

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2008 - 038 ~

CALENDAR YEAR 2008

AN ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC STATE OF NEW JERSEY TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S.A. 40A:4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.5% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and

WHEREAS, N.J.S.A. 40A:4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% rate as an exception to its final appropriations in either of the next two succeeding years, and

WHEREAS, the Governing Body of the Township of West Milford in the County of Passaic finds it advisable and necessary to increase its CY 2008 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and

WHEREAS, the Governing Body hereby determines that a one percent increase in the budget for said year, amounting to \$212,760.72 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and

WHEREAS, the Governing Body hereby determines that any amount authorized hereinabove that is not appropriated, as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Governing Body of the Township of West Milford, County of Passaic, a majority of the full authorized membership of this governing body affirmatively concurring, that in the CY 2008 budget year, the final appropriations of the Township of West Milford shall, in accordance with this ordinance and N.J.S.A. 40A:40-45.14, be increased by 3.5% amounting to \$744,666.52 and that the CY 2008 municipal budget for the Township of West Milford be approved and adopted in accordance with the ordinance; and

BE IT FURTHER ORDANIED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and

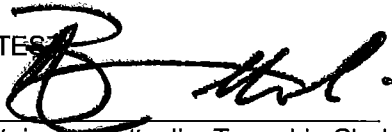
BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote thereon, be filed with said Director within 5 days after such adoption.

INTRODUCED: July 23, 2008
ADOPTED: August 20, 2008
EFFECTIVE DATE: September 9, 2008

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST



Antoinette Battaglia, Township Clerk

Bettina Bieri, Mayor

Ord. Book; Department Heads, Subject File; Director of the Division of Local Government Services

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2008 - 039 ~

CALENDAR YEAR 2008

AN ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC STATE OF NEW JERSEY TO ALLOW SELF EXAMINATION OF THE 2008 MUNICIPAL AND SOLID WASTE BUDGETS IN ACCORDANCE WITH N.J.S.A. 40A:7-8b

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination, and

WHEREAS, N.J.S.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997, and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 thru 7.5, the Township of West Milford has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial Officer has determined that the Township meets the necessary conditions to participate in the program for the 2008 budget year, so

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford that in accordance with N.J.A.C. 5:30-7.6a&b and based upon the Chief Financial Officer's certification the Governing Body has found the budget has met the following requirements.

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges.
 - b. Deferred charges and statutory expenditures.
 - c. Cash deficit of preceding year.
 - d. Reserve for uncollected taxes.
 - e. Other reserves and non-disbursements items.
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at 40A:4-45.3 et seq. are fully met. (Complies with the "CAP" law.).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated.

- b. Items of appropriations are properly set forth.
- c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
- 5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
- 6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER ORDAINED, that a certified copy of this ordinance be forwarded to the Director of the Division of Local Government Services upon adoption.

INTRODUCED: July 23, 2008
ADOPTED: August 20, 2008
EFFECTIVE DATE: September 9, 2008

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST:


Antonietta Battaglia, Township Clerk

Bettina Bieri, Mayor

Ord. Book; Department Heads, Subject File, Director of Division of Local Government Services

Township of West Milford

Passaic County, New Jersey

~ Resolution 2008-309~

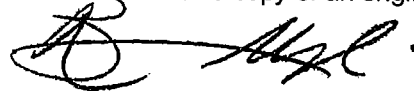
RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING READING OF THE MUNICIPAL BUDGET BY TITLE

WHEREAS, pursuant to the Local Budget Law N.J.S.A. 40A:4-1 et seq., all provisions for the introduction and public hearing of the 2008 Municipal Budget for the Township of West Milford have been met.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that the 2008 Municipal Budget shall be read by title at this public hearing for same.

Adopted: August 20, 2008

Adopted this 20th day of August 2008
and certified as a true copy of an original.



Antoinette Battaglia, Township Clerk

Res. Book; Administrator; Treasurer; Subj. File

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

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the Approved Budget complies with the requirements of law, and approval is given pursuant to N.J.S.A. 40A:4-78(b) and N.J.A.C. 5:30-7.

It is further certified that the municipality has met the eligibility requirements of N.J.A.C. 5:30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with N.J.A.C. 5:30-7.6.

Dated: July 23, 2008

By:



Chief Financial Officer

This certification form and resolution of the Governing Body executing such certification should be annexed to the adopted budget [N.J.A.C. 5:30-7.6(e)]

2008 REQUEST FOR BUDGET APPROVAL OF A SOLID WASTE COLLECTION DISTRICT

MUNICIPALITY: Township of West Milford

COUNTY: Passaic

<u>Bettina Bieri</u>	<u>12/31/11</u>
Mayor's Name	Term Expires

Municipal Officials	<u>01/01/06</u>
<u>Antoinette Battaglia</u>	Date of Orig. Appt.
<u>Municipal Clerk</u>	<u>1245</u>
	Cert. No.
<u>Rita Denivo</u>	<u>1360</u>
<u>Tax Collector</u>	Cert. No.
<u>Arthur Magnotti</u>	<u>148</u>
<u>Chief Financial Officer</u>	Cert. No.
<u>William F. Schroeder</u>	<u>452</u>
<u>Registered Municipal Accountant</u>	Lic. No.
<u>Fred Semrau</u>	
<u>Municipal Attorney</u>	

Governing Body Members	
<u>Name</u>	<u>Term Expires</u>
<u>Robert Nolan</u>	<u>12/31/10</u>
<u>Marilyn Lichtenberg</u>	<u>12/31/10</u>
<u>Carmelo P. Scangarello</u>	<u>12/31/08</u>
<u>Philip Weisbecker, Jr.</u>	<u>12/31/08</u>
<u>Salvatore Schimmenti</u>	<u>12/31/09</u>
<u>Joseph Smolinski</u>	<u>12/31/09</u>
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Official Mailing Address of the Solid Waste Collection District

Township of West Milford

1480 Union Valley Road

West Milford, New Jersey 07480

Phone #: (973) 728-2710

Fax #: (973) 728-2704

Pursuant to Public Law 2002, Chapter 126 - N.J.S.A. 40:66-10 is amended to read: "any municipality which operates a "Solid Waste Collection District" as of December 31, 1989, shall determine the amount of money necessary for the support of the solid waste collection district. The amount so determined shall become part of the municipal budget and subject to approval by the director".

Please attach this completed budget form to your 2008 Solid Waste Budget Resolution and mail to:

Director, Division of Local Government Services
Department of Community Affairs
P.O. BOX 803
Trenton, NJ 08625

**New Jersey Department of Community Affairs
Division of Local Government Services
Local Finance Board**

Budget Approval of a Solid Waste Collection District

(P.L. 2001, Ch. 126)

1. Please describe the services provided by the Solid Waste Collection District (SWCD) (i.e. collection, disposal, tipping fees, etc.):

Solid waste collection, disposal, tipping fees and recycling

2. What percent of your municipality is serviced by the district? 100%
If you are requesting an expansion of the district, please provide a map showing the current district and the proposed expansion. Also explain the background, fiscal impact on the district's budget and reasons to expand the district (use additional sheets if necessary.)

3. If less than 100% of the municipality is in the district, what arrangements are made for the provision of trash removal to the balance of the municipality ?

Not applicable.

4. Are services provided by municipal employees or are they contractual? If contractual, please state the name of the vendor, contract period, services provided and maximum contract amount.

Services are contractual. The current contracts are as follows:

Refuse collection - Blue Diamond - August 1, 2004 to July 31, 2009 - \$3,456,000

Curbside pick-up of recycables - Blue Diamond - August 1, 2007 to August 1, 2008 - \$50,000 per month and

Trinity Recycling of New Jersey, Inc. - January 1, 2007 to July 31, 2009 - \$5,737,913

5. Do the employees of the District provide any other services in the municipality other than trash removal? If so, please explain.

Yes. Employees operate the recycling center.

2008
SOLID WASTE COLLECTION DISTRICT

Budget of the _____ Township of _____ West Milford _____, County of _____ Passaic _____ for the Fiscal Year 2008

It is hereby certified that the Solid Waste Collection District annexed hereto and hereby made a part hereof is a true copy of the Solid Waste Collection District Budget approved by resolution of the Governing Body on the

_____ 23'd _____ day of _____ July _____, 2008

Certified by me, this _____ 23'd _____ day of _____ July _____, 2008

Antoinette Battaglia

Clerk

1480 Union Valley Road

Address

West Milford, New Jersey 07480

Address

(973) 728-2710

Phone Number

It is hereby certified that the approved Solid Waste Collection District Budget annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.

Certified by me, this _____ 23'd _____ day of _____ July _____, 2008

William F. Schroeder of Nisivoccia & Company, LLP

Registered Municipal Accountant

Randolph, New Jersey 07869

Address

5 Emery Avenue

Address

(973) 328-1825

Phone Number

It is hereby certified that the approved Solid Waste Collection District Budget annexed hereto and hereby made a part is an exact copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.

Certified by me, this _____ 23'd _____ day of _____ July _____, 2008

Arthur Magnotti

Chief Financial Officer

DO NOT USE THESE SPACES

CERTIFICATION OF ADOPTED BUDGET

(Do not advertise this Certification form)

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the amount to be raised by taxation for local purposes has been compared with the approved Budget previously certified by me and any changes required as a condition to such approval have been made. The adopted budget is certified with respect to the foregoing only.

STATE OF NEW JERSEY

Department of Community Affairs

Director of the Division of Local Government Services

Dated: _____, 2008 By: _____

It is hereby certified that the Approved Budget made part hereof complies with the requirements of law, and and approval is given pursuant to N.J.S. 40A:4-79.

STATE OF NEW JERSEY

Department of Community Affairs

Director of the Division of Local Government Services

Dated: _____, 2008 By: _____

COMMENTS OR CHANGES REQUIRED AS A CONDITION OF CERTIFICATION OF LOCAL FINANCE BOARD

The changes or comments which follow must be considered in connection with further action on this budget.

Township of West Milford , County of Passaic

SOLID WASTE COLLECTION DISTRICT RESOLUTION

Section 1.

Solid Waste Collection District Budget of the Township of West Milford, County of Passaic for the Fiscal Year 2008

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Solid Waste Collection District Budget for the year 2008;

Be it Further Resolved, that said Budget be published in the Herald News in the issue of July 27th, 2008

The Governing Body of the Township of West Milford does hereby approve the following as the Budget for the year 2008.

RECORDED VOTE
(Insert last name)

Ayes

{ WEISBECKER
SMOLINSKI
SCHIMMENTI
LICHTENBERG

Nays

{ SCANGARELLO
NOLAN

Abstained { NONE

Absent { NONE

Notice is hereby given that the Budget and the Tax Resolution was approved by the Governing Body of the Township of West Milford, County of Passaic, on July 23'd, 2008

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on August 20, 2008 at 7:30 o'clock (P.M.) at which time and place objections to said Budget and Tax Resolution for the year 2008 may be presented by taxpayers or other interested persons.

SOLID WASTE COLLECTION DISTRICT BUDGET

REVENUES FROM SOLID WASTE COLLECTION DISTRICT		Anticipated		Realized in Cash in 2007
		2008	2007	
Operating Surplus Anticipated		152,000.00		
Total Operating Surplus Anticipated		152,000.00		
Tax Levy		2,418,950.00	2,468,291.00	2,473,918.16
Reserve for Recycling		200,000.00	230,709.00	230,709.00
Total Solid Waste Collection District Revenues		2,770,950.00	2,699,000.00	2,704,627.16

SOLID WASTE COLLECTION DISTRICT BUDGET - (Continued)

[illegible]

SOLID WASTE COLLECTION DISTRICT BUDGET - (Continued)

APPROPRIATIONS FOR SOLID WASTE COLLECTION DISTRICT		Appropriated				Expended 2007	
		for 2008	for 2007	for 2007 By Emergency Appropriation	Total for 2007 As Modified By All Transfers	Paid or Charged	Reserved
Deferred Charges and Statutory Expenditures:		xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx
DEFERRED CHARGES:		xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx
Emergency Authorizations				xxxxxxxxxx			xxxxxxxxxx
				xxxxxxxxxx			xxxxxxxxxx
				xxxxxxxxxx			xxxxxxxxxx
				xxxxxxxxxx			xxxxxxxxxx
STATUTORY EXPENDITURES:		xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx	xxxxxxxxxx
Contribution to:							
Public Employees' Retirement System							
Social Security System (O.A.S.I.)							
Unemployment Compensation Insurance (N.J.S.A. 43:21-3 et. seq.)							
Judgments							
Deficit in Operations in Prior Years				xxxxxxxxxx			xxxxxxxxxx
				xxxxxxxxxx			xxxxxxxxxx
TOTAL SOLID WASTE COLLECTION DISTRICT APPROPRIATIONS		2,770,950.00	2,699,000.00		2,699,000.00	2,603,339.36	95,660.64

SECTION 2 - UPON ADOPTION FOR YEAR 2008

(Only to be included in the Budget as Finally Adopted)

RESOLUTION

Be It Resolved by the Governing Body of the Township of West Milford, County of Passaic that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$ 2,418,950.00 (Item 2 below) for the Solid Waste Collection District.

RECORDED VOTE

(Insert Last Name)

Ayes



WEISBECKER
SMOLINSKI
SCHIMMENTI
LICHTENBERG
SCANGARELLO

Nays



NOLAN

Abstained



NONE

Absent

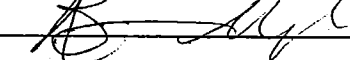


NONE

SUMMARY OF REVENUES AND APPROPRIATIONS

1. General Revenues	XXXXX	XXXXXXXXXX
Surplus Anticipated		\$ 152,000.00
Miscellaneous Revenues Anticipated		\$ 200,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR SOLID WASTE COLLECTION DISTRICT		\$ 2,418,950.00
Total Revenues		\$ 2,770,950.00
3. GENERAL APPROPRIATIONS:	XXXXX	XXXXXXXXXX
Operations		\$ 2,770,950.00
Deferred Charges		\$
Statutory Expenditures		\$
Judgements		\$
Deficit in Operations in Prior Years		\$
Total Appropriations		\$ 2,770,950.00

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 10th day of September, 2008 . It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2008 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 10th day of September, 2008, , Clerk
Signature