

The Regular Meeting of the West Milford Township Council was called to order by Mayor Joseph DiDonato.

Mayor DiDonato advised that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Regular meeting was advertised in the Herald News in its issues of January 23, 2005 and January 30, 2005; copies were provided to the Suburban Trends, The Record, the Star Ledger, and Greenwood Lake News 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.

Pledge of Allegiance

Roll Call

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

Absent: None.

Also Present: Township Administrator Richard Kunze, Township Clerk Kevin J. Byrnes, and John Dorsey of the Township Attorney's office.

Reading of or Approval of Unapproved Minutes

None.

Bids & Awards

None.

Presentations

Ceremony for the appointment of Paul Costello as West Milford Chief of Police

Proclamations

Upper Greenwood Lake Volunteer Fire Company No. 5

Unfinished Business, Final Passage of Ordinances

Mayor DiDonato read the following Ordinance Amending Chapter 2, Entitled "Administration", of the Revised General Ordinances of the Township of West Milford, New Jersey, in Order to Establish a Township Policy for the Awarding of Public Professional Service Contracts, by title, for adoption.

**ORDINANCE AMENDING CHAPTER 2, ENTITLED "ADMINISTRATION",
OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST MILFORD, NEW
JERSEY, IN ORDER
TO ESTABLISH A TOWNSHIP POLICY FOR THE AWARDING OF PUBLIC
PROFESSIONAL
SERVICE CONTRACTS**

WHEREAS, pursuant to N.J.S.A. 40:12-15.7, subsection (a)(1)(d) provides that the governing body of a municipality may submit to the voters of the municipality in a general or special election a proposition amending or supplementing a proposition previously submitted, by adding or removing purposes authorized pursuant to this section for which the levy may be expended; and

WHEREAS, the Township Council of the Township of West Milford requests that the additional proposed purposes of the West Milford Open Space Trust Fund should be submitted to the voters of the municipality for consideration; and

WHEREAS, the proposed additional purposes of the Open Space Trust Fund will not increase the tax levy for the Fund.

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

1. Pursuant to N.J.S.A. 40:12-15.7, subsection (d), the Township Council of the Township of West Milford hereby determines to submit the following proposition to the voters at the next general election on November 8, 2005:

MUNICIPAL PUBLIC QUESTION

Shall the Township Council of the Township of West Milford, County of Passaic, adopt an Ordinance to amend its existing municipal "Open Space, Recreation, Farmland and Historic Preservation Trust Fund" to incorporate the following additional purposes for the funds collected beginning January 1, 2006:

- A. The development of lands acquired for recreation and conservation purposes; and
- B. The maintenance of lands acquired for recreation and conservation purposes.

EXPLANATORY STATEMENT

These expanded purposes will not create any additional tax levy. The existing purposes and existing funds that provide for acquisitions of lands for conservation, preservation and recreation will continue to be available. The proposed expanded purposes supplement the existing purposes of the current West Milford Open Space, Recreation, Farmland and Historic Preservation Trust Fund and are permitted pursuant to N.J.S.A. 40:12-15.7. These expanded purposes shall only apply to the monies collected by the Trust Fund after January 1, 2006, and all monies currently on hand shall be only used for the existing purposes of the "Open Space, Recreation, Farmland and Historic Preservation Trust Fund".

2. The Passaic County Clerk is hereby requested to print the above proposition and explanatory statement on the official ballots for the general election to be held on November 8, 2005.

3. The Township Administrator, with the advice of the Township Attorney, is hereby authorized to make any minor and insubstantial changes in the form of the

the several issues of bonds of this local unit authorized pursuant to bond ordinances of the local unit hereinabove in Sections 1 and 2 described, shall be combined into a single and combined issue of bonds in the principal amount of \$5,166,000.

Section 4. The following matters in connection with said Bond Anticipation Notes are hereby determined:

(a) All notes issued hereunder shall mature at such times as may be determined by the treasurer or the chief financial officer of the local unit (the "chief financial officer"), provided that no note issued pursuant to Sections 1 and 2 hereof shall mature later than (i) one year from the date of the first such note issued pursuant to the respective ordinances referred to in said Sections, and (ii) three years from the date of the first note issued pursuant to each such respective ordinance unless the local unit shall have paid and retired amounts of such notes sufficient to allow it, in accordance with provisions of Section 40A:2-8 of the Local Bond Law, to renew a portion thereof beyond the third anniversary date of the first of such notes;

(b) All notes issued hereunder shall bear interest at such rate or rates as may be determined by the chief financial officer of the local unit; and

(c) The notes shall be in the form prescribed by resolution heretofore adopted by the governing body of this local unit determining the form of Bond Anticipation Notes issued pursuant to the Local Bond Law, and any such notes may be signed or sealed by officers of the local unit in any manner permitted by Section 40A:2-25 of said Local Bond Law notwithstanding that said form or resolution may otherwise provide.

Section 5. The chief financial officer of the local unit is hereby authorized and directed to determine all matters in connection with said notes not determined by this or a subsequent resolution, and the chief financial officer's signature upon said notes shall be conclusive as to such determinations.

Section 6. The chief financial officer of the local unit is hereby authorized to sell said Bond Anticipation Notes from time to time at public or private sale in such amounts as the chief financial officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

Section 7. Any instrument issued pursuant to this resolution shall be a general obligation of the local unit, and the local unit's faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 8. The chief financial officer of the local unit is authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the notes sold, the price obtained and the name of the

Annual Audit Additional Services	01-20-135-201	\$ 10,000	\$ 7,875
Information Technology	01-20-140-100	\$ 64,000	\$ 50,400
Information Technology	01-20-140-200	\$ 7,000	\$ 5,513
Tax Collector S&W	01-20-145-100	\$285,000	\$224,438
Tax Collector O.E.	01-20-145-200	\$ 15,000	\$ 11,813
Elections S&W	01-20-146-101	\$ 12,000	\$ 9,450
Elections O.E.	01-20-146-101	\$ 30,000	\$ 23,625
Tax Assessor S&W	01-20-150-200	\$287,000	\$226,013
Tax Assessor O.E.	01-20-150-200	\$ 10,000	\$ 7,875
Legal O.E.	01-20-155-200	\$250,000	\$196,875
General Services S&W	01-20-161-100	\$ 5,000	\$ 3,938
General Services O.E.	01-20-161-200	\$ 87,000	\$ 68,513
Engineering S&W	01-20-165-100	\$411,000	\$323,663
Engineering O.E.	01-20-165-200	\$ 22,000	\$ 17,325
Tourism Committee (Formally RDC)	01-20-171-200	\$ 1,000	\$ 788
Veteran's Bureau S&W	01-20-172-100	\$ 1,250	\$ 984
Veteran's Bureau O.E.	01-20-172-200	\$ 1,000	\$ 788
Heritage O.E.	01-20-173-200	\$ 3,000	\$ 2,363
Historic Preservation S&W	01-20-175-101	\$ 600	\$ 473
Historic Preservation O.E.	01-20-175-200	\$ 1,000	\$ 788
Planning Board O.E.	01-21-180-200	\$ 32,000	\$ 25,200
Planning, Comp. S&W	01-21-181-100	\$374,000	\$294,525
Planning, Comp. O.E.	01-21-181-200	\$ 11,000	\$ 8,663
Zoning Admin. S&W	01-21-185-100	\$ 60,000	\$ 47,250
Board of Adjustment O.E.	01-21-186-200	\$ 19,000	\$ 14,963
Building S&W	01-22-195-100	\$340,000	\$267,750
Building O.E.	01-22-195-200	\$ 12,000	\$ 9,450
Environmental Commission S&W	01-22-196-101	\$ 600	\$ 473
Environmental Commission O.E.	01-22-196-200	\$ 1,000	\$ 788
Insurance, Other	01-23-210-200	\$600,000	\$472,500
Insurance, Group	01-23-220-506	\$2,620,000	\$2,063,250
Police Patrol S&W	01-25-240-100	\$3,294,000	\$2,594,025
Police Patrol O.E.	01-25-240-200	\$135,000	\$106,313

APPROPRIATION	Temporary		
	ACCOUNT NUMBER	2004 BUDGET	2005 BUDGET

Police - Purchase of Police			
Vehicles	01-25-240-299	\$161,000	\$126,788
Police Detective S&W	01-25-241-100	\$736,000	\$579,600
Police Administration S&W	01-25-242-100	\$410,000	\$322,875
Police Communication S&W	01-25-243-100	\$267,000	\$210,263
Police Comm. (Fees for Servs.)	01-25-243-450	\$ 28,000	\$ 22,050
Police Specials S&W	01-25-244-101	\$ 26,000	\$ 20,475
Police Specials O.E.	01-25-244-200	\$ 3,000	\$2,363
Police Community Policing S&W	01-25-245-100	\$175,000	\$137,813
Emergency Mgmt. O.E.	01-25-252-200	\$ 23,000	\$ 18,113
Aid To Vol. Fire Co.	01-25-255-200	\$ 90,000	\$ 70,875
First Aid Organization			
Contributions	01-25-260-200	\$ 96,000	\$ 75,600
Fire Prevention Bureau S&W	01-25-265-100	\$181,000	\$142,538

Fire Prevention Bureau O.E.	01-25-265-200	\$ 10,000	\$ 7,875
Fire Co. Admin. S&W	01-25-266-100	\$ 9,000	\$ 7,088
Fire Co. Admin. O.E.	01-25-266-200	\$282,000	\$222,075
LOSAP	01-25-267-100	\$ 75,000	\$ 59,063
DPW Streets & Roads S&W	01-26-290-100	\$1,410,000	\$1,110,375
DPW Streets & Roads O.E.	01-26-290-200	\$271,000	\$213,413
DPW Buildings & Grounds S&W	01-26-291-100	\$105,000	\$ 82,688
DPW Buildings & Grounds O.E.	01-26-291-200	\$ 49,000	\$ 38,588
DPW Johner Building O.E.	01-26-293-200	\$ 2,000	\$ 1,575
DPW Snow Removal S&W	01-26-294-100	\$220,000	\$173,250
DPW Snow Removal O.E.	01-26-294-200	\$482,000	\$379,575
DPW Vehicle Maintenance S&W	01-26-315-100	\$276,000	\$217,350
DPW Vehicle Maintenance O.E.	01-26-315-200	\$160,000	\$126,000
Public Health S&W	01-27-330-100	\$268,000	\$211,050
Public Health O.E.	01-27-330-200	\$ 40,000	\$ 31,500
Vital Statistics S&W	01-27-331-100	\$ 63,000	\$ 49,613
Vital Statistics O.E.	01-27-331-200	\$ 1,000	\$ 788
Housing Standard Bureau O.E.	01-27-332-441	\$ 2,000	\$ 1,575
Environmental Health S&W	01-27-335-100	\$258,000	\$203,175
Environmental Health O.E.	01-27-335-200	\$ 20,000	\$ 15,750
Division of Pound Keeper S&W	01-27-340-100	\$ 70,000	\$ 55,125
Division of Pound Keeper O.E.	01-27-340-450	\$ 17,000	\$ 13,388
Public Assistance S&W	01-27-345-100	\$ 7,000	\$ 5,513
Public Assistance O.E.	01-27-345-200	\$ 2,000	\$ 1,575
Recreation Programs S&W	01-28-370-100	\$148,000	\$116,550
Recreation Programs O.E.	01-28-370-200	\$151,000	\$118,913
Recr.-Bubbling Springs S&W	01-28-371-100	\$145,000	\$114,188
Recr.-Bubbling Springs O.E.	01-28-371-200	\$ 50,000	\$ 39,375
Recr.-Parks S&W (Admin)	01-28-372-100	\$337,000	\$265,388
Recr.-Parks O.E. (Admin)	01-28-372-200	\$ 15,000	\$ 11,813
Recr.-Westbrook Park O.E.	01-28-373-200	\$ 5,000	\$ 3,938
Recr.-Hillcrest S&W	01-28-374-100	\$ 69,000	\$ 54,338
Recr.-Hillcrest O.E.	01-28-374-200	\$ 24,000	\$ 18,900
Recr.-Parks S&W	01-28-375-100	\$195,000	\$153,563
Recr.-Parks O.E.	01-28-375-200	\$108,000	\$ 85,050
Senior Citizen Services S&W	01-28-376-100	\$136,000	\$107,100
Senior Citizen Services O.E.	01-28-376-200	\$ 5,000	\$ 3,938
Library S&W	01-29-390-100	\$475,000	\$374,063
Library O.E.	01-29-390-200	\$353,016	\$278,000
Celebration of Public Events O.E.	01-30-420-200	\$ 6,000	\$ 4,725
Mass Transportation O.E.	01-30-421-200	\$ 53,000	\$ 41,738
Utilities-Electricity	01-31-430-200	\$103,000	\$ 81,113
Utilities-Street Lights	01-31-435-200	\$ 39,000	\$ 30,713
Utilities-Telephone	01-31-440-200	\$139,000	\$109,463
Utilities-Natural Gas	01-31-446-200	\$100,000	\$ 78,750
Utilities-Fuel	01-31-460-200	\$181,000	\$142,538
PERS	01-36-471-532	\$0	\$0
Social Security	01-36-472-533	\$676,000	\$532,350
PFRS	01-36-473-534	\$ 82,000	\$ 64,575
Municipal Court S&W	01-43-490-100	\$291,000	\$229,163
Municipal Court O.E.	01-43-490-200	\$ 13,000	\$ 10,238
Municipal Court Prosecutor S&W	01-43-491-101	\$ 23,000	\$ 18,113
Capital Improvements Fund	01-44-900-200	\$121,370	Exempt

APPROPRIATION	ACCOUNT NUMBER	Temporary	
		2004 BUDGET	2005 BUDGET
Cap Improvements Fund Down			
Payments	01-44-900-200	\$281,703	Exempt
Judgements - Banker Road	01-37-480-503	\$ 25,000	\$0
Deficit in Assessment Cash	01-46-886-000	\$ 3,503	\$0
Debt Service Total	01-45-000-000	\$1,785,000	Exempt
Reserve for Tax Appeals	01-46-886-667	\$ 20,000	Exempt
Prior Years Bills	01-46-887-528	\$ 5,000	Exempt
Def Charges - Bond Ordinance			
Unfunded	01-46-875-528	\$ 25,000	Exempt
Reserve for Uncollected Taxes	01-50-899-200	\$1,775,000	Exempt
Grants-Mass Trans. State Share	02-41-702-100	\$ 29,456	\$ 23,197
Grants-Mass Trans. Federal			
Share	02-41-702-200	\$ 44,664	\$ 35,173
Grants-Mass Trans. Local Share	02-41-702-201	\$ 24,707	\$ 19,457
Grants-C.A.S.A. County Share	02-41-705-200	\$ 55,560	\$ 43,754
Grants-C.A.S.A. - Local Share	02-41-705-201	\$ 13,890	\$ 10,938
Grants-Indv. with			
Disabilities-State	02-41-707-200	\$ 20,000	\$ 15,750
Grants-Indv. with			
Disabilities-Local	02-41-707-201	\$ 3,000	\$ 2,363
Grants - Public Health			
Priority	02-41-714-162	\$ 16,190	\$ 12,750
Grants-Clean Communities	02-41-718-674	\$ 32,877	\$ 25,891
Grants-Pas. Co. Cultural			
Heritage- Cnty	02-41-728-331	\$ 1,300	\$ 1,024
Grants-Pas. Co. Cultural			
Heritage- Local	02-41-728-332	\$ 650	\$ 512
Grants-NJDEP ESP Mapping-			
State Share	02-41-735-331	\$ 2,500	\$ 1,969
Grants-Div Crim. Justice			
NJ Body Armor	02-41-742-331	\$ 4,432	\$ 3,490
Grants - NJDEP- Pst Brk			
Stormwater Study	02-41-744-330	\$144,872	\$0
Grants - NJDEP-Greenwood Lk-			
State	02-41-745-331	\$152,330	\$0
TOTAL OPERATING BUDGET		\$24,723,470	\$16,052,945

SOLID WASTE DISTRICT

Solid Waste S&W	26-55-500-100	\$225,000	\$177,188
Solid Waste O.E. All Other	26-55-500-200	\$182,750	\$143,916
Contractual Services	26-55-500-202	\$1,425,600	\$1,122,660
Disposal Fees	26-55-500-203	\$810,000	\$637,875
Grants - Recycling County of			
Passaic	26-41-753-336	\$ 30,709	\$ 24,183
Prior Year's Bills	26-55-900-900	\$0	\$0
Commercial Pick Up	26-55-500-201	\$160,000	\$126,000

1934-36 Greenwood Lake Turnpike
Hewitt, NJ 07421
1615-33-020-004

emergency exit, that door to be
so posted and will be hooked up
to the emergency alarm service.

- 2) No signs advertising the licensed premises will be displayed from the rear of the building or property, or from the lakefront behind and across the roadway from the premises.
- 3) All floor areas must be kept clear of stacks of Alcoholic Beverages
- 4) The stools must be in place around the entire bar in order that it be a working bar as designed.

Adopted: July 6, 2005

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

Agenda No. **VIII 14**
RESOLUTION NO. 2005 - 185

**RESOLUTION AUTHORIZING THE RENEWAL OF PLENARY RETAIL
CONSUMPTION LICENSE
FOR THE 2005 - 2006 LICENSE YEAR WITH CONDITIONS**

WHEREAS, applications for renewal of a Plenary Retail Consumption licenses for the 2005 - 2006 License year have been received and reviewed; and

WHEREAS, the Township Council has conducted a public review of the application as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control dated April 14, 1980; and

WHEREAS, as a result of that review the Township Council has determined as follows:

1. The submitted applications are complete in all respects.
2. The applicants are qualified to be licensed according to all statutory, regulatory and local governmental A. B. C. laws and regulations.
3. The applicants have disclosed to the issuing authority the sources of all additional financing obtained in the previous license year (July 1, 2004 - June 30, 2005).

WHEREAS, the Township Council has conducted a public review of the applications as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control dated April 14, 1980; and

WHEREAS, as a result of that review the Township Council has determined as follows:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.
3. The applicant has disclosed to the issuing authority the source of all additional financing obtained in the previous license year (July 1, 2004 - June 30, 2005).

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk is directed to issue and deliver the license certificate for the Mayor and Township Council of the Township of West Milford.

**2005 - 2005 PLENARY RETAIL CONSUMPTION LICENSE
TOWNSHIP OF WEST MILFORD**

Jerzy Chrzanowski
t/a Mama Mia Restaurant
3055 Route 23
Oak Ridge, NJ 07438
1615-33-016-003

1. Premises must be inspected by the Police and recommendation received prior to opening.

Adopted: July 6, 2005

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

The Township Council proceeded to the Consent Agenda:

Consent Agenda

Agenda No. **IX 1**
RESOLUTION NO. 2005 - 189

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

Agenda No. **IX 1b**
RESOLUTION NO. 2005 - 191

RESOLUTION AUTHORIZING REFUND OF OTHER LIENS

Pursuant to the facts as stated therein, I respectfully request the adoption of the following resolution:

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

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

For the Redemption of Date <u>Lien Cert. #</u>	<u>of Sale</u>	<u>Block/Lot</u>	<u>Amount</u>	<u>Pay to the Lienholder</u>
04-075	04/05/2004	12305-009	\$9,651.65	MICHAEL MASTELLONE PO BOX 109 CEDAR KNOLLS; NJ 07927
04-085	04/05/2004	14701-050	\$41,721.36	WACHOVIA-COLL AGT/SASS MUNI IV M. GRASSO TAX SPECIALIST 123 S. BROAD ST. PA1328S PHILADELPHIA;, PA 19109
05-029	03/09/2005	02302-005	\$10,558.49	FIDELITY TAX LLC. P.O. BOX 5707 FORT LAUDERDALE;, FL 33310
05-078 PLYM PK	03/09/2005	08002-001	\$46,996.17	WACHOVIA CUST FOR TAX SRVS P.O. BOX 2288 MORRISTOWN;, NJ 07962
05-089 CORP	03/09/2005	10803-015	\$18,295.70	ATF LLC HARRIS NESBITT AS SEC. PART P.O. BOX 862658 ORLANDO, FL 32886-2658
05-106 CORP	03/09/2005	13906-006	\$18,759.76	ATF LLC HARRIS NESBITT AS SEC. PART P.O. BOX 862658

ORLANDO, FL 32886-2658

05-113 03/09/2005 16604-002 \$18,704.76 FIDELITY TAX LLC.
P.O. BOX 5707
FORT LAUDERDALE, FL 33310

Grand Total \$164,687.89

Adopted: July 6, 2005

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Agenda No. **IX 1 c**  
RESOLUTION NO. 2005 - 192

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**RESOLUTION AUTHORIZING REFUND OF PERFORMANCE GUARANTEE**

**RESOLVED**, that upon the report and request of the Township's Engineering Department the following Performance Guarantee be refunded:

| <u>Name &amp; Address</u>                                                                             | <u>Block &amp; Lot</u> | <u>Amount Refunded</u> | <u>Pg. No.</u> |
|-------------------------------------------------------------------------------------------------------|------------------------|------------------------|----------------|
| United Methodist Church<br>at Newfoundland<br>P.O. Box 288<br>65 La Rue Road<br>Newfoundland, NJ 0745 | 15101/3                | \$ 1,200.00            | 72             |

Adopted: July 6, 2005

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Agenda No. **IX 1 d**
RESOLUTION NO. 2005 - 193

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 & Address</u>	<u>App. No.</u>	<u>Escrow Amount</u>	<u>Amount Refunded</u>
Anthony Curcio, Jr. 1459 Macopin Road West Milford, NJ 07480	Minor Subdivision #0210-1943	\$ 303.41	\$ 303.41
	Block 9501 Lot 2 Macopin Road; R-3 Zone		

Adopted: July 6, 2005

Agenda No. **IX1 e**

RESOLUTION NO. 2005 - 194

RESOLUTION AUTHORIZING REFUND OF RECREATIONAL FEE

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

<u>Name & Address</u>	<u>Reason</u>	<u>Amount Refunded</u>
Tara Carrazzone 20 King Arthur Ct. West Milford, NJ 07480	Cancel Mother's Day Sweet Treats	\$ 20.00
Michelle Corter 28 Hancock Drive West Milford, NJ 07480	Cancel Holiday Treats	\$ 15.00
Connie Burton 81 Pinecliff Lake Drive West Milford, NJ 07480	Cancel Summer Softball Camp	\$ 60.00
Deborah Pfeifer 225 Germantown Road West Milford, NJ 07480	Cancel Summer Muppet Camp	\$ 70.00
Michelle Rubino 9 Mohawk Trail West Milford, NJ 07480	Cancel Summer Muppet Camp	\$ 70.00
Mary Ventrella 489 Germantown Road West Milford, NJ 07480	Cancel Bubbling Springs Swim Lessons	\$ 75.00
Margaret McCaren 17 Olde Hickory Road West Milford, NJ 07480	Cancel Summer Muppet Camp	\$132.00
Nina Bojko 12 Hampton Road Hewitt, NJ 07421	Cancel Bubbling Springs Day Camp	\$195.00
Milagros Babitz 15 Hancock Drive West Milford, NJ 07480	Cancel Bubbling Springs Day Camp	\$300.00

Adopted: July 6, 2005

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 Agenda No. **IX 1f**  
 RESOLUTION NO. 2005 - 195

**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> |
|-----------------------------------------|-----------------|----------------------|------------------------|
| United Methodist Church<br>P.O. Box 288 | 0120-0100       | \$ 116.32            | \$ 116.32              |

65 La Rue Road  
Newfoundland, NJ 0745

Adopted: July 6, 2005

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Agenda No. **IX 1g**
RESOLUTION NO. 2005 - 196

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 & Address</u>	<u>App. No.</u>	<u>Escrow Amount</u>	<u>Amount Refunded</u>
Heidi Kleinman 131 South Mill Road Princeton Junction, NJ 08550	9510-1722	\$ 434.50	\$ 434.50

Adopted: July 6, 2005

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Councilman Joseph Elcavage returned to the meeting at this point.

**Payment of Bills**

Agenda No. **X 1**

RESOLUTION NO. 2005 - 197

**RESOLUTION APPROVING THE PAYMENT OF BILLS**

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

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

| Acct. ID # |                       |               |
|------------|-----------------------|---------------|
| 01         | Current Account ..... | \$ 652,575.46 |
| 02         | Reserve .....         | \$ 4,523.11   |
| 03         | Dog Tax .....         | \$ 103.41     |
| 04         | Recycling .....       | \$ 0.00       |
| 05         | Recreation .....      | \$ 0.00       |
| 06         | Capital .....         | \$ 183,228.38 |
| 07         | Grants .....          | \$ 10,948.47  |
| 08         | Refuse .....          | \$ 82,443.59  |



**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 6<sup>th</sup> day of July, 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: Elcavage                      Seconded: Bailey  
Voted Aye: Bailey, Elcavage, Gervens, Nolan, Warden, Scangarello  
Voted Nay: None.  
Resolution adopted.

Also Present: Township Administrator Richard Kunze, Township Clerk Kevin J. Byrnes, and John Dorsey of the Township Attorney's office.

Items for discussion at Executive Session were as follows:

Tax Appeals

Councilman Elcavage moved to adjourn the Executive Session.

Moved: Elcavage                      Seconded: Bailey  
Voted Aye: Bailey, Elcavage, Gervens, Nolan, Warden, Scangarello  
Voted Nay: None.  
Executive Session adjourned.

Councilman Bailey moved the adoption of the Resolution Authorizing Arthur J. Timins, Esq. to File Appeal of Passaic County Tax Board Judgements with the State Tax Court.





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MAYOR JOSEPH DIDONATO  
PRESIDING OFFICER

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KEVIN J. BYRNES  
TOWNSHIP CLERK