
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Township Council Regular Meeting
Date of Meeting: June 13, 2007
Time of Meeting: 7:30 P.M.
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Council President Joseph Smolinski called the Regular Meeting of the West Milford Township Council to order.

Adequate Notice Statement

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Regular Meeting was advertised in the Herald News in its issues of December 17, 2006 and January 7, 2007; copies were provided to the Suburban Trends, the Record, 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

Council President Smolinski led all in attendance in a salute to the flag.

Roll Call

Present: Councilmembers Philip Weisbecker, Joseph Smolinski, Salvatore Schimmenti, Robert Nolan (arrived at 7:31 p.m.), Carmelo Scangarello.
Absent: Mayor DiDonato and Councilman James Warden
Also Present: Township Administrator Richard Kunze, Township Clerk Antoinette Battaglia and Township Attorney, Fred Semrau

Reading of or Approval of Unapproved Minutes

None.

Presentations

West Milford High School CADD Class – Conceptual Design of New Library

Mr. Alan Effrus and Ms. Catha Griswold along with students from their CADD class approached the podium to make a presentation to the Council. Mr. Effrus explained what CADD is and noted that these talented students generated the concepts and designs for a municipal library which they will present tonight. The students were divided into two teams and each team designed a library. The projects incorporated energy conservation and ADA compliance into the designs. The students investigated and researched to ensure that the concepts they created can be incorporated into real-life projects. Each project was designed for longevity and to allow for updates over time. The students, under the direction of the teaching staff, worked on these projects while abiding by real-life working standards. Each team created a “company” and operated that company in accordance with accepted corporate standards. One “company” created a design for a property on Ridge Road and the second “company” created a design for a property on Union Valley Road. Mr. Effrus invited the team from the first “company” forward to make a Power-Point presentation of their design.

The student who led the team for this design project was given the title of President of this ‘company’. She reviewed the slides of their log-cabin themed building to the Council and the audience. They chose a log-cabin theme because they felt it would blend in with the wooded areas at this Ridge Road location. A dome at the top would allow light in with an octagon shape for energy efficiency. The students reviewed the inside layout of the building and the benefits of that layout. The design included a parking lot allocation for 80 cars. They reviewed products they proposed offering to the public in a library that would include electronic books, a cafeteria, and internet access.

The student who led the team for the second design project was given the title of President of this “company”. He advised that many of his team members could not attend tonight and he commended those absent members for their hard work. He also thanked the members of the first team for assistance they provided in various facets of this design. The location of this proposed new library was the Stop Rite parking lot. Because of this urban setting with limited space their design is compact and the architecture style is modern. The students showed the exterior views which included a glass façade and balcony in the rear with a café within a two-story building. The first floor would have books, electronic books, a reception area, and an office area. Two stairways leading to the second floor would direct patrons to a computer lab and reading areas. Solar panels on the roof would provide for energy efficiency and a gutter system would process water.

The Mayor and Council as well as members of the audience applauded the presentations made. Council President Smolinski commended the students and thanked the Planning Board and Library Board. He noted that the students invested a lot of time in this project and developed some great concepts. On behalf of the Mayor and Council, he wished each student luck in their careers and presented them with certificates of appreciation.

Public Hearing – Passaic County Open Space Grant Application – Rehabilitation of Westbrook Park

Council President Smolinski invited Ms. Renee Palermo, Director of Parks and Recreation to the podium to provide information about the proposed application for grant funds. Ms. Palermo advised that the Township plans to submit a grant request to Passaic County for engineering services for the rehabilitation of Westbrook Park. The Township Engineer has estimated the cost to be \$120,000. Therefore, the grant application will request funding in the amount of \$60,000 with the Township providing matching funds in

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the same amount. She reviewed the history, current uses, and proposed uses at Westbrook Park. Ms. Palermo thanked Rob Sparkes, the Township's GIS specialist, for his assistance creating the concepts.

Westbrook Park, Ms. Palermo advised, has fallen into disrepair and requires considerable attention. The in-ground pool creates a hazardous condition for all park users. The basketball court needs rehabilitation. The retaining wall behind the heavily used building is soaked in creosote, which emanates a very strong odor during the summer months. The pavilion needs replacing and expansion and there are drainage areas in the pavilion area.

The project proposal includes filling in the abandoned pool, removal and replacement of the creosote pilings, repaving of the existing road, development of parking, replacement and expansion of the picnic pavilion, installation of French drains, resurfacing the basketball court, construction of a new skate park, construction of a new 3-court basketball court, construction of a bocce ball court, installation of lighting, development and expansion of trails, installation of picnic tables, installation of railings, and improved landscaping throughout. Ms. Palermo reviewed the scope of the engineering work which is the preliminary work required for this project.

Ms. Palermo invited Mr. Bob Jonis of New York/New Jersey Trail Conference forward to review the improvements and additions to the trails in and around Westbrook Park. Mr. Jonis reviewed the specifics of the trails with the assistance of a visual map for residents to peruse. He advised that he is proposing that the trails be sensory to allow all residents, regardless of ability, to enjoy the trails. This would be a community project which his non-profit organization would assist with.

Council President Smolinski asked if the bridges located at this site are in proper repair. Ms. Palermo advised that the DPW inspected them and found that the structures are fine. Councilman Nolan asked if the proposed parking would accommodate a bus to which Ms. Palermo answered in the affirmative.

Council President Smolinski opened the meeting to the public to speak to this matter only.

Doris Aaronson, 19 Bearfort Road, West Milford stated that she is in favor of the proposed sensory trails. She asked why the pool would be filled in rather than rehabilitated. Ms. Palermo advised that this has been the subject of much discussion. It has been determined that it would be extremely costly to restore the pool, make it handicapped accessible, and meet the needs of the community. The pool is very small and ultimately would have very limited use.

Brian Ravese, Mount Glen Lakes, West Milford expressed concerns that lighting for park use would violate the natural scene in the area. Ms. Palermo advised that there are no dusk-to-dawn lights proposed for this site. The lights would only be used when the court is in use.

There being no further questions, the Council closed the public portion of the meeting.

Proclamations

None.

Public Comments

Council President Smolinski opened the meeting to the public noting that each person wishing to speak will be afforded five minutes.

Doris Aaronson, 19 Bearfort Road, West Milford expressed outrage that the MUA is seeking Council support to delay the mandatory submittal of an updated Wastewater Management Plan (WMP) to the state. She stated that their argument that the WMP should not be drafted until the Highlands and municipal master plans are adopted is akin to putting the cart before the horse. One must research sewerage capacity before determining the volume of development within the municipality. She stated that, in conversations she has had with the DEP, grant funds will become available for the development of WMPs and the MUA should pursue these grant opportunities rather than their continued insistence that the municipality should assume these costs. Eighty percent of West Milford residents do not receive any service from the MUA so, she asked, why should they pay. Ms. Aaronson advised that the Lyme disease presentation held on Monday evening was very educational. She distributed literature on this disease and noted that approximately ninety people attended the presentation.

Eleanor Decker, Lincoln Hill Village recalled that she had asked Council to consider installing sidewalks from Lincoln Hill to the Shop Rite and she asked if any decisions had been reached. Administrator Kunze replied that he has no additional information at this time.

Frank Hannan, 83 Krattiger Court, West Milford advised that he read in the Sunday Record that there is proposed legislation before the Senate which would impose a water surcharge bill on residents in New Jersey. The proposed legislation would fund infrastructure and land purchases but would not provide any assistance to watershed communities. If this bill were to pass, he said, it would be catastrophic for West Milford and he urged the Council to officially comment on this legislation.

Patricia Barile, 54 Valley Trail, Oak Ridge stated that she has corresponded with the Administrator and the Mayor about the intersection at Oak Ridge Road and Cozy Lake Road. She distributed copies of her letter to the Council and read from the letter which outlined the details of an automobile accident involving

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her daughter at the intersection in question. She commended the West Milford Police Department and the EMT's who responded to the accident. She noted that, since that time, she has learned that there have been numerous accidents at this intersection and questioned why preventative measures are not being taken by the municipality to prevent further incidents. The grass, she said, is overgrown and the stop sign is located too far back. She asked the Council to evaluate this situation and correct those matters that need to be corrected.

Ada Erik, 1693 Macopin Road, Macopin Road stated that there is a continued violation of the municipality's sign ordinance and businesses continue to post signs all over town. These signs, she said, are not only unsightly but some obstruct the view at intersections. She stated that Oak Ridge Road is a County Road and the intersection that Ms. Barile spoke about, Cozy Lake Road, is very dangerous. She stated that the intersection on Union Valley Road by Evergreen Farm is also very dangerous and she described an accident her friend was involved in two years ago. She urged the Council to demand that the County install guide rails at this intersection before somebody gets seriously hurt

Doris Osterhoudt, 2 Richmond Road, West Milford agreed that the intersection at Oak Ridge Road and Cozy Lake Road is dangerous. She, herself, was involved in an accident there some years ago. At that particular intersection, she said, many automobiles cross Oak Ridge Road without adequately checking for on-coming traffic.

Lucille Vandeveire, 280 Morsetown Road, West Milford reminded the Council that she, in her capacity of Guild President, had requested the appointment of a liaison between the Council and the Guild Union on May 2nd. Such an appointment would improve working relationships and be cost effective for the Township. She asked if the Council had considered her request and if they had obtained a legal opinion on the matter from Mr. Semrau.

Jim Novack, 53 Larchmont Drive, Hewitt stated that Reservoir Road, on the Jefferson border, is the site of many accidents. There are numerous such dangerous sites throughout the municipality, most located on County Roads. While the County of Passaic is spending \$8 million to effectuate the needed repairs on Dead Man's Curve, they should be investing more to address these dangerous roads throughout West Milford.

There being no more speakers, the Council closed the public portion of the meeting.

Moved: Weisbecker Seconded: Scangarello
Voted Aye: Weisbecker, Smolinski, Schimmenti, Nolan, Scangarello
Voted Nay: None.
Motion carried.

Council Comments

Township Administrator, Richard Kunze stated that he has copied the Police Chief on Ms. Barile's letter. He has requested analysis and data on the intersection and will respond when he has accumulated all the related information. He also plans to contact the County Administrator to discuss this matter.

Township Attorney, Fred Semrau advised that he has conferred with Mr. Knapp, labor counsel to the Township, about the appointment of a liaison to the Guild. He will provide Council with a legal opinion before the next meeting.

Councilman Weisbecker thanked Ms. Barile for speaking to the Council tonight about her experience. He asked Administrator Kunze to address that and all the other dangerous intersections in town noting that he has done this in the past. He also asked Administrator Kunze to involve the Department of Transportation in his discussions with the County of Passaic. Expressing agreement with Ms. Erik about the need for guardrails on Union Valley Road, he reminded the Council that he had asked that the County install these safety measures a few years ago. He asked Administrator Kunze to instruct the Zoning Officer to take measures to have our sign ordinance enforced and adhered to. Administrator Kunze advised that such measures are currently being taken. The Zoning Officer, he said, recently met with the Chamber of Commerce to address this particular issue. He thanked Mr. Hannan for his comments about the proposed water surcharge and agreed that council should adopt a resolution commenting on this proposed legislation. In his opinion, he said, a liaison to the Guild is a great idea.

Councilman Schimmenti expressed hope that Ms. Barile's daughter is doing well after her accident and he asked Administrator Kunze to follow up on this problem intersection.

Councilman Nolan asked Ms. Erik to keep the Council posted on the sign issue. He asked Administrator Kunze to speak with the County Administrator about correcting the turn at Marshall Hill Road and Union Valley Road reminding the Council that the Township had requested the installation of guardrails but the County had merely re-stripped the intersection instead.

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Councilman Scangarello asked Administrator Kunze to follow up with Ms. Barile. He expressed agreement for the installation of guardrails on Union Valley Road. He thanked the CADD students for working on the library concepts, commending them for their hard work and noting that our children are our greatest assets.

Council President Smolinski stated that West Milford has a number of hazardous roads. There is a need to put together a priority list of the worst roads and start addressing them. He urged drivers to be cautious when traveling.

New Business, Introduction of Ordinances, Resolutions

Agenda No. VII 1

~ Ordinance 2007- 015 ~

AN ORDINANCE AMENDING FEES, RATES AND CHARGES OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY

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

SECTION 1. Fees, Rates and Charges of the aforesaid Revised Ordinances for the Township of West Milford are hereby amended and established to read as follows:

SECTION	SERVICE	FEE
ADMINISTRATION		
2-30.2(A)	Fee for CD's	\$2.70 each
POLICE		
24.2.6 shall be established and entitled "Police Department Records"		
24.2.6(A)	Reports by Mail (NEW)	\$5.00
24.2.6(B)	Off-Site Fee	\$5.00
24.2.6(C)	Audio CD Copy	\$2.70 each
24.2.6(D)	Video Tape Copy	\$2.85 each
24.2.6(E)	DVD Copy	\$1.96 each

SECTION 2. All ordinances of the Township of West Milford, which are inconsistent with the provisions of this ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause, or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

SECTION 4. This ordinance shall take effect upon final passage and approval in accordance with law.

Moved: Weisbecker Seconded: Nolan
 Voted Aye: Weisbecker, Smolinski, Schimmenti, Nolan, Scangarello
 Voted Nay: None.
 Motion carried.

Council President Smolinski, noting that the forthcoming action items had been discussed at a workshop meeting, asked Council to consider moving the resolutions as one. Councilman Nolan asked that resolutions 197, 202, and 207 be voted on individually. The Council agreed and the following resolutions were moved as one:

Agenda No. VII 3

~ Resolution 2007-194 ~

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A TRAFFIC STRIPING CONTRACT TO DENVILLE LINE PAINTING, INC. THROUGH THE MORRIS COUNTY COOPERATIVE PURCHASING COUNCIL, CONTRACT #36

WHEREAS, the Township of West Milford is a member of the Morris County Cooperative Purchasing Council; and

WHEREAS, the Morris County Cooperative Purchasing Council has awarded Contract #36, Traffic Striping, to Denville Line Painting, Inc. and said contract was awarded through the open

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competitive bidding process and in accordance with N.J.S.A. 40a:11 et seq., Local Public Contracts Law; and

WHEREAS, the Township Engineer has reviewed the Morris County Cooperative Purchasing Council's contract and related specifications and has submitted a written recommendation that the Township of West Milford award a contract in an amount not to exceed \$90,000.00, under the Morris County Cooperative Pricing Council contract #36 to Denville Line Painting, Inc.; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from account numbers C-04-07-290-623 and 7-01-26-290-623.

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

1. The Township Council hereby authorizes the Township Administrator to execute a contract for Traffic Striping to Denville Line Painting, Inc. through the Morris County Cooperative Purchasing Council, Contract #36, in an amount not to exceed \$90,000.00
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution and contract shall be available for public inspection in the office of the Township Engineer.

Adopted: June 13, 2007

Agenda No. VII 4

~ Resolution 2007-195~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AWARDING A CONTRACT TO FOLEY, INC. FOR THE PURCHASE OF ONE HYDRAULIC EXCAVATOR WITH 50,000 LB. LOW PROFILE TRAILER

WHEREAS, the Township of West Milford solicited bids on April 27, 2007 for the purchase of one Hydraulic Excavator with 50,000 lb. low-profile trailer; and

WHEREAS, in response to the "Notice to Bidders" the Township received three (3) bids for this service; and

WHEREAS, said bids have been duly reviewed and analyzed by the Township Engineer and the Township Attorney; and

WHEREAS, the bid received from the apparent low bidder, G&H Service, Inc. took numerous exceptions to the specifications which exceptions were significant, affecting operation, safety, maintenance, and warranties; and

WHEREAS, the next low bidder, Foley, Inc. took no exception to the specifications, and the bid has been found to be substantially in proper form and in compliance with the provisions of N.J.S.A. 40A:11-23.5 and the specifications as written; and

WHEREAS, the Township Engineer has submitted a written recommendation for the award of this contract to Foley, Inc. pursuant to the bid specifications; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and encumbrances for these services shall come from account numbers C-04-06-940-290 and C-04-06-940-539; and

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:

The Township Council hereby awards a contract to Foley, Inc. in an amount not to exceed \$140,000.00 for the purchase of one Hydraulic Excavator with 50,000 lb. low-profile trailer in compliance with the Bid.

1. The Mayor or Administrator be and is hereby authorized and directed to execute a contract with Foley, Inc. in accordance with the bid specifications for the purchase of one Hydraulic Excavator with 50,000 lb. low-profile trailer in an amount not to exceed \$140,000.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution and contract shall be available for public inspection in the office of the Municipal Clerk.

Adopted: June 13, 2007

Agenda No. VII 5

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~ Resolution 2007-196 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AWARDING A CONTRACT TO BLUE DIAMOND DISPOSAL, INC. FOR THE CURBSIDE COLLECTION OF RECYCLABLES

WHEREAS, the Township of West Milford solicited bids on May 18, 2007 for Curbside Collection of Recyclables in the Township of West Milford; and

WHEREAS, in response to the "Notice to Bidders" the Township received two (2) bids for this service; and

WHEREAS, said bids have been duly reviewed and analyzed by the Township Engineer and the Township Attorney; and

WHEREAS, the Township Attorney has found that the bid received from the apparent low bidder, County Waste, failed to comply with the mandatory requirement of a Consent of Surety and that the inability to furnish a Consent of Surety is a fatal defect; and

WHEREAS, the bid received from the next low bidder, Blue Diamond Disposal, Inc. has been found to be substantially in proper form and in compliance with the provisions of N.J.S.A. 40A:11-23.5 and the specifications as written; and

WHEREAS, the Township Engineer has submitted a written recommendation for the award of this contract Blue Diamond Disposal, Inc. pursuant to the bid specifications and in deference to the legal opinion provided by Township Counsel; and

WHEREAS, the Township Council has determined that it is in the best interests of the municipality to forego alternate #1 in the bid specifications in favor of the contract option of awarding this contract for a 24-month period from August 1, 2007 through July 31, 2009; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and encumbrances for these services shall come from account number 7-26-55-500-515 in 2007; and

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:

The Township Council hereby awards a contract to Blue Diamond Disposal, Inc. in an amount not to exceed \$1,276,000.00 for Curbside Collection of Recyclables from 08/01/2007 through 07/31/2009.

4. The Mayor or Administrator be and is hereby authorized and directed to execute a contract with Blue Diamond Disposal, Inc. in accordance with the bid specifications for Curbside Collection of Recyclables in the Township of West Milford.
5. The Township's Chief Financial Officer has certified the availability of funds for same.
6. This resolution and contract shall be available for public inspection in the office of the Municipal Clerk.

Adopted: June 13, 2007

Agenda No. VII 7

~ Resolution 2007-198~

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF AN APPLICATION FOR FUNDING FROM THE STATE OF NEW JERSEY DEPARTMENT OF TRANSPORTATION (NJDOT) FOR A LOCAL BIKEWAY PROGRAM

WHEREAS, the NJDOT is accepting applications for the fiscal year 2007 *Local Bikeway Program*; and

WHEREAS, the Township's Engineering Department has recommended that an application be submitted for a Local Bikeway Program, Section 3, Contract 3, along Westbrook Road, as it will link Section 2 of the bikeway, completed along Nosenzo Pond Road, and Section 3, Contract 2, on Ridge Road, currently under design; and

WHEREAS, the Township's Engineering Department submitted the following application for consideration to the Township Council:

Project:

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Reconstructing/Resurfacing approximately 0.45 miles of Westbrook Road beginning at the intersection of Nosenzo Pond Road and Westbrook Road and continuing easterly along Westbrook Road easterly to the intersection with Ridge Road. The improvements will consist of reconstructing/resurfacing the roadway 32' wide with curb, as needed, to provide for two travel lanes and two 5' wide bike lanes. Drainage and guide rail improvements will also be included.

Table with 2 columns: Item, Amount. Rows: Grant Application (\$400,000), Township Contribution (\$105,000), Estimated Cost for entire project (\$505,000)

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 Township Engineering Department to seek funding from the State of New Jersey, Department of Transportation through the Fiscal Year 2007 Local Bikeway Program for Section 3, Contract 3 Bikeway Program along Westbrook Road.

Adopted: June 13, 2007

Agenda No. VII 8

~ Resolution 2007-199 ~

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF A RECREATIONAL OPPORTUNITIES FOR INDIVIDUALS WITH DISABILITIES (ROID) GRANT

WHEREAS, the Township of West Milford, County of Passaic, State of New Jersey, desires to apply for and obtain a grant from the New Jersey Department of Community Affairs for funding in the amount of \$38,275 State share, with \$7,655 local share, for a total contract of \$45,930 for 2008 to carry out Comprehensive Recreation Programs for Individuals With Disabilities.

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

- 1. The submittal of the grant application to the Department of Community Affairs is hereby authorized.
2. The Township Council recognizes and accepts that the Department of Community Affairs may offer a lesser or greater amount and, therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, they hereby authorize the execution of any such grant agreement.
3. Upon receipt of the fully executed agreement from the Department, the Township Council authorizes the expenditure of funds pursuant to the terms of the agreement between the Township of West Milford and the New Jersey Department of Community Affairs.

BE IT FURTHER RESOLVED that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

Joseph DiDonato, Mayor

Richard Kunze, Administrator

Adopted: June 13, 2007

Agenda No. VII 9

~ Resolution 2007-200 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF A NEW JERSEY DEPARTMENT OF HEALTH AND SENIOR SERVICES (NJDHSS) GRANT FOR PANDEMIC INFLUENZA PREPAREDNESS, PHASE II MINI-GRANT

WHEREAS, the New Jersey Department of Health and Senior Services (NJDHSS) has made \$10,072.00 available to West Milford Township and Pompton Lakes to assist in efforts preparing for a possible influenza pandemic; and

WHEREAS, the Township Council of the Township of West Milford has determined that there is a need for these grant funds; and

WHEREAS, pursuant to the terms of the grant application, the funds will be dispersed based on population with West Milford receiving \$9,114 and Pompton Lakes receiving \$958.

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NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of West Milford hereby authorizes the submittal of a grant application entitled Pandemic Influenza Preparedness to the NJDHSS in the amount of \$10,072.00.

BE IT FURTHER RESOLVED that the Township Administrator be authorized and directed to approve acceptance of said grant, should it be awarded.

Adopted: June 13, 2007

Agenda No. VII 10

~ Resolution 2007-201 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY SUPPORTING THE 2007 STATEWIDE CRACKDOWN "OBEY THE SIGNS OR PAY THE FINES" SPEED ENFORCEMENT

WHEREAS, drivers on our nation's roads kill someone every 30 minutes, 50 people per day, and almost 18,000 people each year; and

WHEREAS, 31% of motor vehicle fatalities in New Jersey are alcohol-related; and

WHEREAS, a statewide enforcement crackdown is planned to combat speeding and aggressive driving; and

WHEREAS, the summer season is traditionally a time of social gatherings which often include alcohol; and

WHEREAS, the State of New Jersey, Division of Highway Traffic Safety, has asked law enforcement agencies throughout New Jersey to participate in the "2007 Obey the Signs or Pay the Fines Speed Enforcement"; and

WHEREAS, the project will involve traffic enforcement from July 1 – 31, 2007; and

WHEREAS, an increase in traffic enforcement and a reduction in disregard of traffic devices will save lives on our roadways;

NOW, THEREFORE, BE IT RESOLVED that Township Council of the Township of West Milford declares its support for the Statewide Crackdown from July 1-31, 2007 and pledges to increase awareness of the dangers of disregard of signs and traffic devices.

Adopted: June 13, 2007

Agenda No. VII 12

~ Resolution 2007-203 ~

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY AUTHORIZING THE SUBMISSION OF AN APPLICATION FOR FUNDING FROM THE PASSAIC COUNTY OPEN SPACE AND FARMLAND PRESERVATION TRUST FUND FOR WESTBROOK PARK

WHEREAS, the Township's Recreation Department has recommended to the Township Council the submission of an application for funding for engineering services for the rehabilitation of Westbrook Park for this calendar year; and

WHEREAS, the Township's Recreation Department 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 Township's Recreation Department submitted the following application for consideration to the Township Council:

Project:

*Engineering Services for the
Rehabilitation of Westbrook Park
1073 Westbrook Road, West Milford
Block 11101 Lot 1*

Total Project Funding: \$120,000
County Funds Requested: \$60,000

WHEREAS, in accordance with the requirements of the Passaic County Open Space Committee, the Township advertised a Public Notice on May 27, 2007 for the public hearing to be held on June 13, 2007 on the application; and

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- 2. In the performance of our duties, and pursuant to the local Finance Board Regulation, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Township Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2006.
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled:
GENERAL COMMENTS
RECOMMENDATIONS

_____(L.S.) _____(L.S.)
_____(L.S.) _____(L.S.)
_____(L.S.) _____(L.S.)
_____(L.S.) _____(L.S.)

Adopted June 13, 2007

Agenda No. VII 15

~ Resolution 2007 - 206 ~

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SALE OF CERTAIN LANDS AND PROPERTIES WHICH ARE NO LONGER NEEDED FOR PUBLIC USE BY THE TOWNSHIP

WHEREAS, the Township of West Milford is the owner of certain lands and premises within the Township of West Milford; and

WHEREAS, the Mayor and Township Council of the Township of West Milford does hereby determine that the lands and properties set forth in Schedule A are no longer needed for public use; and

WHEREAS, the Township of West Milford desires to make available for public sale said lands, with the right of prior refusal to be afforded to adjacent property owners pursuant to N.J.S.A. 40A:12-13.2.

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

- 1. The Township of West Milford hereby declares that the lands and premises set forth in Schedule A are no longer needed for public use and should be sold in accordance with appropriate statutes of the State of New Jersey.
2. The Township Council of the Township of West Milford hereby authorizes the Township Clerk to offer for sale to the highest bidder by open public sale at auction the property set forth in Schedule A attached hereto and made a part hereof.
3. The public sale shall take place at the West Milford Township Municipal Building, 1480 Union Valley Road, West Milford, New Jersey, on July 11, 2007, at 6:00 p.m. or as soon thereafter as the matter can be heard and publicly announced, provided the sale is not cancelled.
4. The public sale, if not cancelled, shall take place by open public sale at auction to the highest bidder.
5. The successful bidder at the time of the sale must present cash or a check or money order, payable to the Township of West Milford, in the amount \$100 and the balance of the purchase price no later than sixty (60) days following the acceptance by the Township and the tender of marketable title to the purchaser and submitted to the Township. The purchaser shall be entitled to possession immediately following closing of title.
6. The Township makes no representation as to the title or any other aspects of the land to be sold.
7. At closing of title, purchaser shall also pay to the Township a buyer's premium in the amount of ten (10%) percent of the bid amount.
8. The Township reserves the right to accept or reject any and all bids at the public sale and not to award to the highest bidder. Such decision will be made by the Township Council at a Public Meeting within 30 days from the date of such sale.
9. In the event the Township of West Milford is unable to convey clear and marketable title, insurable at regular rates by a title insurance company authorized to do business in the State of New Jersey, the Township shall forthwith return to the purchaser the deposit and neither party shall have any further rights against the other. The acceptance of a deed by the purchaser from the Township shall extinguish any claims the said purchaser may have against the Township of West Milford in connection with the quality of title conveyed.
10. All conveyances by the Township shall be made by way of a Quit Claim Deed, unless an adequate title binder prepared at the expense of the purchaser is forwarded to the Township prior to the conveyance and discloses that the Township holds marketable title in which case a Bargain and Sale Deed with Covenants Against Grantor's Acts will be the form of conveyance. The Township will include within its deed a metes and bounds description

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Moved: Weisbecker Seconded: Scangarello
Voted Aye: Weisbecker, Smolinski, Schimmenti, Scangarello
Voted Nay: Nolan.
Motion carried.

Agenda No. VII 11

~ Resolution 2007-202 ~

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

WHEREAS, the Township's Recreation Department has recommended to the Township Council the submission of an application for funding the rehabilitation of Bubbling Springs Park for this calendar year; and

WHEREAS, the Township's Recreation Department 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 Township's Recreation Department submitted the following application for consideration to the Township Council:

Project:

<i>Bubbling Springs Park Rehabilitation</i> 1468 Macopin Road, West Milford Block 9001 Lots 12 & 13	Total Project Funding: \$825,000.00 County Funds Requested: \$412,500.00
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WHEREAS, in accordance with the requirements of the Passaic County Open Space Committee, the Township advertised a Public Notice on June 4, 2006 for the public hearing to be held on June 19, 2006 on the application; and

WHEREAS, in accordance with the requirements of the Passaic County Open Space Committee, the Township did mail by Certified Mail a letter notifying property owners within 200 feet of the site being considered for rehabilitation of the scheduled hearing of June 19, 2006; and

WHEREAS, a public hearing was held on June 19, 2006, 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 Township Recreation Department to seek funding from the Passaic County Open Space and Farmland Preservation Trust Fund for the Rehabilitation of Bubbling Springs Park.

Adopted: June 13, 2007

Discussion: Councilman Nolan recalled that this application was submitted last year and the Township received \$75,000 for engineering. He asked if this application is the same in all respects. Administrator Kunze advised that the Passaic County Open Space Committee urged the Township to review drainage and erosion issues and resubmit the application.

Moved: Weisbecker Seconded: Scangarello
Voted Aye: Weisbecker, Smolinski, Schimmenti, Nolan, Scangarello
Voted Nay: None.
Motion carried.

Agenda No. VII 16

~ Resolution 2007-207 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PLACE-TO-PLACE TRANSFER (EXPANSION OF PREMISES) OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-027-005, NORMTRA LLC, T/A BIG JOHN'S PUB LOCATED AT 49 OLD ROUTE 23, NEWFOUNDLAND, NEW JERSEY

WHEREAS, an application has been received for a Place to Place transfer (expansion of premises) of 2006 - 2007 Plenary Retail Consumption License No. 1615-33-027-005 presently held by Normtra, LLC, t/a big John's Pub at 49 Old Route 23, Newfoundland, NJ for premises at the same location; and

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WHEREAS, the Township Council has conducted a public investigation of the applicant 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 investigation the Township Council has determined the following:

- 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, 2006 - June 30, 2007).

WHEREAS, as a further result of the public investigation and upon the recommendation of the Police Department the license be transferred as an expansion of premises with the following conditions:

- 1. Patrons are not to leave the curtilage of the licensed premises with alcoholic beverages.
- 2. The licensed portion of the deck must have a railing and gate which physically separates it from non-licensed areas.
- 3. A written notice must also be posted instructing patrons that they cannot leave the licensed portion of the premises with alcoholic beverages.
- 4. Amplified music should be restricted to the interior of the building only. This should include live bands and DJ's.
- 5. Non-amplified musical entertainment outside the building should remain within the licensed area and cease by 9:00 P.M.

NOW, THEREFORE, BE IT RESOLVED that the application is hereby approved and the Township Clerk is authorized to issue the license certificate endorsed as an expansion of premises with conditions.

Adopted: June 13, 2007

Moved: Weisbecker Seconded: Scangarello
Voted Aye: Weisbecker, Smolinski, Schimmenti, Nolan, Scangarello
Voted Nay: None.
Motion carried.

Agenda No. VIII

~ Resolution 2007 - 208 ~

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

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

Resolutions:

- a. **Resolution 2007-209** – Refund Overpayments
- b. **Resolution 2007-210** – Refund Escrow Funds
- c. **Resolution 2007-211** – Refund Other Liens
- d. **Resolution 2007-212** – Reinstate Taxes

Applications:

- a. **Social Affair Permit** – Post Brook Farms Country Club, Inc. – October 6, 2007

Adopted: June 13, 2007

Moved: Weisbecker Seconded: Scangarello
Voted Aye: Weisbecker, Smolinski, Schimmenti, Nolan, Scangarello
Voted Nay: None.
Motion carried.

The following resolutions were included in the consent agenda:

Agenda No. VIII a

~ Resolution 2007 – 209 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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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.

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
- 2. Duplicate Payment
- 3. Senior Citizen/Veteran Deduction
- 4. Homestead Rebate
- 5. Tax Appeal
- 6. Erroneous Payment

Block/Lot	Name	Amount	Year	Reason
2601-22	Peter & Edna Bordino 82 Second Street North Arlington, NJ 07032	\$51.00	2007	1
3002-12	Daniel Nicholls 83 Terra Cotta Road Hewitt, NJ 07421	\$1,049.00	2007	1
4801-17	Gregory & Jennifer Norton 123 Kitchell Lake Drive E. West Milford, NJ 07480	\$87.00	2007	1
5610-8	Thomas Murphy & Joyce Coe 118 Center Street West Milford, NJ 07480	\$412.00	2007	1
5702-3	Dennis Shanahan P.O. Box 573 West Milford, NJ 07480	\$113.80	2007	1
7611-5	John & Mary Kelly 1 Orchard Lane West Milford, NJ 07480	\$1,158.00	2007	2
13604-2	P & J Company C/O Buren & Buren P.O. Box 768 Butler, NJ 07405	\$99.70	2007	1
6404-13	U.S. Bank 2 Liberty Place TLSS 50 So. 16 Street Ste 1950 Philadelphia, PA 19102	\$7,029.39	2007	6
7621-18	Paul & Danette Forsythe 84 Overlook Road West Milford, NJ 07480	\$166.89	2007	1
TOTAL		\$10,166.78		

Adopted: June 13, 2007

Agenda No. VIII b

~ Resolution 2007 - 210 ~

RESOLUTION AUTHORIZING REFUND OF ESCROW MONIES

BE IT RESOLVED, by the Township Council of the Township of West Milford that, upon the report and request of the Township's Planning Director, the following Escrow monies be refunded:

<u>Name & Address</u>	<u>Application No.</u>	<u>Amount Refunded</u>
Joseph J. Schwab 11 Hamilton Drive Hewitt, NJ 07421	0630-0758 Bulk Variance Block 403, Lot 7 11 Hamilton Drive	\$ 442.51

Adopted: June 13, 2007

Agenda No. VIII c

~ Resolution 2007 - 211 ~

RESOLUTION AUTHORIZING REFUND OF OTHER LIENS

WHEREAS, the Collector of Taxes has reported receiving the amounts shown below for the

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redemption of the respective lien.

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

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to the Lien Holder
06-045	04/11/2006	05704-003	49,991.20	ATF LLC HARRIS NESBITT CORP AS SEC. PART P.O. BOX 862658 ORLANDO, FL 32886-2658
07-040	04/03/2007	05504-003.11	\$8,342.65	PAM INVESTORS C/O PATRICK CARABELLESE 127 SOUTH WASHINGTON AVE BERGENFIELD, NJ 07621
07-053	04/03/2007	07903-003	\$9,931.06	ALMAR 2 KIEL AVENUE #202 KINNELON; NJ 07405
07-054	04/03/2007	07903-004	\$584.67	LARRY NACH 8 COLFAX AVE CLIFTON, NJ 07013
07-055	04/03/2007	07903-021	\$5,067.80	DOUGLAS BALDUINI 103 LEE AVE HALEDON, NJ 07508
07-069	04/03/2007	11302-029	\$15,704.03	LIEN TIMES LLC 203 STEPHENS ROAD WEST MILFORD, NJ 07480
07-082	04/03/2007	16906-006	\$42,999.02	USBANK-CUST/SASS MUNI V DTR 2 LIBERTY PLACE 50 SOUTH 16TH ST. STE 1950 PHILADELPHIA, PA 19102
Grand Total			\$92,620.43	

Adopted: June 13, 2007

Agenda No. VIII c

~ Resolution 2007-212 ~

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.

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

REASON: 1. INSUFFICIENT FUNDS

BLOCK/LOT	NAME	AMOUNT	YEAR
2507-10	William & Patricia Reich	\$1,426.00	2007
16101-2	Thomas Murphy & Elizabeth Crocker	\$635.00	2007
9701-2	William & Susan Lemmons	\$1,571.13	2007
5317-1.04	Walter Beryl	\$1,279.00	2007
TOTAL		\$4,911.13	

Adopted: June 13, 2007

Payment of Bills

Agenda No. IX

~ Resolution 2007-213 ~

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.

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

Acct #	Account Name	Amount
1	Current Account.	\$398,564.80
2	Reserve Account	2,438.09
3	Animal Control Trust	170.00
6	Capital.	318,205.36
7	Grants.	4,889.93
8	Refuse.	285,415.19
9	Refunds.	92,620.43
12	General Ledger.	170.00
16	Heritage Trust.	125.00
14	Open Space Trust	
17	Trust	7,205.00
18	Development Escrow.	8,355.15
19	LOSAP	
20	Special Reserve	
Total		\$1,118,158.95
Less Refund Resolution		-92,620.43
Actual Bill List		\$1,025,538.52
Other Payments		
Less Refund Resolution		
Total Expenditures		\$1,025,538.52

Adopted: June 13, 2007

Discussion: Councilman Nolan commented that, in his opinion, the payment being approved on page six to Donohue, Gironda & Doria for work on the defeated school budget is money well spent.

Moved: Nolan Seconded: Scangarello
 Voted Aye: Weisbecker, Smolinski, Schimmenti, Nolan, Scangarello
 Voted Nay: None.
 Abstained: Councilman Nolan abstained on the Valley Health bills only.
 Motion carried.

Reports of Administrator, Mayor and Members of the Council

Administrator Kunze recalled that at a previous meeting, a resident had questioned the damage to grass at Veteran's Park. He informed the Council that the contractor had reported the damage immediately advising that the damage was caused by faulty equipment and was accidental. The contractor has committed to repair the damage. The MUA contractor who obtained a road opening permit to work on a municipal road plans on fully restoring the road to its pre-existing condition. The contractor is awaiting the Township to effectuate this repair.

Councilman Weisbecker thanked the high school students for their interesting presentations tonight. He stated that he would like to see a new Town Hall with a library attached. He thanked Renee Palermo for the Westbrook Park presentation. While reading the newspaper tonight, he read an article about a young man who discovered a treasure in Greenwood Lake. Apparently, a house was burglarized and, unable to open it, the thieves threw a locked safe into the lake. Not only did the young man recover the safe, but he returned it intact to the rightful owner. He commended this young man and his parents. He thanked Ada Erik for the work she did at Veterans Park, noting that it looked beautiful on Veteran's Day. The results from clean-up day are in and are impressive. Six 30 yard dumpsters were filled as a result of the town-wide effort. He thanked Shop Rite for their donations, and the Drew family who donated and worked the hotdog cart. Trinity paid over \$14,000.00 for recyclables in March and 5.49 tons of electronics were collected.

Councilman Schimmenti reminded everyone that this coming Sunday is Father's Day.

Councilman Nolan advised that Councilman Warden is attending the high school sports awards tonight and leaves tomorrow for Los Angeles where he will attend the Emmy Awards because he was nominated

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for technical directing. He noted that Congressman Scott Garrett did not vote in favor of reinstatement of the COPS program. With the State budget nearing completion, he checked the website and found that neither Assemblymen DeCroce, Pennachio, nor Senator Martin had applied for any aid for West Milford. They should have requested funding for the communication system, Greenwood Lake, rehabilitation of Hillcrest, or sidewalks from Lincoln Hill to Shop Rite. He stated that, some weeks ago, Councilman Warden noted some points from a brief filed against Trammel Crow (TCR). Mr. Drew and Mr. Kienz met with TCR and said their preliminary approval was still valid. Subsequently, Mr. Kienz' firm began representing TRC and Mr. Drew never told the Council that the application was coming before the planning board. The developer now maintains that West Milford needs Valley Ridge to meet COAH obligations. Last week the MUA agreed to contact the DEP to request that certain residential wells be included in the Eagle Ridge testing plan. However, to date they have not contacted the DEP. The MUA is the applicant and, he said, the recent appointee, Ed Spirko, has his work cut out for him. He advised that Ella Fillipone sent a letter to Lisa Jackson of the DEP from which he read an excerpt. The letter requested that the DEP deny water allocation request 5083 because of the negative impact this development will have on water, wells, and septic systems in West Milford. The June 7th planning board agenda indicated that they planned to amend Mr. Glatt's contract for pending litigation with TCR. He stated that it is curious how they can amend the contract when the Township has not seen a bill from Mr. Glatt for some time. He stated that Mr. Ferraioli should note in the annual audit that attorneys must submit timely bills. He asked the Administrator to monitor bills to determine if bills submitted exceed the original contract amount. He stated that the telecommunications committee was formed over a year ago to look at the telephone system. This, he said, is turning into a lifework project. They are hoping to have a recommendation to Council within a couple of months. Mr. Semrau clarified that Councilman Nolan did not suggest that the Council is asking the MUA to withdraw their application. He is simply stating that the Council has asked that residents who wish to be included in the well testing are given an opportunity to have their wells included in the testing. Councilman Nolan stated that the Council paid M² and the developer hired their own hydro-geologist. The MUA agreed with the developer's professional and he noted that, one week after their meeting with the Council, the MUA has not sent a letter to the DEP as promised.

Councilman Scangarello reminded everyone that Thunder in Highlands will be held Tuesday, July 3rd. Gates will open at 6:00 pm at Jungle Habitat. Volunteers are needed for parking and at the gates from 5:00 p.m. Interested parties should contact the recreation department.

Council President Smolinski stated that Trenton has closed their ears to pleas from watershed communities. Perhaps we should stop asking for a tax and seek funding. He noted that the Governor recently approved continuation of the Garden State Preservation Trust Fund. This fund will appropriate \$200 million for preservation and the question will be on the November ballot. He expressed hope that a significant amount of those funds will be dedicated to the Highlands region. He stated that the MUA has no problem with the M² report and he will reach out to them about their letter to the DEP.

Township Clerk, Antoinette Battaglia advised that there is still a critical need for poll workers. To that end, the Board of Elections is hoping to set up a table in Town Hall some time in July in the hopes of signing up new poll workers. She asked any interested parties to contact her office.

Township Attorney, Fred Semrau advised that he went to Trenton last week to listen to Castle Rock Estates' challenge to the Highlands Act. The arguments were interesting and the hearing went well, he will keep Council posted. He will have a report for Council outlining an issue with a contractor in town and he will also provide them with an opinion about appointing a liaison to the Guild. Noting that the Council awarded a contract to Blue Diamond this evening, he reviewed the deficiency in the apparent low bidder's bid wherein the bid packet lacked the required consent of surety. The contractor is aware of this deficiency and has indicated that he will bid on future contracts. He thanked everyone who helped with the meeting last month to discuss well testing at Eagle Ridge. There are now twenty residents who want to participate in the well testing. In executive session tonight, the Council will discuss Castle Rock, Random Woods, the ADA ramp, Eagle & Valley Ridge, and the MUA request regarding the wastewater management plan.

Executive Session

Agenda No. XIII

~ Resolution No. 2007- 214 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 13th day of **June**, 2007, 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):

