
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: January 20, 2016
Time of Meeting: 6:00 pm
Minute Page No: Page 1 of 15

The Regular Meeting of the Governing Body was called to order by Mayor Bettina Bieri.

Adequate Notice Statement

Mayor Bieri read the following statement:

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Regular meeting was advertised in the Herald News in its issue of December 20, 2016, January 03, 2016; copies were provided to the Suburban Trends, the Record, Star Ledger, and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk. Notice of the earlier start was published on January 10, 2016 and posted on the bulletin board.

Please also make note of all fire and emergency exits – located to the left, right, and rear of this room - for use in case of an emergency. Thank you.

Pledge of Allegiance

Mayor Bieri led all in attendance in a salute to the flag.

Roll Call

Present: Councilmembers Ada Erik, Mike Hensley, Tim Wagner, Michele Dale,
Luciano Signorino, Marilyn Lichtenberg, Mayor Bettina Bieri.
Absent: None.
Also Present: Township Administrator /Clerk Antoinette Battaglia,
Township Attorney Frederick Semrau.

Agenda No. I

Reading of or Approval of Unapproved Minutes

None

Agenda No. III

Executive Session

~ Resolution No. 2016 – 071 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 20th day of January 2016 that:

1. Prior to the conclusion of this **Regular Meeting**, the Governing Body 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.
 - Attorney-Client Privilege – Council on Mandates Appeal
 - Contracts – PAL

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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).

Adopted: January 20, 2016

Moved: Erik Seconded: Lichtenberg
Voted Aye: Unanimous voice vote
Voted Nay: None.
Motion carried.

The Governing Body went into executive session at 6:07 p.m.
The Governing Body returned to the public meeting at 7:29 p.m. with all present as before.

Agenda No. II

Presentations

NJYFL Super Bowl Football PeeWee Title – The PeeWee championship team was invited by Mayor Bieri to the podium. The Head Coach stated the championship game was in November. The team is made up of a great group of kids and he measures their success by how the team came together. The head coach announced the names of the players one by one and the audience applauded. Coach stated their record was 9-3 and team had a lot of fun during the season. They worked hard and he expects great things from these kids. He thanked the Governing Body for having the PeeWee team here tonight.

Plenary Retail Consumption License Transfer – Person-to-Person transfer of Plenary Retail Consumption License from Tuscany Brewhouse LLC License No. 1615-33-016-006 to Sunwoo Trade, LLC.

Mayor Bieri asked if there was anyone wishing to be heard on this license transfer. There being no one wishing to be heard, Councilwoman Erik made a motion, seconded by Councilman Signorino and carried by unanimous voice vote to close the public comment period.

Agenda No.XIII

Discussion Items

1.	Use of New Library Space - Mayor Bieri said the purpose of this discussion is to determine details of the placement of outlets, drops for cable, and what kind of needs that the Township has. Township Administrator/Clerk Antoinette Battaglia said the subcommittee discussed this in the past. Mayor Bieri said the current understanding is that this space is for community and meeting rooms similar to what we are doing at Hillcrest. This space will be great for the residents of the community. Community Services & Recreational Director Tim Roetman said there are sufficient drops for the cable, the internet, and everything we will need. The rooms will be used for meeting space and for the community groups and it will be a really terrific space once completed. Councilman Hensley asked if there is potential for kitchen space and if we need any special ventilation to accommodate it. Mr. Roetman explained that a kitchen needs a stainless duct hood which would vent to the outside and a fire suppression system.
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Agenda No. IV

Proclamations

None.

Agenda No. V

Unfinished Business, Final Passage of Ordinances

None

Agenda No. VI

Public Comments

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

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

Moved: Erik Seconded: Lichtenberg
Voted Aye: Unanimous voice vote.
Voted Nay: None.
Motion carried.

Agenda No. VII

Council Comments

None

Agenda No. VIII

New Business, Introduction of Ordinances, Resolutions

Agenda No. VIII 1

~ Ordinance 2016 – 001 ~

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

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

WHEREAS, there is a formatting error in Table I Maximum Permissible A-Weighted Sound Levels and an omission of impulsive sound permissible levels in 226 Attachment 1, and section citation errors to N.J.A.C. 7:29 in the text, the following amendments are hereby made:

§226-2. Applicability.

Sound from stationary emergency signaling devices shall be regulated in accordance with N.J.A.C. ~~7:29-4.3~~ 7:29-1.4, except that the testing of the electromechanical functioning of a stationary emergency signaling device shall not meet or exceed 10 seconds.

§226-6 Restricted uses and activities.

- A. Except as provided in Subsection C below, the provisions of this chapter shall not apply to the exceptions listed at N.J.A.C. ~~7:29-1.4~~ 7:29-1.5.

§226-7 Enforcement; violations and penalties.

- A. Violation of any provision of this chapter shall be cause for an enforcement document to be issued to the violator by the Township Police Officer or the noise control officer according to procedures set forth at N.J.A.C. ~~7:29-1.6~~ 7:29-1.7. The recipient of an enforcement document shall be entitled to a hearing in Municipal Court having jurisdiction to contest such action.

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

Introduced: January 20, 2016
Adopted:
Effective:

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for February 17, 2016. Notice of this public hearing shall be published in the Herald News on or about January 24, 2016.

Moved: Signorino Seconded: Lichtenberg
Voted Aye: Erik, Hensley, Wagner, Dale, Signorino, Lichtenberg
Voted Nay: None.

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Motion carried.

Agenda No. VIII 2

~ Ordinance 2016 – 002 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 135 “FEES,” OF THE REVISED GENERAL ORDINANCES AMENDED

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

§ 135-2 Department of Community Services & Recreation

The Department of Community Services & Recreation is authorized to charge the following fees:

- A. Bubbling Springs membership and badge:
 - (1) Family: consists of parent(s) and all children up to and including full-time students living at home: \$250.00 plus 2 guest badges for Early Bird Fee - Regular Fee after (6/26) - \$275.00. Non-resident family sponsored by resident family: Early Bird Fee \$300.00 (Number will be limited). Regular Fee (after 6/26) - \$325.00
 - (2) Parent /Child is one adult and one child under the age of 18 living in the same residence – Early Bird Fee \$200.00 – Regular Fee (after 6/26) \$225.00
 - (3) Individual (Age 13-61) Early Bird Fee: \$125.00 Regular Fee after (6/26/) \$150.00
 - (4) Senior Citizen: Individual (Age 62+): Early Bird Fee \$15.00 Regular Fee (after 6/26) \$20.00
 - (5) Senior Citizen Couple (Age 62+) – Early Bird Fee \$25.00 – Regular Fee (after 6/26) - \$30.00
 - (6) Late fee: Additional fee added to membership fee after the June deadline of each year - \$20.00

- B. Bubbling Spring Park guest membership (per person/per day):

(1) A person under two years of age:	No charge
(2) A person from two years to seventeen years of age:	\$ 5.00
(3) A person from eighteen to 61 years of age:	\$10.00
(4) Seniors (Ages 62+)	\$ 3.00

- D. Day Camp: children kindergarten through sixth grade.

(1)

FEES:	FULL 8 WEEKS	WEEKLY	BEFORE CARE	AFTER CARE
EARLY BIRD				
Through April 4, 2016:	\$ 960.00	\$140.00	\$30.00/week	\$30.00/week
REGULAR PRICE				
April 5 to June 5, 2016	\$1,080.00	\$150.00	\$30.00/week	\$30.00/week
LATE FEE				
June 6 to June 22, 2016	\$1,280.00	\$170.00	\$35.00/week	\$35.00/week
CAMP HOURS: 9:00 AM – 4:00 PM				
BEFORE CARE: 7:00 AM – 9:00 AM				
AFTER CARE: 4:00 PM – 6:00 PM				

- E. Teen Camp: children entering seventh and eighth grade.

(1)

FEES:	FULL 8 WEEKS	WEEKLY	BEFORE CARE	AFTER CARE
EARLY BIRD				
Through April 4, 2016:	\$ 960.00	\$140.00	\$30.00/week	\$30.00/week
REGULAR PRICE				
April 5 to June 5, 2016	\$1,080.00	\$150.00	\$30.00/week	\$30.00/week
LATE FEE				
June 6 to June 22, 2016	\$1,280.00	\$170.00	\$35.00/week	\$35.00/week

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CAMP HOURS: 9:00 AM – 4:00 PM
BEFORE CARE: 7:00 AM – 9:00 AM
AFTER CARE: - 4:00 PM – 6:00 PM

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

Introduced: January 20, 2016
Adopted:
Effective Date:

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for February 17, 2016. Notice of this public hearing shall be published in the Herald News on or about January 24, 2016.

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Hensley, Wagner, Dale, Signorino, Lichtenberg
Voted Nay: None.

Agenda No. VIII 3

~ Ordinance 2016 - 003 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY APPROPRIATING \$202,819.27 FROM RESERVE FOR CAPITAL PURCHASES

WHEREAS, the Township Council of the Township of West Milford did authorize the use of General Funds for Capital Purchases in the 2015 budget process; and

WHEREAS, when said funds are not expended in the year in which they are appropriated for capital purchases and ordinance is required to reserve those funds for their intended purpose; and

WHEREAS, this ordinance shall appropriate \$202,819.27 from the Reserve for Capital Purchases.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of West Milford, County of Passaic and State of New Jersey that the sum of \$202,819.27 be appropriated as follows:

Carpet Municipal Building	\$18,000.00
Stalker Radar Units	5,331.00
Lucas Devices	43,500.00
Heating System Replace at UGL Ambulance Bldg.	7,035.00
Township Storm Drainage Project	40,000.00
Mower Equipment	6,000.00
(2) Explorer SUV's	51,000.00
PAL Building Filters	15,000.00
Video Storage Unit/DVD Burner	3,883.40
Computer/Printer Replacement Plan	13,069.87
TOTAL	\$202,819.27

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

Introduced: January 20, 2016
Adopted:
Effective:

Second reading and public hearing for this ordinance is set for the Regular Meeting of the Township Council scheduled for February 17, 2016. Notice of this public hearing shall be published in the Herald News on or about January 24, 2016.

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Hensley, Wagner, Dale, Signorino, Lichtenberg

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Voted Nay: None.
Motion carried.

Mayor Bieri asked to move all resolutions as one.

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

Agenda No. VIII 4

~ Resolution 2016 – 059 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ESTABLISHING A SURPLUS POLICY FOR THE TOWNSHIP

WHEREAS, in 2011 the State of New Jersey instituted a best practices checklist in an effort to “make government operate more efficiently, strengthen its accountability, and better manage scarce taxpayers’ resources”; and; and

WHEREAS, since the inception of the best practices checklist, the Township of West Milford has made every effort to comply with the standards established by the State resulting in high ratings each year for compliance; and

WHEREAS, the best practices checklist recommends the adoption of a surplus policy to serve as a basis for decisions regarding future solvency; and

WHEREAS, the Township Auditor and Chief Financial Officer have evaluated the historic budget and financial records and recommended a surplus policy to the Governing Body; and

WHEREAS, said surplus policy shall establish a goal in the annual budgeting process whereby the Governing Body shall strive to consistently maintain a \$1,000,000.000 surplus on hand annually to retain a consistent year-end surplus.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford that the Township Council does hereby concur with the surplus policy recommended by the Township Auditor and Chief Financial Officer; and

BE IT FURTHER RESOLVED that the Township Council shall strive to achieve that goal annually during the budget process.

Adopted: January 20, 2016

Agenda No. VIII 5

~ Resolution 2016 - 060 ~

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford will contractually adhere to all conditions and obligations as sub-grantee to the State of New

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Jersey and the County of Passaic as set forth in the Letter of Agreement between the Governor's Council on Alcoholism and Drug Abuse and Passaic County, for the grant administration of the 2017 alliance to Prevent Alcoholism and Drug Abuse, for a grant amount of \$22,440.00 from the Governor's Council on Alcoholism and Drug Abuse, with a cash amount of \$5,610.00 which is assumed by CASA, and an in-kind match of \$16,830.00; and

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

Adopted: January 20, 2016

Agenda No. VIII 6

~ Resolution 2016 - 061 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO TRANSFER ITEMS OF CURRENT FUND APPROPRIATIONS IN ACCORDANCE WITH THE PROVISION OF N.J.S.A. 40:4 - 58

WHEREAS, there appears to be a surplus in the 2015 appropriation over and above the demand deemed to be necessary for the balance of the year:

APPROPRIATION	ACCOUNT NUMBER	TRANSFER PROPOSAL
Housing Standards Bureau	203-27-332-441	\$4,505.00
General Services S&W	203-20-161-101	3,000.00
TOTAL TRANSFERS OUT		\$7,505.00

WHEREAS, there appears to be insufficient funds in the following appropriations to meet the demands thereon for the balance of the 2015 budget year, and

APPROPRIATION	ACCOUNT NUMBER	TRANSFER PROPOSAL
Buildings & Grounds	203-26-291-200	\$2,500.00
Building S&W	203-22-195-100	3,450.00
Public Health S&W	203-27-330-100	1,275.00
Hillcrest S&W	203-28-374-100	160.00
Detective S&W	203-25-241-100	120.00
TOTAL TRANSFERS IN		\$7,505.00

NOW, THEREFORE BE IT RESOLVED, by the Council of the Township of West Milford in the County of Passaic, State of New Jersey, that in accordance with the provisions of N.J.S.A. 40A:4-58, part of the 2015 appropriations heretofore mentioned be and the same are hereby transferred to the appropriations mentioned as being insufficient to meet prior demands, and

A certified copy of this Resolution shall be forwarded by the Township Clerk to the Township Treasurer.

Adopted: January 20, 2016

Agenda No. VIII 7

~ Resolution 2016 - 062 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PERSON TO PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-016-006 FROM TUSCANY BREWHOUSE LLC TO SUNWOO TRADE LLC FOR PREMISES AT THE SAME LOCATION

WHEREAS, an application has been received for a Person to Person transfer of Plenary Retail Consumption License No. 1615-33-016-006 presently held by Tuscany Brewhouse LLC to Sunwoo Trade LLC for premises at the same location has been received and reviewed; and

WHEREAS, the Mayor and 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; and

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WHEREAS, as a result of that review the Mayor and Township Council have 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 financing obtained.

WHEREAS, the Police Department has recommended that the license be transferred with all current conditions if applicable.

WHEREAS, the license may be transferred with the following conditions:

1. A Retail Food Establishment license must be acquired and satisfactory recommendation received in the Clerk's office prior to opening.
2. Prior to activating the license inspections of premises must be made and satisfactory recommendation must be received at the Township Clerk's office from the Health Department.
3. Licensee must submit pages of 1, 2 and 11 of the 12-page application to the Township Clerk Office prior to re-opening.

NOW, THEREFORE, BE IT RESOLVED that the transfer application is hereby approved and the Township Clerk is directed to endorse the transfer and deliver the license certificates for the Mayor and Township Council of the Township of West Milford upon receipt of satisfactory recommendations of premise inspections.

Adopted: January 20, 2016

Agenda No. VIII 8

~ Resolution 2016-063 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF TAX LIEN CERTIFICATES

WHEREAS, the Township Tax Collector of the Township of West Milford sold liens to the municipality; and

WHEREAS, as a result of such tax sale, the Tax Collector has issued Tax Lien Certificates with respect to property formerly known as:

BLOCK & LOT	CERTIFICATE NO.	LIEN AMOUNT
202-34	13-0003	\$441.30
3401-19	14-0025	\$692.62
5708-13	09-061	\$1,679.27
8002-6	10-090	\$9,031.81
TOTAL		\$11,845.00

WHEREAS, the outstanding lien has been redeemed and the amount has been paid to the Tax Collector to satisfy the obligation; and

WHEREAS, the Tax Collector recommends that these Tax Lien Certificates be executed for cancellation of record and recorded with the Passaic County Clerk's Office.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford in the County of Passaic, State of New Jersey that the Mayor is hereby authorized to execute the cancellation of West Milford Tax Lien Certificates and the Township Attorney may then forward same with the Passaic County Clerk for cancellation of record.

Adopted: January 20, 2016

Agenda No. VIII 9

~ Resolution 2016 - 064 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING CANCELLATION OF TAX

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WHEREAS, there appears on the tax records balances as listed below; and

WHEREAS, the Collector of Taxes recommends the cancellation of taxes due to reasons listed below.

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

REASON: 100% DISABLED VETERAN

BLOCK/LOT	NAME	AMOUNT	YEAR
101-27	Richard & Joan Vaillant	\$2,807.56	2015 2 nd Half
101-27	Richard & Joan Vaillant	\$3,100.00	2016 1 st Half
7206-7	Patricia Eagles	\$3,494.45	2015 2 nd Half
7206-7	Patricia Eagles	\$4,654.00	2016 1 st Half
TOTAL		\$14,056.01	

Adopted: January 20, 2016

Agenda No. VIII 10

~ Resolution 2016 - 065 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF ESCROW MONIES

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

Name & Address	Application No.	Amount of Escrow	Amount Refunded
Sean & Anne Kane 50 Wanaque Road Hewitt, NJ 07421	0330-0632 16-288-56-701-068	\$750.00	\$458.05
Robert Schmidt 8319 Sanctuary Blvd. Riverdale, NJ 076457	16-288-56-703-026	\$3,526.35	\$9.01

Adopted: January 20, 2016

Agenda No. VIII 11

~ Resolution 2016 – 066 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF OVERPAYMENTS

WHEREAS, there appears on the tax records overpayment as shown below and the Collector of Taxes recommends the refund of such overpayment.

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

REASONS:

- 1. Incorrect Payment
- 2. Duplicate Payment
- 3. Senior Citizen/Veteran Deduction
- 4. Homestead Rebate
- 5. Tax Appeal
- 6. 100% Disabled Veteran

Block/Lot	Name	Amount	Year	Reason
3604-1	David & Laura Mulligan 33 Ringwood Lane Hewitt, NJ 07421	\$13.70	2015	2
4401-12	Carlo & Elizabeth Lupano 6 Park Place Waldwick, NJ 07463	\$22.00	2015	2
5301-39.1 Bldg.	Blue Virgo Capital Management, LLC 380 Lexington Avenue, 17 th Floor	\$9,313.16	2015	1

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Block/Lot	Name	Amount	Year	Reason
	New York, NY 10168			
6301-5	1554 Union Valley Land Trust 18 Wyckoff Avenue Ste 204 Waldwick, NJ 07463	\$2,556.12	2015	5
7208-5	Anita Bernal 61 Myrtle Avenue Butler, NJ 07405	\$45.00	2015	2
7613-7	Todd Santonacita & Casey Stinneford 12 Arcata Lane West Milford, NJ 07480	\$412.54	2015	2
10808-48	Erna Neufeld 1 Mill Pond Lane Rochester, NY 14626	\$578.40	2015	5
10808-48	Erna Neufeld 1 Mill Pond Lane Rochester, NY 14626	\$218.00	2016	5
12307-23	Refund Department Corelogic R. E. Tax Service PO Box 961250 Fort Worth, Texas 76161-9858	\$118.33	2015	2
13701-6	David & Sheryl Crivaro 150 Germantown Road West Milford, NJ 07480	\$5.97	2015	2
13701-52	Refund Department Corelogic R. E. Tax Service PO Box 961250 Fort Worth, Texas 76161-9858	\$743.41	2015	5
14901-13	Earl & Gail Perritt 45 Timber Lane Newfoundland, NJ 07435	\$87.07	2015	5
101-27	Richard & Joan Vaillant 92 Cherry Ridge Road Hewitt, NJ 07421	\$2,807.56	2015	6
5317-1.14	Donna Dolan 15 Waterfall Court Bloomingdale, NJ 07403	\$1,614.00	2016	1
6202-10	Debra Reimers 122 Cannella Way Riverdale, NJ 07457	\$2,058.00	2015	2
7206-7	Patricia Eagles 49 Bearfort Road West Milford, NJ 07480	\$3,494.45	2015	6
TOTAL		\$24,087.71		

Adopted: January 20, 2016

Agenda No. VIII 12

~ Resolution 2016 – 067 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE REFUND OF OTHER LIENS

WHEREAS, the Collector of Taxes has reported receiving the amounts shown below for the 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 Date	Block/Lot/ Qual	Reimbursement Amount	Pay to the Lien Holder
03/19/2013	02314-007	\$12,609.56	MTAG SERVICES CUST FOR ATCFII NJLLC PO BOX 54292 NEW ORLEANS, LA 70154-4292
03/19/2013	09707-011	\$44,873.37	MTAG SERVICES CUST FOR ATCFII NJLLC

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			PO BOX 54292 NEW ORLEANS, LA 70154-4292
10/13/2015	00202-014	\$11,482.47	US BANK CUST FOR BV001 TRUST 50 SOUTH 16 TH STREET SUITE 2050 PHILADELPHIA, PA 19102
10/13/2015	00905-016	\$35,254.10	PFS FINANCIAL 1; LLC 50 SOUTH 16 TH STREET SUITE 2050 PHILADELPHIA, PA 19102
10/13/2015	02017-004	\$24,055.59	PFS FINANCIAL 1; LLC 50 SOUTH 16 TH STREET SUITE 2050 PHILADELPHIA, PA 19102
10/13/2015	07801-015.08	\$24,389.44	PFS FINANCIAL 1; LLC 50 SOUTH 16 TH STREET SUITE 2050 PHILADELPHIA, PA 19102
10/13/2015	09801-028.08	\$94,850.93	US BANK CUST FOR BV001 TRUST 50 SOUTH 16 TH STREET SUITE 2050 PHILADELPHIA, PA 19102
Total		\$247,515.46	

Adopted: January 20, 2016

Agenda No. VIII 13

~ Resolution 2016 – 068 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF RECREATION FEES

BE IT RESOLVED that the following recreational fees upon the report of the Director of Community Services and Recreation be refunded:

PAL Fall Travel Basketball		
Olivia	\$225.00	Susan Byrnes 9 Cherbourg Drive West Milford, NJ 07480
PAL Winter Basketball		
Megan	\$85.00	Trish Shields 1899 Macopin Road West Milford, NJ 07480
PAL Winter Basketball		
Aiden	\$105.00	Bonny McQuire 9 Winding Way West Milford, NJ 07480
PAL Indoor Soccer		
Gabriel, James, John, Luke, Mark, Thomas	\$80.00	Victoria Kachler 73 Timber Lane Newfoundland, NJ 07435

Adopted: January 20, 2016

Agenda No. VIII 14

~ Resolution 2016 – 069 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REINSTATEMENT OF TAXES

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

WHEREAS, the Collector of Taxes recommends the 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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
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BLOCK/LOT	NAME	AMOUNT	YEAR
16502-2.01	Robert & Jean Vande Ploeg	\$2,755.00	2015
TOTAL		\$2,755.00	

Adopted: January 20, 2016

Agenda No. IX

Consent Agenda

None

Agenda No. X

Approval of Expenditures

~ Resolution No. 2016 - 070 ~

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 #	Account Name	Amount
1	Current Account	\$828,746.90
3	Reserve Account	230,300.61
2	Grants	2,385.60
6	Refunds	272,565.23
1	General Ledger	7,429.00
26	Refuse	144,191.24
4	Capital	49,174.20
19	Animal Control	5,105.72
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	7,066.46
19	COAH	0.00
16	Development Escrow	0.00
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	5,340.60
Total		\$1,552,305.56
	Less Refund Resolution	-272,565.23
	Actual Bill List	\$1,279,740.33
	Other Pyts.	
	P/R	504,750.21
	BOE	4,506,714.00
	P/R	520,391.13
	Depository Trust Co.	53,129.00
	Depository Trust Co.	1,500,000.00
	Total Expenditures	\$8,364,724.67

Adopted: January 20, 2016

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

Agenda No. XI

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: January 20, 2016
Time of Meeting: 6:00 pm
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Reports of Mayor, Administrator, Council Members, Attorney and Clerk

Councilman Wagner said he attended the first recreation advisory committee (RAC) and it went well. Tim Roetman recaped on everything from the previous year. He said he is looking forward to working with everybody. He would also like to congratulate a new business *The Scala*.

Councilman Signorino said he attended a Heritage Committee meeting that had been previously cancelled due to snow. It was a great meeting, the committee came up with a report for the administrator as far as projected projects. The insurance committee had a meeting and that was great as well. They have asked that the Township's risk managers attend the next committee meeting.

Council President Dale said she has not had any committee meetings but the CASA dinner was a great success. The speaker was wonderful. She also wanted to welcome our new committee members and say thank you to the community for the support.

Councilwoman Lichtenberg announced that the next CASA meeting is February 8th and everyone is welcome. The Pride Rummage Sale is April 22nd and 23rd, and they are looking for people to donate items. There is also a free eye screening at the West Milford Health Office on January 26th. She congratulated Meghan Hogan for receiving an award for an extra class assignment and scholarship also on channel 77.

Councilwoman Erik said that the presentation from Doug Kohler at the CASA meeting was great; he is an awesome speaker and it was only his 8th presentation. The fireworks committee met and Shoprite donated \$5,000 as a Platinum sponsor. We have plenty of Gold sponsors and are still looking for more Silver.

Councilman Hensley said the Economic Development Commission (EDC) meeting was very productive and they reorganized.

Mayor Bieri announced that the Township's Standard & Poors rating has been elevated to A++. They attribute that to strong management, good financial policies, and strong budgetary performance. If there are any eagle scouts looking for a project, she suggests contacting Tim Roetman the Community Services & Recreation Department Director for information.

Township Administrator/Clerk Antoinette Battaglia said a boiler at Town Hall failed. She asked the staff to proceed to get new boiler due to number of breakdowns. Because of the impending storm and expected freezing temperatures, she had a staff member pick the unit up in Massachusetts on Friday so we can get it installed and working in Town Hall. The other boiler is under warranty and we are looking to get a part replaced to get money back.

The governing body asked for volunteers for the Redevelopment Subcommittee. Councilman Hensley and Councilwoman Erik volunteered. Mayor Bieri asked for a roll call vote.

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

Agenda No. XII

Appointments and Resignations

Fireworks Subcommittee

Councilwoman Erik made a motion to nominate Councilman Wagner, seconded by Councilwoman Lichtenberg.

Councilman Wagner

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Wagner, Signorino, Lichtenberg,
Voted Nay: Hensley, Dale
Abstain: None
Motion Carried.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Councilman Hensley made a motion to nominate Council President Dale, seconded by Council President Dale.

Council President Dale

Moved: Erik Seconded: Dale
Voted Aye: Erik, Hensley, Dale
Voted Nay: Wagner, Signorino, Lichtenberg
Abstain: None.
Motion Defeated.

Councilwoman Erik stepped down as Liaison. The Council gave consensus to have Council President Dale serve as the second council member on this subcommittee.

Cable TV Commission

Councilwoman Erik made a motion to nominate Bob Nicholson for the vacant Citizen Member position, seconded by Councilwoman Lichtenberg. Councilwoman Erik said there is another interested candidate but she has not heard back from him yet. Mayor Bieri said that the council does not have to appoint tonight. Councilman Signorino would like to nominate Douglas Scott Newton, seconded by Councilman Hensley.

Bob Nicholson

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Wagner, Lichtenberg
Voted Nay: Hensley, Signorino
Abstain: Dale
Motion Defeated.

Douglas Scott Newton

Moved: Signorino Seconded: Hensley
Voted Aye: Hensley, Wagner, Signorino
Voted Nay: Erik, Lichtenberg
Abstain: Dale
Motion Carried.

Council President Dale changed her vote to Douglas Scott Newton by not abstaining. Douglas Scott Newton has the most votes for Cable TV Commission Citizen Member. The council is holding off on the Planning Board nominations until next meeting.

Agenda No. XIV

Executive Session

~ Resolution No. 2016 – 071 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 20th day of January 2016 that:

3. Prior to the conclusion of this **Regular Meeting**, the Governing Body 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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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- 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.
 - Contracts – Lakeland Bank
 - Contracts – Township, BOE and Friends of Wallisch
 - Litigation – Newark Tax Appeals (Newark vs. West Milford)
 - Litigation - COAH
 - Attorney-Client Privilege – Watershed Legislation
 - () b. (8) Personnel matters.
 - () b. (9) Deliberations after a public hearing that may result in penalties.

4. 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).

Adopted: January 20, 2016

Moved: Signorino Seconded: Dale
Voted Aye: Unanimous voice vote
Voted Nay: None.
Motion carried.

The Governing Body went into executive session at 8:22 p.m.
The Governing Body returned to the public meeting at 9:24 p.m. with all present as before.

Agenda No. XV

Adjournment

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

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

Approved: March 2, 2016

Respectfully submitted:

Nichole Hanrahan Clerk Typist

MAYOR BETTINA BIERI, PRESIDING OFFICER

ANTOINETTE BATTAGLIA, TOWNSHIP CLERK