rosemary Papa 15 H Concord Road West Milford, NJ 07480	\$1,242.00	2005	2
8702-1	Christopher & Celeste Nobile 16 Carriage Lane West Milford, NJ 07480	\$ 60.30	2005	2

8801-13	West Milford MUA 1480 Union Valley Road West Milford, NJ 07480	\$1,674.25	2005	2
9705-2	West Milford MUA 1480 Union Valley Road West Milford, NJ 07480	\$1,455.05	2005	2
9710-5	West Milford MUA 1480 Union Valley Road West Milford, NJ 07480	\$1,286.67	2005	2
10301-9	Edward P. Azar, LLC Gallant Building 2840 Route 23 South Newfoundland, NJ 07435	\$1,648.00	2005	2
11301-5	Robyne M. Hogan Counsellor at Law 92 Rolling Ridge Road West Milford, NJ 07480	\$1,343.00	2005	2

<b>Block/Lot</b>	<b>Name</b>	<b>Amount</b>	<b>Year</b>	<b>Reason</b>
12105-3	Gregory & Glenda Maurer 818 Macopin Road West Milford, NJ 07480	\$1,442.00	2005	2
12210-7	David J. Nicol 8 Wildwood Street West Milford, NJ 07480	\$ 648.00	2005	2
12211-8	Christa Zarzycki 18 Allegheny Avenue West Milford, NJ 07480	\$ 658.00	2005	2
14501-14	Kathleen Hipp 55 Blakely Lane Newfoundland, NJ 07435	\$6,582.00	2005	2
<b>TOTAL</b>		<b>\$36,158.19</b>		

Adopted: March 2, 2005

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Agenda No. **IX 1 h**  
RESOLUTION NO. 2005 - 70

**RESOLUTION AUTHORIZING REFUND OF SOIL TEST FEE**

**WHEREAS**, the Health Official has recommended refunding the amounts shown below for a canceled Soil Test in the Township of West Milford; and

**NOW, THEREFORE, BE IT RESOLVED** that the proper officers be and they are hereby authorized and directed to refund the amount indicated below:

| <b>Received From</b>                                                           | <b>Receipt No.</b> | <b>Amount</b>   |
|--------------------------------------------------------------------------------|--------------------|-----------------|
| Cruz Perez<br>Cruz Construction<br>21 Quigley Road<br>Hewitt, New Jersey 07421 | 8380               | \$100.00        |
| <b>Total</b>                                                                   |                    | <b>\$100.00</b> |

Adopted: March 2, 2005

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Agenda No. **IX 1i**  
RESOLUTION NO. 2004 - 71

**RESOLUTION AUTHORIZING REFUND OF RECREATIONAL FEE**

**RESOLVED**, that the following Recreational fees upon the report of the Recreation Director be refunded:

<u>Name &amp; Address</u>	<u>Reason</u>	<u>Amount Refunded</u>
Ann Niewodniczanska 37 Rockburn Pass West Milford, NJ 07480	Cancel Program	\$ 40.00

Adopted: March 2, 2005

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Agenda No. **IX 1j**  
RESOLUTION NO. 2005 - 72

**RESOLUTION AUTHORIZING REFUND OF ESCROW MONIES**

**RESOLVED**, that upon the report and request of the Township's Planning Director the following Escrow monies be refunded:

| <u>Name &amp; Address</u>                                                                                                                        | <u>App. No.</u> | <u>Escrow Amount</u> | <u>Amount Refunded</u> |
|--------------------------------------------------------------------------------------------------------------------------------------------------|-----------------|----------------------|------------------------|
| Inserra Supermarkets, Inc.<br>c/o Cole, Schotz,<br>Meisel, Forman & Leonard, P.A.<br>25 Main Street<br>P.O. Box 800<br>Hackensack, NJ 07602-0800 | 0310-1957       | \$ 1,200.00          | \$ 791.32              |



## **Reports of Administrator, Mayor and Members of the Council**

The Mayor and Members of the Council commented on various Municipal and Government matters.

Mayor DiDonato noted action to be taken on appointments to the Insurance Committee.

### **Appointments**

#### **Insurance Committee**

Councilman Nolan nominated Arthur T. McQuaid, Todd Trifari, John Sullivan, Elizabeth Walsh Wong and Andrew Gargano to serve as members of the West Milford Insurance Committee for indefinite terms.

Mayor DiDonato endorsed the nomination.

There being no further nominations, nominations were closed and confirmed.

Moved: Warden

Seconded: Scangarello

Voted Aye: Bailey, Elcavage, Gervens, Nolan, Warden, Scangarello.

Voted Nay: None.

Motion carried.

Mayor DiDonato declared **Arthur T. McQuaid, Todd Trifari, John Sullivan, Elizabeth Walsh Wong and Andrew Gargano** members of the **West Milford Insurance Committee** for indefinite terms.

### **Report of Township Clerk**

None.

### **Report of Attorney**

Township Attorney William DeMarco advised the Council that an Executive Session is necessary.

### **Presentations of Communications, Petitions**

None.

### **Executive Session**

#### **MOTION FOR EXECUTIVE SESSION**

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 2<sup>nd</sup> day of March, 2005, that:

1. Prior to the conclusion of this **Regular Meeting**, the Township

Council shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):

- ( ) b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
- ( ) b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
- ( ) b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
- ( ) b. (4) A collective bargaining agreement including negotiations.
- ( ) b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
- ( ) b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
- (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
- ( ) 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).

Moved: Bailey                      Seconded: Nolan  
Voted Aye: Bailey, Elcavage, Gervens, Nolan, Scangarello, Warden.  
Voted Nay:None.  
Resolution adopted.

Present: Councilmembers Paul Bailey, Joseph Elcavage, William Gervens, Carmen Scangarello, James Warden and Mayor Joseph DiDonato.

Absent: None.

Also Present: Township Administrator Richard Kunze, Township Clerk Kevin J. Byrnes, Township Attorney William DeMarco and Special Counsel Richard Clemack.

Items discussed during the Executive Session were as follows:

Forest Hill Park

Councilman Gervens moved to adjourn the Executive Session.  
Moved: Bailey                      Seconded: Scangarello  
Voted Aye: Bailey, Elcavage, Gervens, Nolan, Scangarello, Warden.  
Voted Nay: None.  
Executive Session adjourned.

**Adjournment**

There being no further business to come before the Council, the Township Council adjourned the meeting at 10:01 P.M.

Moved: Warden

Seconded: Scangarello

Voted Aye: Bailey, Elcavage, Gervens, Nolan, Warden, Scangarello.

Voted Nay: None.

Meeting adjourned.

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MAYOR JOSEPH DIDONATO  
PRESIDING OFFICER

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KEVIN J. BYRNES  
TOWNSHIP CLERK