
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop/Regular Meeting
Date of Meeting: July 16, 2014
Time of Meeting: 6:30 P.M.
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Agenda No. VI

Proclamations

- Mayor's Wellness Campaign – Renee Alessio joined Mayor Bieri at the podium. The Mayor noted that West Milford has participated in this program since 2006 and she read the proclamation presenting it to Ms. Alessio. Ms. Alessio thanked the Mayor for supporting this campaign. She urged people to be active. She said the health department provides many services & she listed them. First aid squads in town transport patients to local hospitals. There are MediVac services. She encouraged people to eat right, and to stay mentally & physically fit. CS&R provide programs to help. She listed many programs. CASA provides programs to prevent drug & alcohol abuse. Sustainable West Milford provides many healthy options. Ample Harvest started in West Milford. They provide fresh produce to local pantries. She listed the many sport opportunities saying that West Milford has much open space and many outdoor options. West Milford strives to be healthy & is a great place to work, live & play. Mayor Bieri said she kayaked around the lake this weekend and rode 30 miles on her bike. She encouraged people to live healthy lives.
- National Pink Tie Organization –Chef's Appreciation Day – Mayor Bieri read the proclamation and instructed the Clerk to mail it out.
- Highcrest Bridge (Route 23) – Mayor Bieri introduced Debbie Hirt from the State of New Jersey, Department of Transportation (DOT). The Council vacated the dais to join the audience and see the presentation.

Ms. Hirt introduced herself and her associate, Brian Mulcahy who is the project manager. Mr. Mulcahy said the bridge is functionally obsolete now and is eligible for federal funding. The design engineer, Walter Lawrence with Jacobs Engineering, is the project manager. Mr. Lawrence addressed the Council advising that he is involved in the design of the bridge and he will also oversee the construction. The bridge is old and scheduled for replacement. He directed everyone to the drawings & plans that were laid out throughout the room.

The drawings depicted the bridge, as it is now, the plans for its reconstruction and the temporary bridge. Some were structural drawings & some were renditions. The drawings were developed by the engineer and he stressed these are not the final, finished product. This is preliminary engineering. It is the first time the engineers are sitting down to figure out how to proceed. The next step will be final design. He explained the process that will result in about 500 drawings & plans that will be used in the bidding phase. He went through the plans step by step.

The existing bridge is nearing the end of its surface life, it is 80 years old. It has a hump, which results, historically, in accidents. The hump is too sharp for today's vehicles and the DOT wants to fix that in this process. The bridge sags causing safety concerns. The bridge is two lanes in each direction. There is a barrier on one side and a guide rail on the other. There are no shoulders. The new bridge will have shoulders inside & outside. The bridge will be 25' wider for the purpose of adding shoulders to provide increased safety. He reviewed the temporary bridge details. The temporary bridge will only be 3 lanes wide. That is the widest they can do in that location. There will be a moveable barrier. That will allow two lanes south in the morning & two lanes north in the evening. The barrier will be moved twice every day to facilitate traffic flow. The temporary bridge will be in place for at least a year. They did a traffic analysis over the past 4 years. There were two studies and traffic was analyzed. The goal is to prevent traffic backups due to the temporary bridge. He reviewed the process of calculating traffic. The permanent bridge will have two lanes but be much wider because of shoulders. The style of the bridge is more modern. He explained what that meant in terms of girders. He reiterated that this is not a final plan but is the preferred result. The design is not finished. He said this is a good economical decision for this area. This plan has the least amount of environmental impact to this area. South of the bridge, Route 23 is wider because it is two lanes with wide shoulders. This is just a bridge project and does not involve the highway north or south of it. He discussed how you blend the approach from each end. This bridge will allow for full sight distance approaching this bridge in either direction. He said the sag curve at this bridge is currently capable of handling cars at 25 mph. In that area they lift the road 8.5 feet to eliminate the sag curve. No work will be done on the off ramp on southbound Route 23. On the other side they will lift the ramp about 2 feet. The goal was to minimize the environmental impact of this bridge. The new bridge will encompass where the temporary bridge will be located. There will be environmental scars to lay the foundations. There will be a detention area for storm water that has yet to be designed. The water that ends up in the Pequannock River must be as clean as possible. No new pipes will be designed to dump water into the river. The water will slowly seep from the detention area into the ground. The engineer said there were challenges aligning the bridge with the railroad. He described how they accommodated the needs of the railroad and

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maintained the integrity of the project. They accomplished a design speed of 55 mph & accommodated the railroad needs.

Mr. Lawrence addressed the queries about the length of time the project will take. He said first the temporary bridge will be constructed and then the main bridge will be closed to all traffic. The new bridge will be built and the temporary bridge will be taken down. In the same footprint of the temporary bridge, they will build the remainder of the permanent bridge, finish the approaches on both ends and end construction. Construction will take at least two full construction seasons. They will try to conclude as expeditiously as possible while being environmentally friendly. DOT examined many options and made assessments to achieve the preferred alternative. There are times when construction must cease because of threatened & endangered species. The Pequannock River is one of the cleanest trout rivers in the nation. Bog turtles & Indiana bats are located in the area and are considered endangered species. Some trees will have to be felled to create a work area. They will need a launch area for the temporary bridge. He reviewed the environmental disturbances that will occur to accomplish completion of the project. He explained how drainage will be handled during construction. Soil samples have not yet been done. That is part of the final design process. The temporary bridge is being rented. It will be rented, erected and dismantled. The cost of the temporary bridge is estimated at \$1.8 million. The project is estimated at \$49 million. Mr. Lawrence, in response to a query from Councilman Signorino, said he does not consider that cost high. Environmental regulations must be adhered to and speed of construction must be factored in. The goal is to engage in construction without detours on the main line at any time.

Councilman Signorino asked if the West Milford police department will be involved in traffic control. Debbie Hirt said that DOT stopped using local police agencies on their projects. They use state police for certain components of the project. Councilman Signorino asked what level of communication will be forthcoming to the Township. Ms. Hirt explained the process for traffic control between the contractor and her department. Her department will send out traffic impact notices to the municipal clerk for distribution. There will be a multitude of communications. Mr. Lawrence said they will set up communications early to keep all municipalities involved. Email has assisted in that ability tremendously. The onsite engineer will be communicating regularly with all stakeholders. On a regular basis there will be communications. Councilman Signorino asked what the protocol will be for unforeseen circumstances. Ms. Hirt said traffic impact notifications will be issued when necessary. She notifies fire & emergency agencies too.

Councilwoman Erik said DOT is giving us what we already have. A two lane bridge that causes traffic congestion now. Ms. Hirt said there is another project under consideration that will provide for improvements to the "S" curves on Route 23 but that is separate and apart from this particular project. Councilwoman Erik said this bridge has been in the making for 17 years. Seventeen years ago the DOT promised 3 lanes. She said the width of the shoulders could accommodate a third lane. Mw. Lawrence said that the width could accommodate a lane instead of a shoulder. Shoulders have been chosen because shoulders improve safety. The engineer is following design criteria that has been developed to improve safety in this area. A primary goal of DOT is to look for unsafe conditions, analyze them individually, and make conscious decisions about incorporating safety improvements into each project. Councilwoman Erik said that promises were made. There has been increased traffic in this area over the years. Ms. Hirt said that with a shoulder, if there is an accident, vehicles can be moved to the shoulder minimizing delays. She said that if the DOT ever decides to increase Route 23 to 3 lanes, the shoulder could potentially become a third lane. Mr. Lawrence said it is possible but will create residual concerns including safety concerns. Mr. Lawrence said he is hearing that everyone would like 3 lanes. That is a huge project. That would only be discussed at DOT if all the towns got together and insisted that is needed. Traffic studies done thus far indicate that two lanes are necessary. He understands that traffic backups occur at traffic signals, not at the bridge. He said DOT will look at traffic signal changes. Traffic analysis would have to prove that a larger bridge is needed. He said that DOT is of the mindset to fix the bridge before it becomes a serious concern. They want to eliminate the design deficiencies & safety concerns that currently exist. He said Brian Mulcahy is the point person at DOT for this area. Councilwoman Erik said DOT addressed similar problems with Route 17 by eliminating lights and building overpasses. She said that population continues to increase in this area creating greater traffic congestion every year. Mayor Bieri said if we take exception we must get together with other towns. The bridge is 80 years old and needs replacement. We need the bridge repaired and we must get together with the other towns to push for widening of route 23. She suggests getting together with the other towns to ask for the traffic analysis to begin. The bridge looks like a good project that solves many issues. If it is 80 years old with structural deficiencies it must be addressed. Councilman Signorino asked if the towns got together would it delay the bridge the project. Mr. Mulcahy said the DOT will need a resolution of support from each municipality. Councilman Signorino said he agrees with Councilwoman Erik about the 3 lanes and he also agrees with the Mayor's point about the need to proceed with the project. Mr. Mulcahy said that without

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resolutions of support this will become a repair project rather than a construction project. Councilman Signorino said he would support a new bridge although he would like to see improvements to the “S” turns. Mr. Mulcahy reiterated that a project is in concept development and will not include widening or straightening of the road. That section of the road exceeds the statewide average for accidents. They cannot straighten it because of environmental constraints. Mayor Bieri said she appreciates the presentation. The “S” turns do not involve the bridge project.

Richard Schaeffer, 33 Pinecliff Lake Drive, West Milford said this bridge freezes easily. He asked if the project can be handled so that the temporary bridge is not used in winter because they freeze over easily. The federal programs have funding for accelerated schedules. He asked that there be protective measures taken for residents in the area. He said this is our major artery for this entire community. He urged them to increase damages for delays and do everything necessary to get a good contractor. Mr. Lawrence said he knows Richard because he is an engineer in the business. They will make every effort to address those concerns.

Mayor Bieri called for a brief recess to allow the presenters to dismantle their exhibits.

Agenda No. VII

Discussion Items

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| 1) | <p>Discussion: Budget – Solid Waste and Recycling – DPW Director, Joe Clementi, addressed the Council along with former interim administrator Bob Casey. Mr. Casey said that 2 bids were received for tipping fees to dispose of garbage. The collection contract comes due in January. This is the disposal contract from 3/14 through 8/31/19. the Township assumed an increase but the reality is that the bids are less than we are currently paying. We pay \$71 per ton and the lowest bid came in at \$68 with \$0.50 increase per year. The second bid is marketing of recyclables and the collection bid will be in the Fall. The marketing of recyclables. The first term will be 18 months with 2 year extensions if the market holds flat. That bid is similar to the current contract. It guarantees the sale of paper and we do not pay to get rid of commingled. The yellow sheets, market rate, is the basis of the bid. The successful bidder will pay the municipality based on the yellow sheet rates. And there is a floor of \$51 per ton. Both bidders will remain the same as the vendors we have now. Waste Management & Trinity.</p> <p>The next discussion, Mr. Casey said, is for collection bids that have to go out to bid in August. Solid waste bidding is a lengthy process. Mr. Casey said we awarded metal pickup to Teplitz last month. The issue tonight is do you want to change collection practices. Concern was expressed about bulk items being limited to one per pick up. Councilman Signorino said he had suggested a call ahead plan for bulk item pickup. Mr. Casey said once per month on Tuesdays is white goods pickup. If that changes it may result in higher costs. Councilman Signorino asked if we can make that an option. Discussion ensued about various options. Mr. Clementi said the price may change if you increase the options. He can have an option or alternate for twice a month metal pickup. Mr. Clementi said the issue with separating & solid stream recycling is that solid stream was bid as an alternate. Single stream would require another contract for drop off at the depot. Councilwoman Erik said that towns that have gone to single stream are trying to switch back. Mr. Clementi said that residents are good at recycling and he recommended that the process not be changed. The Council agreed.</p> |
| 2) | <p>Discussion: Policy discussion – Recreation Budget – User Fees - Mr. Casey said that during budget discussions there was brief discussion about how user fees are established. He has given Council an outline as to considerations. He thinks Council should establish a policy. He wants to review 2013 fall recreation programs. If a program is available universally to all residents it is generally funded through the general fund. If programs are specific to limited sectors of the population those users generally pay the cost. It appears straightforward but there are grey areas. The program he has outlined is that the Council attempt to identify that part of the program that is unique or specific to a user. If it is specific to a user, the user should pay the cost. He gave an example. He outlined several types of programs in his memo and directed Council to that memo. If you have a facility that is available to everyone the general maintenance costs should be borne by the municipality. However if there is a group that specifically benefits and incurs costs outside of the general costs, those costs must be borne by the individual group. General administrative costs are a general government function. Program costs should be borne by the users of the program. Youth athletics generally pay direct costs, uniforms, referees, baseballs, bats, etc. that is reasonable. They are generally not charged for the fields. If a group wants special services such as night lighting, that becomes questionable. That is handled differently in every community. Individual program costs such as dance or exercise costs are normally charged to the user. Senior citizen programs vary dramatically. The programs that are available to everyone are generally funded by the general fund. But specific programs such as pottery, etc. are generally funded directly by the user. The Township has in place the rudiments of a structure. He defers to Council direction and the creation of a formal policy to handle programs. Councilwoman Horton thanked Mr. Casey for giving a starting point. She would like to work toward developing a policy. She questions some of the</p> |

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	<p>suggested policies that negatively affect people who work during the day. She does not agree that staffing costs should not be included. She found it interesting to read what we need in terms of staffing to offer the programs. Councilman Signorino asked if Mr. Casey is suggesting that there be a fee structure for each use. He said he would support requiring an escrow fund. Mr. Casey said that escrow funds become administratively cumbersome. Discussion ensued about parameters. Councilwoman Horton said that to set a policy the Council must have a comprehensive understanding of the costs associated with each program. She favors CS&R and the services they offer but wants to offer those services at a lesser expense to the taxpayers. To do that the Council needs the information. She needs to balance the contribution staff makes and the cost to the taxpayers. Mr. Casey said registration data provided for Fall programs came from Capture Point. He said that in the Fall of 2013 programs were often duplicated by the BOE. He reviewed the programs, participants, capacity, revenue, and expenses. All these programs are conducted by outside vendors. The municipality has historically received \$11 per registration. The last sheet shows programs that were cancelled due to lack of interest. Mr. Casey spent time with recreation staff to understand their functions and involvement in the programs. There is some cost for advertisements. Most people sign up for programs online minimizing staff involvement. There is minimal involvement from staff for programs once started. A time commitment for a reoccurring program is 3-4 hours. The average cost for staff is \$44 per hour. Direct costs are about \$130 to \$150 per program. Each program would need about 12 participants to cover direct staff costs and new programs would require 24 participants to cover direct staff costs. He said the Township will never cover all costs with programs. He said he has to refine the information previously given to Council. If Council wants to recover costs of programs it is not possible without reducing the size of programs. Given staffing & facilities costs, it cannot be done. He wants to work with staff to increase participation in programs. The virtual backpack is not working. He is looking at communicating better with the community. His goal is to outline staffing pattern in 2015 to come closer to breaking even. Councilwoman Horton said you cannot lose money on every deal and make it up in volume. The BOE, she said, had these programs and they discontinued them. She listed programs that appear to have community interest. There were not many programs that seemed to generate community interest. Councilwoman Horton recommended reducing the overall budget for CS&R to have revenue match costs. Mr. Casey said you can come closer but you will never reach full recovery analysis. Mr. Semrau said there were 27 programs last fall. Every one was a positive outcome. The facility is archaic and staff has other responsibilities. The programs on a stand alone are not loss leaders. The facilities costs still exist. Councilwoman Horton said that the last analysis indicate that the programs run at a loss of over \$200,000. This analysis does not include all the costs. Mr. Semrau suggested that maybe the focus should not be on staff but on facilities costs. Discussion ensued about staff functions & costs. Councilwoman Horton said the analysis does not delineate the actual costs including utilities, facilities, staffing, etc. There is also the issue of competing with local businesses. Mayor Bieri asked what costs Council wants to include in the analysis. Councilwoman Horton said leave the facilities costs in there. Councilman Signorino said the conversation has just evolved into a discussion about staff. That has come from Herculean efforts to get information. Having the information and data is a good start. Mayor Bieri said to determine a policy, Council needs to define what information they want. She would like to recommend that Mr. Casey continue to sit with staff and get their input about programs and fees and to work on ways to realize efficiencies without cutting staff. We have staff that are here longterm. She doesn't necessarily believe we need a full time director. Perhaps get a part time director or have the administrator oversee the department. Negotiate flex time but keep jobs.</p>
3)	<p>Discussion: Passaic County Corridor Enhancement Program – Council President Erk said the Passaic County planning board wants to amend the corridor enhancement program that is ultimately a tax on property owners on county roads. The meeting is coming up on July 22nd. She asked what we can do to stop this tax. Michael Siesta, from the audience, said the current program is for commercial properties and the amendment would expand it to all properties. Mr. Semrau said if the governing body is opposed to any additional charges, they can make a motion to have administration send a communication to the Freeholders stating those objections. Mayor Bieri said general language would say the Township opposes any amendments that would result in increased fees to property owners in town. Michael Siesta said they are expanding the benefits of the program to all county roads. Mr. Semrau said the first program names certain roads but this amendment said all roads. Councilman Signorino said he opposes the prohibitions contained in the amendments. Discussion ensued about specific language. Councilwoman Erik said Newark Watershed will not pay their share. Councilwoman Horton made a motion, seconded by Councilman Signorino and carried by unanimous roll call vote to authorize the administrator to finalize a resolution & communication to be read by Councilwoman Erik at the Passaic County meeting and presented to the board in opposition to the proposed corridor enhancement program amendments. Council President Erk asked that we speak with Freeholder Duffy. Consensus to have administrator call Freeholder Duffy & the Passaic County Administrator.</p>
4)	<p>Discussion: Random Woods – Councilman Signorino said that he has discussed this matter with Messrs. Semrau & Covelli a number of times. He has met with ATV users. He is seeking insurance coverage. There has not been a lot of progress but it is in the works. He would like to get coverage to allow for ATV use at Random Woods. The state is seeking bids for the operation of ATV</p>

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	<p>facilities. Mr. Semrau said that perhaps the Township could seek a proposal from a company to operate an ATV park on a municipal property. It would not be binding on the Township but would provide the information about what it would cost. It may bring awareness to the State that the Township is interested. Mayor Bieri said it has not been determined what property could be utilized and there would have to be ordinance amendments. The proper property would have to be delineated to have minimal impact on residents. Mr. Semrau said we could seek proposals using the format being used by the State just to determine if there is any interest. That will not address the current use at Random Woods and the issues there. He suggested asking the Township engineer if there is a site that is best suited. The Council gave consensus to have Mr. Semrau research this issue. Councilman Signorino asked if it is necessary to confiscate quads as part of enforcement and Mr. Semrau advised that law enforcement is not within the purview of the Council. Councilwoman Horton said that this is an attractive nuisance and there is liability to the Township. Mr. Semrau reminded Council that at last meeting it was determined that if this could not be resolved by this meeting, the facility at Random Woods will be bulldozed. Councilman Signorino agreed that the police should enforce the law and Council continue to move forward.</p>
5)	<p>Discussion: 2014 Budget Status Report – Administrator Gabbert said the only positive revenues are court and fire violations. He will work with the fire marshal to update fees. Expenditures are in line in all department.</p>

~ Resolution 2014 - 250 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY OPPOSING ANY INCREASED FEES TO THE RESIDENTS OF WEST MILFORD AS A RESULT OF AMENDING THE CORRIDOR ENHANCEMENT PROGRAM

WHEREAS, the governing body of the Township of West Milford has been notified that the Passaic County Board of Chosen Freeholders is planning to amend the Corridor Enhancement Program to include all County roads; and

WHEREAS, the existing Corridor Enhancement Program designates specific roads within the 16 municipalities as corridors; and

WHEREAS, this proposed amendment would designate all County Roads to be included in the Corridor Enhancement Program requiring a contribution or tax of \$20 per linear foot of frontage for all major subdivisions located on County Roads and site plans which come under the County Planning Board jurisdiction and are located on County Roads; and

WHEREAS, this proposed amendment could be costly to the taxpayers of the Township of West Milford given there are 35.39 miles of County Roads located within the township.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey are hereby opposed to amendments in the Corridor Enhancement Program that would increase fees to the residents of the Township of West Milford.

Adopted: July 16, 2014

Motion from Discussion Item #3)

Moved: Horton Seconded: Signorino
 Voted Aye: Unanimous voice vote.
 Voted Nay: None.
 Absent: Hensley, Dale
 Motion carried.

Agenda No. VIII

Public Comments

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

James Foody, 2 Kushaquia Trail North, Hewitt said he gave everyone on dais a packet containing information he received from Mr. Semrau from 2009. He outlined other information he provided. He cited some court decisions. He said the roads in his neighborhood were dedicated but never accepted. If a dedication is irrevocable, the Association cannot own the roads. He said there is a filed map from 1930, which is 84 years ago. The last section was dedicated over 70 years ago. He thinks it is clear, cut & dry; the roads are used by the public for over 20 years making them public roads. Lakeside Road Association

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asserts that they own the roads is incorrect. The public use for 80 years makes them public roads. He implored the Council to take action against Lakeside Road Association.

Martin Shenkman, 47 Twin Oaks Trail, Hewitt said that Lakeside takes no responsibility. They have conflicts of interest because the owner's wife is the corporate secretary. They tried to take him to court for putting concrete at the end of his driveway. They installed drainage without permits.

Doris Aaronson, 19 Bearfort Road, West Milford said she is speaking on behalf of the Health Advisory Board. The Board has taken it upon itself to provide education to residents. They want to enhance public education to increase compliance with regulations. It will help save money. If the public had a better understanding of local legislation they would comply to a greater extent. The Board has had 3 educational activities in the past 6 months. She listed them, explained their purpose, and gave statistics about turnout & results. She distributed data with results of surveys distributed at the septic presentations. Residents want public education, there are volunteers to provide education, and Council should focus on education for cost savings.

Michele Bonana, 363 Oak Ridge Road, Oak Ridge said there has been much discussion about CS&R covering costs. She does not understand why this is limited to CS&R. Is Council looking at all other departments? She is happy to have taxes contributed to recreation. Let residents make the cuts. She would preserve or expand the CS&R and cutting recreation decreases property values. She asked what Council has done to increase revenue. PAL has been in arrears for years. Why is this allowed? If Council takes ownership PAL should be ousted. CS&R can operate from PAL. In 2009 recreation was changed to CS&R to bring awareness to the services they provide. Outsourcing would increase costs making the programs unaffordable. CS&R has offered diverse & affordable programs. Let them continue.

Daniel Poeschl, 13 Somerset Place, West Milford read a new article about an Essex County Freeholder who was fined for not filing election reports. He said Councilman Signorino has not filed reports for last year's election campaign. For the primary, Mr. Signorino filed that he received a loan and on the last report filed he said he got a \$9,000 loan. Only three expenses were reported including a \$910 donation to Councilwoman Dale, which she did not report at all even though it is over the \$300 requirement. Transparency is important especially in this day & age.

Dan Jurkovic, Seymour Drive, West Milford said he has been reading in the paper lately comments from Councilmembers Dale, Hensley & Signorino regarding senior programs. He is floored at the comments. There appears to be a condescending attitude toward seniors. Cutting programs and issuing vouchers is demeaning. Council disingenuously negates the seniors. Seniors pay a lot in taxes and get little back in return. \$100,000 is 1/3 of 1% of the municipal budget. That will not make a difference in a tax bill. He will vote against anyone who votes to cut senior programs. Councilman Signorino, he said, ran as a "principled republican." Cutting senior programs is not a republican principle. Running candidates against republican candidates is not a republican principle. He suggested that Councilman Signorino should explain why he is supporting candidates in opposition to the republican candidates.

Michael Siesta, 505 Macopin Road, West Milford said there is a communication gap that the corridor enhancement meeting is being held next week and Council did not know. He lives on Macopin Road and if this is approved, he will never be able to improve his property. It has been two years since the Township got money for a dedicated cable TV channel. He put his name in to serve on the committee because this has gone on too long. He would like to see it move forward.

Marilyn Lichtenberg, 37 Hudson Drive, West Milford asked Council to approve resolutions 33 & 34 because there are savings to be realized. She hopes the Council maintains a dual recycling program. Our recycling rates are good and we want to enhance & improve recycling. She said it would be great to run all programs on the cable TV channel. She wanted to see the cable channel when she was on Council 4 years ago. She said it is taking too long. Many people ask about it. Senior citizens are big contributors to the tax base.

Gary Steele, North Glenwood Road, West Milford, www.westmilfordtv.com said that Council should decide if they want a CS&R department. The police department is not self-sustaining. DPW is not self-sustaining. It is an unrealistic expectation. Collect data, understand it, but do not ignore this is a department of government not here to make money. He said has been riding off roads for years. He raced as a youth. The property owners did not take out insurance; they wanted a liability waiver from those using their property. Anyone riding off road in West Milford on public property should simply be required to sign a liability waiver. There has been misinformation about what is legal or illegal for off road riding in West Milford. It is legal if you have property owner's permission. If the town gives permission and has liability waivers it would be okay for ATV riders to use the property. The most annoying off road riders are those who ride in small areas because of noise. If you have a larger area it is less intrusive. He urged the Council to get the cable TV channel running.

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Motion to close public comments.

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

Agenda No. IX

Council Comments

Councilman Signorino thanked Mr. Poeschl for advising him that his reports are not showing up online. He will rectify that.

Council President Erk said she has drawn up a resolution to establish a Cable TV committee. There has been a positive response for volunteers. It is straightforward. She is proposing a seven-member committee comprised of 5 citizen members & 2 council members effective until 12/31/14. In the past 3 months she & Councilwoman Erik have been attending JAG meetings. People are very interested. She made a motion to adopt the resolution and was seconded by Councilwoman Erik. Councilwoman Horton said she is interested in moving forward. Take out January 1 and just say reorganization meeting. Mayor Bieri read resolution 2014-249. Mr. Semrau said this is not in the code; it is just a new committee.

Council President Erk made a motion to adopt Resolution 2014-249 establishing a Cable TV Committee.

~ Resolution 2014 – 249 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ESTABLISHING A CABLE TV COMMITTEE

WHEREAS, there is a need for a Cable TV committee in the Township of West Milford; and

WHEREAS, the purposes of the Cable TV committee are:

1. Advise the Mayor & Council about recording, airing & broadcasting local events & meetings on a dedicated TV channel in accordance with the Cable TV Franchise Agreement approved by the Township Council in 2010.
 2. Recommend purchase & installation of necessary equipment & hardware to effectively operate a dedicated TV Channel for municipal purposes.
 3. Make recommendations for the airing of meetings & local events on a dedicated TV channel.
 4. Make recommendations for policies & procedures to be approved by the Township Council for the airing of meetings & events on a dedicated TV channel.
 5. Make recommendations to the governing body for public service & emergency announcements.
- and;

WHEREAS, the Cable TV committee shall be comprised of seven (7) members as follows:

- Five (5) citizen members to be appointed by the Township Council.
- Two (2) members of the Township Council who shall serve as liaisons and bona fide committee members.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford hereby establishes a Cable TV Committee for the purposes outlined above.

- a. One Council representative shall serve as chairperson of the Committee until December 31, 2014.
- b. The members of the committee shall serve until December 31, 2014.
- c. The continuing need for the Cable TV committee shall be reviewed by the Township Council at it's Re-organization Meeting and the committee shall cease to exist at that time unless re-established by Council resolution.

Adopted: July 16, 2014

Moved: Erik Seconded: Erik
Voted Aye: Erik, Erk, Signorino, Horton.
Voted Nay: None.

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Item	Description	Quantity	Used / New	Price when new
Shape sorter	tupperware	2	Used	\$10.00 each
Crepe paper	Large Assorted colors	1 case	New	N/A
Ball pit	47 ½ X 8'X Pentagon	1	Used	N/A
Dressing Frames	Zip/snap/button/tie	4 piece	Used	\$34.00
Pattern Beads	Assorted colors & shapes	1 container	Used	N/A
Krazy Kar	Kid powered ride on	2	Used	\$79.99 each
Puppet tree stand	Metal	1	Used	N/A
Cash register	Purple with scanner	1	Used	N/A
Hand Puppets	Assorted	4	Used	N/A
Match box cars	Assorted	1 container	Used	N/A
Expo White Board Cleaner	128 fl. Oz.	2	New	N/A
Wooden Scissor racks	Holds 24 scissors	2	Used	\$24.95 each
Fiskars scissors	5 inch right/left-handed	48	Used	\$3.75 each
Colorations stamper	Washable stamp pads	20	New	\$4.95 each
Colorations Sidewalk chalk	50 sticks	1	New	\$13.95
Kid's Craft Sidewalk chalk	20	1	New	\$3.31
Crayola White Board crayons	Jumbo 8 pack	1	New	\$4.79 each
Ticonderogo pencils	Beginners	6 packages	New	\$5.39 each
Pacon Ruled paper	Alternate dotted	2 packages	New	\$7.42 each
Sargent Best Buy crayons	Assorted	1	Used	\$28.44
Crayola crayons	Assorted colors & sizes	1	Used	\$69.54
Cones	5 ½ X 8 ½ tall	11	Used	N/A
Crayola Crayons	8 pack jumbo	3	New	\$10.38 each
Prang watercolors	Glitter	23	New	\$3.66 each
Prang watercolors	8 colors	36	New	\$3.66 each
Waffle blocks	Large size	1 case	Used	N/A
Waffle blocks	Small size	1 case	Used	N/A
Wooden blocks	Letter blocks	1 tray	Used	N/A
Wooden blocks	Number blocks	1 tray	Used	N/A
Tilt balance Board	Round wooden	1	Used	N/A

This Resolution shall take effect immediately.

Adopted: July 16, 2014

Agenda No. X 2

~ Resolution 2014 – 232 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SALE OF MUNICIPALITY-OWNED PERSONAL PROPERTY AND SEIZED OR ABANDONED PROPERTY HELD BY THE POLICE DEPARTMENT IN ACCORDANCE WITH THE TERMS AND CONDITIONS OUTLINED IN THE EXISTING AGREEMENT WITH PROPERTYROOM.COM. INC.

WHEREAS, the Township Council of the Township of West Milford did authorize the execution of a contract with PropertyRoom.com, Inc. for the on-line sale of municipal and seized property by virtue of resolution 2011-103 adopted on March 16, 2011; and

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:14-157, the Township of West Milford may sell any municipality-owned personal property at a public auction; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of seized or abandoned property held by the Police Department through the use of an online auction service; and

WHEREAS, the Police Department has complied with standard operating procedures with regard to seized or abandoned property pursuant to N.J.S.A. 2C:64-1 et seq. and N.J.S.A. 40A:14-157; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notices 2008-9 and 2008-21; and

WHEREAS, N.J.S.A. 40A:14-157 and the Division of Local Government Services' Local Finance Notice 2008-9 outline specific advertising requirements to provide for transparency and public participation in such sales; and

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WHEREAS, prior to the commencement of such sale, PropertyRoom.com Inc. shall confirm that the Township Clerk is appraised of all necessary information to provide such public notice and the date of sale shall be such that there is sufficient time within the law to advertise in the Township's official newspaper.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that the Township is hereby authorized to sell the municipality-owned, seized or abandoned property as indicated on Schedule A and Schedule B – Property Auction Manifest, on file in the office of the Township Clerk, on an online auction website entitled www.PropertyRoom.com; and

BE IT FURTHER RESOLVED, that the terms and conditions of the agreement entered into between PropertyRoom.com, Inc. and the Township of West Milford are available at www.PropertyRoom.com and in the Office of the Township Clerk; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded by the Township Clerk to the Division of Local Government Services, Department of Community Affairs, and that a notice will be published in the official newspaper in accordance with the requirements for same.

Adopted: July 16, 2014

		ATTACHMENT "A"	
QTY	DESCRIPTION	SERIAL #	WM FIXED ASSET INV. #
1 box/ 2 pieces	2 Dell Monitors	mx08r339476053cjabdv (1) cn-03rg4s46633-1bt-11ml (2)	1948 (1) 1808 (2)
1	Dell Precision 530	j4cvw01	1127
1	Dell Optiplex GX240	c4s5511	844
1 box/ 6 units	Dell 17" monitors		
1 box/ 7 units	Dell monitor stands		
1 box	Misc Dell monitors & stands		
1 box/15 units	Dell keyboards (used)		
1 box/ 9 units	Dell Ac Power Adapters & wires		
1 box/ misc	(2) power cords;(13) DVI cables; (3) VGA cables; (2) sets of 2 speakers; (15) mice; (4) USB-monitor cables		
1 box/ 7 units	Battery Back-ups model 35C (no battery)		
1	HP Scanjet 4370c printer		
1	HP Scanjet 5500c printer		
1	Panasonic KX-FL511	9kbwe380366	
1 box/ 7 units	monitor stands		
1	Dell Monitor D1028L	84779-jf8te68	
1	Dell Optiplex Gxa	D2697	
1	Umax S-12	21g0e6c1799	
1 box/ misc	(6) speakers; (1) telephone; (1) Trimble GPS unit	misc	
1 box	(14) VGA cables; (92) DVI cables (various lengths)	misc	
1 box/ 3 units	Dell monitor & computer stands		
1 box/ 7 units	Battery Back-ups (no batteries)		
1 box/ 3 units	Dell monitor & computer stands		
1 box	Misc Dell computer stand accessories		

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1 box/ 6 units	Dell moniter stands		
1 box/ 6 units	Dell moniter stands		
1 box/ 3 units	Sonic Wall Tele 3sp (firewalls)		
21	Glocksights		
37	Duty Holsters		
32	Off-Duty Holsters		
38	Magazine holders		
1	General Dynamics	22geg8032224825	
1	Motorola Radio Charger		2255
1	crate of mounts		
1	Microline 320 Printer		2003
1 box	(5) keyboards; (1) Scanjet		
1 box	assorted electronics; (3) flashlights		
1 box	software manuals; chargers		
	Fujitsu Lifebooks T4220	r8713051	
	Fujitsu Lifebooks T4220	r8713049	
	Fujitsu Lifebooks T4220	r8713052	
	Fujitsu Lifebooks T4220	r8713058	1977
	Fujitsu Lifebooks T4220	r8713057	1636
	Fujitsu Lifebooks T4220	r8713050	
	Fujitsu Lifebooks T4220	r8713056	
	Fujitsu Lifebooks T4220	r8713054	
	Fujitsu Lifebooks T4220	r8713053	
	Fujitsu Lifebooks T4220	r8116083	
	Fujitsu Lifebooks T4220	r8713055	
1box	(4) wetsuits & (1) dry w/ hoods; (4 boots for suits; (1) pair of gloves		
5	Scuba Tanks		
1 bag	(10) Bouyancy Compensators		
1 box	(7) Scuba masks		
1	Alarm Console		
1 bag	(3) plant Equipment Control Bank; (3) 911 Ali monitors		2028 (monitor)
1 box	assorted keyboards; monitor;camara; control panel; (2) headsets; misc		
45	MSA Millenium Masks		
4	Ballistic glass panels		
1	19" Panasonic monitor		2030
1	13" Realistic monitor		
1	IBM typewriter		2135
1 box	(2) 6 bank chargers; Tech Mics; (25) Motorola MT100s radios		2253; 2256
1	Mars Tower/plant 911 system		
4	2x4 table w/ legs		
1	Nextel desk phone/speaker		
1 box	intercom system; Identifier power supply; cable box; 7" monitor;At&T router		
1 box	assorted telephone equipment and switches		
1 box	assorted cables		
1	2003 white speed trailer	Vin# 1m9us11132d597150	
		ATTACHMENT "B"	

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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1	Speed 300b Scooter		
1	Rand 18 speed bike		
1	Fuji Blaster bike		
1	Mongoose KO bike		
1	Riviera 471 bike		
1	Swinn LeTour bike		
1	Rallye Trail Climber bike		
1	Next Power Climber bike		
1	Next Slumber Party bike		
1	Eastern bike		
7	Tires & Rims		

Agenda No. X 3

~ Resolution 2014 - 233 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AWARDING A CONTRACT FOR MARKETING OF RECYCLABLES TO TRINITY RECYCLING

WHEREAS, the Township of West Milford requested proposals from thirteen firms for the Marketing of Recyclables which included a request for a rebate based on a percentage of the Official Board Markets (OBM) ("Yellow Sheets") high published price (New York Area) with a per ton floor price for various grades of recyclables with the exception of the commingled recyclables having no commonly recognized index and received proposals from two firms; and

WHEREAS, the Director of Public Works has reviewed the proposals received and recommends award of a contract for the period of September 2014 until December 2015 with options to extend the contract for an additional two years, for the Marketing of Recyclables to Trinity Recycling of N.J. subject to the contract form being approved by the Township Attorney.

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

1. The Township Council hereby authorizes the Mayor and Township Clerk to execute a contract with Trinity Recycling of N.J., Inc. for the Marketing of Recyclables.
2. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: July 16, 2014

Agenda No. X 4

~ Resolution 2014 - 234 ~

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A FIVE YEAR CONTRACT FOR THE DISPOSAL OF TYPE 10 AND TYPE 13 SOLID WASTE TO WASTE MANAGEMENT OF NEW JERSEY, INC.

WHEREAS, the Township of West Milford solicited and received bids for a contract for Disposal of Type 10 and Type 13 Solid Waste; and

WHEREAS, the Township received three (3) sealed bids and said bids have been duly reviewed and analyzed by the Engineering Department and Township Attorney; and

WHEREAS, the Mayor and Township Council find and declare that the low bid received from Waste Management of New Jersey Inc. is compliant with the bid specifications in all relevant respects pursuant to the Local Public Contracts Law; and

WHEREAS, the Mayor and Township Council have determined that an award of the contract to the lowest bidder is in the best interests of the Township; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services said funds to be encumbered from 26-201-55-500-548.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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

1. The five (5) year contract for the Disposal of Type 10 and Type 13 Solid Waste is hereby awarded to Waste Management of New Jersey, Inc., 107 Silvia Street, Ewing, NJ 08628 in an amount not to exceed \$3,451,250.00
2. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with Waste Management of New Jersey, Inc. in accordance with its bid proposal and bid specifications for the Disposal of Type 10 and Type 13 Solid Waste for a five (5) year term.
3. This resolution and contract shall be available for public inspection in the office of the Municipal Clerk.

Adopted: July 16, 2014

Agenda No. X 5

~ Resolution 2014 – 235 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONSTRUCTION CONTRACT TO HASKELL PAVING, INC. FOR THE WESLEY DRIVE / EVELYN DRIVE CONCRETE CURB REPLACEMENTS PROJECT

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on July 3, 2014 at 10:00 am for Wesley Drive / Evelyn Drive Concrete Curb Replacements Project as per bid specifications; and

WHEREAS, the Township of West Milford received five (5) sealed bids on July 3, 2014 in accordance with the advertised date for acceptance of bids for this project; and

WHEREAS, said five (5) bids have been duly reviewed and analyzed by the West Milford Township Attorney and the Township Engineering Division; and

WHEREAS, the bid received from the low bidder Haskell Paving, Inc., in the amount of \$137,400.00 has been found to be 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 Chief Financial Officer has certified that the encumbrance for these services shall come from account number 04-215-55-821-004; and

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

1. The Township Council hereby awards a contract to Haskell Paving, Inc., 30 Greenwood Lake Turnpike, Ringwood, NJ 07456 for the Wesley Drive / Evelyn Drive Concrete Curb Replacements Project in an amount not to exceed \$137,400.00.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Haskell Paving, Inc. in accordance with its bid for said Wesley Drive/ Evelyn Drive Concrete Curb Replacements Project in the Township of West Milford.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: July 16, 2014

Agenda No. X 6

~ Resolution 2014 – 236 ~

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EXTENSION OF THE DUE DATE FOR THIRD QUARTER TAXES

WHEREAS, the 2014 tax rate was certified to the Collector of Taxes on July 2, 2014; and

WHEREAS, N.J.S.A. 54:4-66 provides that taxes are payable in quarterly installments on February 1st, May 1st, August 1st, November 1st, in each year; and

WHEREAS, N.J.S.A. 54:4-67 authorizes municipalities to provide a grace period not exceeding ten days without an additional charge for interest; and

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WHEREAS, the Collector of Taxes recommends the extension of the due date for the 2014 third quarter to be August 15, 2014 with the provision that the tax bills are mailed by July 11, 2014; and

WHEREAS, after the August 15, 2014 third quarter due date interest will be charged at the rate of 8% on the first \$1,500.00 and 18% on any remaining balance above \$1,500.00 and interest will be retroactive to the original due date.

NOW, THEREFORE, BE IT RESOLVED, that the proper officers be hereby authorized and directed to extend the 2014 third quarter tax due date to August 15, 2014 with the provision stated above.

Adopted: July 16, 2014

Agenda No. X 7

~ Resolution 2014 - 237 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES FOR THE 2014- 2015 LICENSE YEAR

WHEREAS, applications for renewal of Plenary Retail Consumption Licenses for the 2014- 2015 License year have been received and reviewed; and

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

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

- 1. The submitted applications are complete in all respects.
- 2. The applicants are qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.
- 3. The applicants have disclosed to the issuing authority the source of all additional financing obtained in the previous license year (July 1, 2013- June 30, 2014).

WHEREAS, the Police Department has recommended that the licenses be renewed to the current owners.

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

2014-2015 ACTIVE LICENSES
BLINI LLC t/a Blini Restaurant & Pizzeria 216 Cahill Cross Road, West Milford, NJ 07480 1615-33-023-005

Adopted: July 16, 2014

Agenda No. X 8

~ Resolution 2014 - 238 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES WITH CONDITIONS FOR THE 2014- 2015 LICENSE YEAR

WHEREAS, applications for renewal of Plenary Retail Consumption Licenses for the 2014- 2015 License year have been received and reviewed; and

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

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

- 1. The submitted applications are complete in all respects.
- 2. The applicants are qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.

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- The applicants have disclosed to the issuing authority the source of all additional financing obtained in the previous license year (July 1, 2013- June 30, 2014).

WHEREAS, the Police Department has recommended that the licenses be renewed to the current owners as active licenses with conditions.

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

LICENSEE	CONDITIONS
<p>WEST ORANGE LIQUOR LLC t/a Oak Ridge Pub & Liquors 62 Oak Ridge Road, Oak Ridge, NJ 07438 1615-33-001-009</p>	<p>1. The entire basement area is prohibited from the storage of any food, beverage, dry goods or other food related items due to chronic flooding conditions that have not been fully abated.</p>

Adopted: July 16, 2014

Agenda No. X 9

~ Resolution 2014 – 239 ~

RESOLUTION OF THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN ACCESS AGREEMENT WITH TRIPLE T CONSTRUCTION FOR SITE REMEDIATION

WHEREAS, the Township of West Milford is a member of the Environmental Joint Insurance Fund (EJIF); and

WHEREAS, the EJIF has retained the services of Betts Environmental & Alternative Fuel Services (Betts) to conduct a site remediation on Township property at 30 Lycosky Drive and the adjacent property owned by Triple T Construction; and

WHEREAS, to engage in the site remediation, an access agreement between the Township and Triple T Construction must be executed.

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

- The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract between Triple T Construction for the purpose of affording Betts Environmental & Alternative Fuel Services access to the property adjacent to 30 Lycosky Drive to engage in a site remediation
- This resolution and contract shall be available for public inspection in the office of the Municipal Clerk.

Adopted: July 16, 2014

Agenda No. X 10

~ Resolution 2014 - 240 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE THROUGH MCCPC CONTRACT MCCPC #15-F ITEM #2 FOR TWO (2) 2014 FORD F-550 4WD ALUMINUM DUMP BODY MASON DUMP TRUCKS FROM ROUTE 23 AUTOMALL

WHEREAS, the Township wishes to award a contract for the purpose of buying two (2) 2014 Ford F-550 4WD Aluminum Dump Body Mason Dump Trucks with heavy Duty Cab/Chassis 19,500 lbs GVW, Dual Rear Wheel, Body and Hoist combination for 17,500 lbs. GVW chassis

WHEREAS, the Director of Public Works has provided a recommendation to effectuate these purchases through MCCPC Contract No. #15-F Item #2 to Route 23 Automall; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from Account # 04-215-55-822-002 in the amount of \$69,662.10 each; and

WHEREAS, the total amount of the contract shall not exceed \$139,324.20;

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

1. The Township Council hereby authorizes the Director of Public Works to purchase two 2014 Ford F-550 4WD Aluminum Dump Body Mason Dump Trucks, in an amount not to exceed \$139,324.20, through MCCPC Contract #15-F Item #2 from Route 23 Automall, 1301 Route 23, Butler, New Jersey, 07405.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: July 16, 2014

Agenda No. X 11

~ Resolution 2014 – 242 ~

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

WHEREAS, the Township of West Milford is a member of the Morris County Cooperative Purchasing Council (State ID # 6-MCCoOp); and

WHEREAS, the Morris County Cooperative Purchasing Council has awarded Contract #36, Traffic Striping on Roadways to Denville Line Painting, Inc.

WHEREAS, said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40A:11 et seq., Local Public Contracts Law; and

WHEREAS, the Township of West Milford anticipates a need for Traffic Striping in 2014; and

WHEREAS, the Public Works department has reviewed the Morris County Cooperative Purchasing Council's contract and related specifications and has submitted a written recommendation for the Township of West Milford to purchase traffic striping on roadways through the Morris County Cooperative Purchasing Council, Contract #36 in an amount not to exceed \$125,000; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account number 4-01-26-290-623.

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 Department of Public Works to purchase Traffic Striping on Roadways, in an amount not to exceed \$125,000, through the Morris County Cooperative Purchasing Council, contract #36, to Denville Line Painting, Inc.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: July 16, 2014

Agenda No. XI

Consent Agenda

~ Resolution 2014 – 243 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PASSAGE OF A 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.

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

Resolutions:

- a. **2014-244** – Refund Overpayments
- b. **2014-245** – Refund Recreation Fees
- c. **2014-246** – Reinstate Taxes

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d. 2014-247 – Refund Other Liens

Applications:

1. Application for Off Premise Draw Raffle License #2014-28 by West Milford Elks Ladies Association for December 6, 2014

Adopted: July 16, 2014

Moved: Erik Seconded: Horton
 Voted Aye: Erik, Erk, Signorino, Horton.
 Voted Nay: None.
 Absent: Hensley, Dale
 Motion carried.

Agenda No. XI a.

~ Resolution 2014 – 244 ~

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
4901-29	Alyona Bertneski 150 Kitchell Lake Drive West Milford, NJ 07480	\$443.04	2012	5
4901-29	Alyona Bertneski 150 Kitchell Lake Drive West Milford, NJ 07480	\$455.48	2013	5
6203-4	Mark & Paulette Crevina 21 Cleveland Drive West Milford, NJ 07480	\$1,000.00	2014	1
TOTAL		\$1,898.52		

Adopted: July 16, 2014

Agenda No. XI b.

~ Resolution 2014 – 245 ~

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 Department of Community Services and Recreation be refunded:

Junior Field Hockey Camp		
Victoria Holm	131.00	Dana Brannan, 31 Brook Road, Hewitt, NJ 07421
Westbrook Pk. Coffee House Permit – Party		
Santana	150.00	Jillian Santana, 395 Macopin Rd, West Milford, NJ 07480
Teen Camp Session 2		
Mia Valentino	\$365.00	Robert Valentino, 5 Tioga Drive, West Milford, NJ 07480
Summer Arts		
Maighdlin	\$211	Michael Coar, 671 Lakeshore Drive, Hewitt, NJ 07421
Brooke	\$211	Cynthia Lippe, 240 Highcrest Dr, West Milford, NJ 07480
Gianna	\$221	Danielle Matthews, 42 Stone Ridge Dr, Ringwood, NJ 07456
Iris	\$221	Kathryn O’Neill, 72 Bartholdi Avenue, Butler, NJ 07405

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Jade	\$211	Jennifer Melito, 87 Circle Drive, Oak Ridge, NJ 07438
Megan	\$211	Rose Fantuzzi, 12 Renault Road, West Milford, NJ 07480
Madeline	\$221	Nicole Gilbert, 62 Pinewood Drive, Ringwood, NJ 07456
Kayla	\$211	Mary Freitas, 34 Oak Drive, Oak Ridge, NJ 07438
Amelia	\$211	Sue Taylor, 81 Witte Road, Hewitt, NJ 07421
Sarah	\$211	Cathleen Jones, 91 Witte Road, Hewitt, NJ 07421
Summer Arts		
Anna	\$221	Kathy Latini, 17 Pearl Street, Bloomingdale, NJ 07403
Mathilde	\$211	Carol Louer, 56 Rockburn Pass, West Milford, NJ 07480
Katherine	\$211	Chris Mekelburg, 694 Lakeshore Drive, Hewitt, NJ 07421
Kayli McGraw	\$211	Sara Weber, 35 Cleveland Drive, West Milford, NJ 07480
Tyler	\$211	Aimee Thenell, 24 Christine Court, West Milford, NJ 07480
Cassee	\$211	Heather Commoreto, 35 Papscoe Road, Hewitt, NJ 07421
Day Camp Session 2,4		
James H. Muth	\$840.00	Marion Krause, 79 Larchmont Drive, Hewitt, NJ 07421

Adopted: July 16, 2014

Agenda No. XI c.

~ Resolution 2014 – 246 ~

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

BLOCK/LOT	NAME	AMOUNT	YEAR	REASON
16701-3	Mary & Mario Garone	\$3,398.76	2013	1
16701-3	Mary & Mario Garone	\$6,168.50	2014	1
Total		\$9,567.26		

Adopted: July 16, 2014

Agenda No. XI d

~ Resolution 2014 – 247 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING 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 No.	Certificate Date	Block/Lot /Qual	Reimbursement Amount	Pay to the Lien Holder
12-0058	03/27/2012	03902-001	\$1,011.61	BRUCE CORBETT PO BOX 537 WEST MILFORD, NJ 07480
12-0088	03/27/2012	08601-001	\$6,382.16	KENAT INC 184 S. LIVINGSTON AVE SUITE 9-152 LIVINGSTON, NJ 07039
13-0061	03/19/2013	07615-011	\$22,024.17	LIEN TIMES LLC 203 STEPHENS ROAD WEST MILFORD, NJ 07480
13-0069	03/19/2013	07801-038.03	\$28,013.91	US BANK C/F NJ BOARDWALK LLC LOCKBOX #005191

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				PO BOX 645191 CINNCINNATI, OH 45264-5191
Grand Total			\$57,431.85	

Adopted: July 16, 2014

Agenda No. XII

Approval of Expenditures

~ Resolution No. 2014 - 248 ~

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	\$924,679.78
3	Reserve Account	4,046.86
2	Grants	3,264.35
6	Refunds	64,232.37
1	General Ledger	5,257,733.63
26	Refuse	159,534.20
4	Capital	29,998.00
19	Animal Control	12.81
19	Heritage Trust	1,390.34
19	Open Space Trust	0.00
19	Trust	1,971.90
19	COAH	0.00
16	Development Escrow	6,483.73
20	Library Trust	0.00
21	Assessment Trust	0.00
Total		\$6,453,347.97
Less Refund Resolution		-64,232.37
Actual Bill List		\$6,389,115.60
Other Payments		
Total Expenditures		\$6,389,115.60

Adopted: July 16, 2014

Agenda No. XIII

Reports of Mayor, Administrator, Council Members, Attorney and Clerk

Councilman Signorino thanked everyone who participated in or sponsored the tennis tournament. It was a great success. He encouraged anyone in the Township who wishes to contribute or participate next year to do so. He distributed a ballot question that he would like to see Council put on the November ballot. He did discuss it with the lobbyist to see if there are concerns. He said no. He also spoke to Mr. Semrau and he is asking for Council support. Councilwoman Erik said she has a problem with it. She read it. There is a coalition of all watershed communities who rallied around us to make this fair. This shows no regard for those communities. She cannot support this. Councilman Signorino said he is shocked. He represents West Milford and it is not a problem to represent the constituents. Mayor Bieri said the coalition will only be successful with unified support. She said the question does not appear to be a valid referendum. She explained what a referendum is by state statute. Councilwoman Horton said she likes the idea that we are trying to do something about the unfairness of this. If we are going to do anything, it would not be about the tax status applied to Newark Watershed. We are taking a broader approach about how the taxes are imposed on Newark Watershed. She would like to see the lobbyist have more time and keep the coalition whole. It should not be focused on the Newark Watershed. There is a broader and larger picture. Mayor Bieri said it is clear that everyone supports the concept and

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recognizes the injustice. This is not the way to do it. This is not a valid referendum. The governing body has no control over this and that excludes it from the referendum process. Councilman Signorino re-read the question. The idea would be to have voices of residents heard, he said. It may not be properly written or not comply with the law. He is looking to find a proper avenue to voice the sentiment. Councilwoman Erik said she agrees with the principle but not how it is written. Town after town joined with West Milford and our success is based on a unified front. Every watershed community is in the same boat. Councilman Signorino asked if we can change that part of it or ask Mr. Semrau to change it to make it acceptable. Mayor Bieri said it is not a valid referendum nor is it permissible. That is disingenuous to the voters. It carries no weight and you are leading residents to believe it has some merit. Councilwoman Erik said she would rather have a petition with hundreds of signatures. Councilman Signorino asked for consensus to have an extension of premises approved for a fundraiser at Valley View pending compliance with all regulations. He asked that the authority be bestowed upon the clerk. The municipal clerk advised that Valley View cannot receive an approval in time to meet state guidelines because they have not obtained their retail food establishment license so a recommendation cannot be issued from the health department.

Councilwoman Horton said there was an event called Grace Happens to support the special Olympic team. She commended Grace Nevins for all her hard work. She said that Friends of Wallisch asked that the public be notified about their activities this Saturday. There is material being stored in the barn and they are asking that it be removed. Mr. Gabbert will look into it. Councilwoman Horton said that one in five women will be a victim of sexual assault in her lifetime. The number is accurate. If you are one of those one in five reach out for help. The first semester in college is the red zone. The most dangerous time. Alcohol is the number one date drug. Help is available.

Councilwoman Erik has been attending many drug meetings and alcohol always comes up. Skylands Clean is holding fishing derby on July 26th. She announced a drug awareness reading contest. The Health Advisory Board is sponsoring a summer reading program to promote awareness about drug abuse. There is a list of books at the library. There are questionnaires. These books are eye opening.

Council President Erk said she receive a letter from freeholders inviting residents to attend this year's fair at Garret Mountain in August.

Mayor Bieri said we have a lot of volunteer organizations and she asked people to support them. Grace Nevin did a great job with her event. On Monday she had a wedding at Bubbling Springs. There were municipal services provided that would warrant a charge. Administrator Gabbert will look into that.

Administrator Gabbert said he is familiarizing himself with local issues.

Township Attorney Semrau asked that acquisition of a piece of property on Lycosky Drive be scheduled for a future executive session discussion as well as PAL and Triple T litigation. He said he would like to be ready to revisit watershed legislation at the next meeting. He is working with Mayor Bieri and Councilwoman Dale on guidelines for fire departments and they are getting input from Chief Storbeck & Commissioner Steines. He reached out to the Township's labor attorney to prepare for his assistance. Mr. Corrigan has submitted a favorable proposal and Mr. Semrau will bring it all back to the governing body. The library agreement has been signed and he should have an amendment to Hillcrest lease for the next meeting.

Agenda No. XIV

Appointments and Resignations

Councilwoman Horton nominated Council President Erk and Councilwoman Erik to the Cable TV Committee as Council liaisons, seconded by Councilman Signorino and carried by unanimous voice vote.

Council President Erk nominated Gary Steele, Michael Siesta, Daniel Poeschl, Edwin Gonzalez and David Frits as citizen members to the Cable TV Committee, seconded by Councilwoman Erik and carried by unanimous voice vote.

Councilwoman Horton made a motion to close nominations, seconded by Councilman Signorino.

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Agenda No. XV

Adjournment

There being no further business to come before the Council, the Township Council adjourned the meeting at 10:59 p.m.

Moved: Erik Seconded: Erk
Voted Aye: Unanimous Voice Vote.
Voted Nay: None.
Motion carried.

Approved: August 20, 2014

MAYOR BETTINA BIERI, PRESIDING OFFICER

ANTOINETTE BATTAGLIA, MUNICIPAL CLERK