
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: September 3, 2014
Time of Meeting: 6:30 pm
Minute Page No: Page 1 of 12

The Workshop 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 Workshop meeting was advertised in the Herald News in its issue of December 29, 2013 and January 5, 2014; 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.

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, Vivienne Erk, Michele Dale, Luciano Signorino, CarlLa Horton, Mayor Bieri.
Absent: None.
Also Present: Township Administrator Kenneth Gabbert, Township Clerk Antoinette Battaglia, Township Attorney Frederick Semrau.

Agenda No. II

Reading of or Approval of Minutes

None

Agenda No. III

Meetings

Mayor Bieri noted the future meeting schedule:

September 17, 2014 Regular Meeting;
October 1, 2014 Workshop Meeting
October 22, 2014 Regular Meeting

Agenda No. IV

Public Hearing

Open Space – Bubbling Springs Diversion – Linda Glosinski from the Land Conservancy of New Jersey provided a background as to why this diversion is necessary. She reviewed the compensation and the Green Acres requirements. Mr. Semrau said the open space inventory is very important. When you buy land and seek Green Acres funding that ROSI must be in order or funds could be jeopardized. He commended Linda for working with staff to reconcile and clean up the ROSI. Additionally, Green Acres was withholding close to \$1 million because of issues with the ROSI. Ms. Glosinski has cleaned it up and the money came to the Township. This action will put the ROSI in order and it will be certified by Green Acres. This was a difficult task to undertake and required a lot of research. Now the ROSI is in order. It is an accomplishment for the Township. Ms. Glosinski said the compensation piece was donated and thereby did not incur a municipal cost. This will expand the trail system. Councilman Hensley thanked Ms. Glosinski and asked for an explanation of the 20/1 ratio. Ms. Glosinski said value has a weight in addition to acreage. She explained the history of the Green Acres requirements back to 1982.

Mayor Bieri opened the meeting to the public to speak on this issue only.

Celeste Hampton, Macopin Road, West Milford said the property is contiguous to existing Green Acres land. She served on the original open space committee and this is exactly the type of property that they wanted to create connected trails. It would also allow for safe & free passage of wildlife. This type of acquisition keeps the wildlife away from residential areas. She said that next to the pond at Bubbling Springs there is an old carriage path. This property creates a wonderful connection to the carriage path and allows for hiking without having to walk on the roads. She said this is fantastic.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: September 3, 2014
Time of Meeting: 6:30 pm
Minute Page No: Page 2 of 12

Councilwoman Erik made a motion, seconded by Councilwoman Horton and carried by unanimous voice vote to close the public hearing.

Agenda No. IV 1

~ Resolution 2014 – 280 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY SUPPORTING THE STATE HOUSE COMMISSION PRE-APPLICATION TO THE NJDEP GREEN ACRES PROGRAM FOR DIVERSION OF 1.15 ACRES OF BUBBLING SPRINGS PARK

WHEREAS, Block 9001, Lot 10, is part of the West Milford Township’s Bubbling Springs which is encumbered with restrictions against disposal or diversion from recreation and conservation uses by the New Jersey Department of Environmental Protection’s Green Acres Program; and

WHEREAS, In 1988, the Township sold a 1.15 acre portion of lands from what was Block 9001, Lot 10, of the Bubbling Springs Park. This 1.15 acres of land was added to the adjacent lot (Block 9001, Lot 11), and

WHEREAS, the removal of Green Acres restrictions from parkland requires the approval of the Commissioner of the Department of Environmental Protection and the State House Commission pursuant to *N.J.A.C. 7:36-26*; and

WHEREAS, West Milford Township wishes to apply for approval for this past diversion of Bubbling Springs Park, which was a major disposal or diversion of parkland under *N.J.A.C. 7:36-26*; and

WHEREAS, as required by *N.J.A.C. 7:36-26.8*, West Milford Township held a scoping hearing on November 13, 2013, to solicit public comment on the prior 1.15 acre diversion of parkland from Bubbling Springs Park; and

WHEREAS, the next step in the application process for approval of a major disposal or diversion of parkland is the filing of a pre-application under *N.J.A.C. 7:36-26.9*; and

WHEREAS, in accordance with *N.J.A.C. 7:36-26.9(d)11*, it is necessary for West Milford Township to submit as part of the pre-application a Resolution endorsing the application to approve the prior diversion of parkland.

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

Green Acres Program, State House Commission Pre-Application
Local Parkland—Major Disposal/diversion

1. The West Milford Township Council endorses the filing of a pre-application for the Bubbling Springs Park diversion pursuant to *N.J.A.C. 7:36-26*;
2. The West Milford Township Council hereby submits the pre-application to rectify the prior diversion that occurred in the past, and;
3. The West Milford Town Council acknowledges that in order to obtain the approval of the Bubbling Springs Park Diversion, all substantive and procedural requirements of *N.J.A.C. 7:36-26* must be met, including compensation requirements at *N.J.A.C. 7:36-26.10*.

Adopted: September 3, 2014

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

Agenda No. V

Executive Session

~ Resolution No. 2014 – 281 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 3rd day of September 2014 that:

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: September 3, 2014
Time of Meeting: 6:30 pm
Minute Page No: Page 4 of 12

Agenda No. VII

Proclamations

Tabled to the Regular Meeting of September 17, 2014.

Agenda No. VIII

Public Comments

Angelo Juliano, Parkside Court, Wayne said he is in the process of transferring his license to Lakeside. He was before Council in May and now it is September. He asked for a status update.

Doris Aaronson, 19 Bearfort Road, West Milford said she is speaking as chair of the Board of Health. She read a letter sent to the Mayor & Council from an engineer complementing our health department. She is pleased to read this because many residents get annoyed at the health department because they make them keep septic updated.

Celeste Hampton, Macopin Road, West Milford said we have many excellent employees in town who should be compensated appropriately. She is here at the request of Reverend Rich Knox to invite Council & Mayor to some upcoming events. There was a recent fire behind the church when trees were downed after Sandy. Recently an industrious boy scout volunteered to remove trees. It was a miracle that no damage was done to the house or church. United Methodist Church will host a blessing of animals under some of the trees that survived. She urged residents to bring pets to be blessed. After that, the Royal Society of London for Improving Natural Knowledge is a society that promotes science. They serve as a scientific advisor to the British government. She outlined some of their accomplishments. Their president Dr. Shepherd will be at United Methodist Church on November 2nd. Come hear him speak.

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

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

Agenda No. IX

Council Comments

Mayor Bieri said there had been discussion about amending the Township code to allow for the siting of a liquor license. She asked for an update. The municipal clerk advised that she, a representative from the attorney's office, the new property owner and her business partner met with residents from Cottage Cove. An overview of the meeting was prepared and a memo sent to Council. If the Governing Body wanted to proceed, it requires an amendment to the code. Staff is awaiting Council direction. Councilwoman Dale said we have a responsible business owner at this time. If she sells we could get an irresponsible business owner. She asked if an exception can be made. Mr. Semrau said that the Council could establish guidelines to view each application based on merit. Councilwoman Horton said she is not in the business of picking & choosing who can operate a lawful business. She is open to amending the ordinance to eliminate the 2,500' for all licenses. It was first considered to prevent bar hopping. She opposes that because people drive from place to place and she does not want to restrict trade. She said what is good for one is good for all. She wants to provide business opportunities in this town. She would be thrilled to have a flourishing business like this. Mayor Bieri said in considering amending the ordinance Council should know that West Milford already has the maximum number of liquor licenses allowed by law. Councilman Signorino said that anyone who looked at that property knew this limitation existed. Councilwoman Horton said she does not see the point of the 2,500' limitation. She listened to the issue and has determined it does not make sense. Mayor Bieri said that most legislative changes occur because issues arise. The Council gave consensus to have an ordinance drafted to rescind the 2500' requirement for the placement of liquor licenses. Councilman Hensley said he agrees with Councilwoman Horton. He is embarrassed that this was not on the agenda sooner. It should be expedited so that the business can be operable. Councilwoman Horton said she is not singling out this one establishment. Her decision is from a broad perspective.

Councilwoman Horton said she is a member of the United Methodist Church and is excited about their upcoming events.

Councilman Signorino said he attended the Greenwood Lake Bi-State Commission's last meeting. They want a committee of Council members to confer with them about septic and how they affect the lakes.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: September 3, 2014
Time of Meeting: 6:30 pm
Minute Page No: Page 5 of 12

They are hoping for more enforcement. He said a Mom's group started the petition for Shop Rite. He asked that someone contact the Mom's group to start a petition to have McDonalds resolve the outstanding issue. Mayor Bieri noted that Mr. Inserra said it should be resolved in a couple of weeks. She suggested letting that time lapse. Administrator Gabbert said he will follow up with Mr. Inserra for a status update. Councilman Signorino said everyone seems business friendly which is good.

Agenda No. X

Discussion Items

1.	Resolution – Trails Master Plan – Administrator Gabbert directed Council to the Banish report which was submitted to the Environmental Commission. It has been through the Planning Board & Environmental Commission. Councilman Signorino said it seems like a good plan and everyone is excited. He favors it. The Council gave consensus to proceed to resolution.
2.	Resolution – Solid and Recycling Contract – Administrator Gabbert said he had specifications worked out but they lacked quality control. He is fine tuning that to have rapid response to resident complaints and control over recycling in garbage. He expects it will be revised soon.

Agenda No. XI

Action Items

Agenda No. XI 1

~ Resolution 2014 – 282 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ESTABLISHING AN ATV COMMITTEE

Councilwoman Horton made a motion seconded by Councilwoman Dale to place this resolution on the floor for discussion.

Councilman Signorino said he had volunteered to bring an ATV park forward. He said he read the resolution in the packet. He is concerned that it may be too specific. He said he thought we are trying to stay away from a committee of 3. If the Mayor wants to be on it she would be assuming a citizen spot. Mayor Bieri said it is not about having a vote but she would like to have input. Councilman Signorino said he placed another resolution on the dais which references an ATV and ORV park to better serve the Township. Mayor Bieri said there may be sufficient interest for more members. She asked if we there should be an EDC or chamber representative. Councilman Signorino said the preliminary plan is to get organized first and then expand to other groups. Mayor Bieri said the initial purpose would be to assist the Governing Body to get this in order. Councilman Signorino said in discussing this with knowledgeable people in town some may not be able to serve on a committee but can intend some meetings. Councilman Signorino said he prefers his resolution to keep it simple rather than the one that was in the packet. Mayor Bieri said there are components of the packet resolution that are appropriate. Mr. Semrau said that the resolution in the packet bestows specific direction on the committee from the Council. The group can always come back and ask for changes or more direction. Mayor Bieri said the first goal would be to determine what the parameters and needs would be. The municipal clerk said she drafted the resolution based on the specific direction given by Council at the last meeting. As instructed she sent a copy to Councilman Signorino in advance requesting any edits. She never heard back from him.

Motion to table to September 17, 2014.

Moved: Horton Seconded: Dale
Voted Aye: Erik, Hensley, Erk, Dale, Signorino, Horton.
Voted Nay:
Motion carried.

Mayor Bieri asked to move Resolutions 2014-283, 2014-284, 2014-285, 2014-286, 2014-287, 2014-288, 2014-289, 2014-290, 2014-291 and 2014-292 as one.

Moved: Erik Seconded: Horton
Voted Aye: Erik, Hensley, Erk, Dale, Signorino, Horton.
Voted Nay:
Motion carried.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: September 3, 2014
Time of Meeting: 6:30 pm
Minute Page No: Page 6 of 12

Agenda No. XI 2

~ Resolution 2014 – 283 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY TO AUTHORIZE AN AGREEMENT BETWEEN ROBERT SPARKES AND THE TOWNSHIP OF WEST MILFORD

WHEREAS, the Township has been named as a defendant in the matter of Robert Sparkes v. Township of West Milford, OAL Docket Number CSV 01333-2011N and Agency Docket 2011-2974; and

WHEREAS, the matter has been resolved and the settlement of same is recommended by Labor Counsel as being in the best interest of the Township of West Milford.

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

1. The matter of Robert Sparkes v. Township of West Milford, OAL Docket Number CSV 01333-2011N, Agency Docket 2011-2974 shall hereby be resolved and all matters relating to Mr. Sparkes and his employment with the Township of West Milford are hereby resolved and concluded.
2. The Township hereby agrees to remit the sum of \$94,738.75 in connection with this settlement.

BE IT FURTHER RESOLVED, that the Mayor is hereby authorized to execute the Settlement Agreement on behalf of the Township of West Milford.

Adopted: September 3, 2014

Agenda No. XI 3

~ Resolution 2014 – 284 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO FERRIERO ENGINEERING, INC. FOR THE WESTBROOK PARK – PHASE 2 PROJECT

WHEREAS, the Township of West Milford has received a grant from the Passaic County Open Space and Farmland Preservation Trust Fund for improvements to Westbrook Park – Phase 2; and

WHEREAS, the Township Council has previously matched the funding with a capital appropriation as required by the grant agreement; and

WHEREAS, a proposal was requested and received from Ferriero Engineering, Inc. for land surveying, plan preparation and construction management; and

WHEREAS, the Engineering Division has reviewed said proposal and recommends the award of a professional services contract to Ferriero Engineering, Inc. to provide these services; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for these services, said funds to be encumbered from accounts numbered 02-213-41-758-000; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements contained herein, the parties agree as follows:

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Ferriero Engineering, Inc., 180 Main Street, P.O. Box 571, Chester, NJ 07930, for professional engineering services for Westbrook Park – Phase 2 Project in an amount not to exceed \$34,000.00.
2. This contract is awarded as “Professional Services” pursuant to *N.J.S.A. 19:44A-20 et seq.* and the Local Public Contracts Law.
3. The total fee authorized for this contract shall not exceed \$34,000.00, without prior written approval of the Township Council.
4. That notice of this action shall be published in accordance with law and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: September 3, 2014
Time of Meeting: 6:30 pm
Minute Page No: Page 7 of 12

Adopted: September 3, 2014

Agenda No. XI 4

~ Resolution 2014 – 285 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO FERRIERO ENGINEERING, INC. FOR THE NOSENZO POND PARK PROJECT

WHEREAS, the Township of West Milford has received a grant from the Passaic County Open Space and Farmland Preservation Trust Fund for engineering of the Nosenzo Pond Park; and

WHEREAS, the Township Council has previously matched the funding with a capital appropriation as required by the grant agreement; and

WHEREAS, a proposal was requested and received from Ferriero Engineering, Inc. for land surveying, environmental permitting, plan preparation and construction management; and

WHEREAS, the Engineering Division has reviewed said proposal and recommends the award of a professional services contract to Ferriero Engineering, Inc. to provide these services; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for these services, said funds to be encumbered from accounts numbered 02-213-41-759-000; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements contained herein, the parties agree as follows:

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Ferriero Engineering, Inc., 180 Main Street, P.O. Box 571, Chester, NJ 07930, for professional engineering services for Nosenzo Pond Park in an amount not to exceed \$50,000.00.
2. This contract is awarded as "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the Local Public Contracts Law.
3. The total fee authorized for this contract shall not exceed \$50,000.00, without prior written approval of the Township Council.
4. That notice of this action shall be published in accordance with law and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: September 3, 2014

Agenda No. XI 5

~ Resolution 2014 - 286 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO EASTERN CONCRETE MATERIALS INC. FOR ICE CONTROL AGGREGATES

WHEREAS, the Township of West Milford solicited bids on August 22, 2014 for Ice Control Aggregates; and

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

WHEREAS, said bids have been duly reviewed and analyzed by the Department of Public Works; and

WHEREAS, the Department of Public Works has submitted a written recommendation for the award of this contract to Eastern Concrete Materials, Inc., 475 Market Street, Suite 302, Elmwood Park, NJ 07407; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and encumbrances for this purchase shall come from account number 01-201-26-294-348 from appropriations to be made in the 2015 budget; and

WHEREAS, after careful consideration the Governing Body has found it to be in the best interest of the Township to award a contract to Eastern Concrete Materials, Inc.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: September 3, 2014
Time of Meeting: 6:30 pm
Minute Page No: Page 8 of 12

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 awards a contract to Eastern Concrete Materials Inc., 475 Market Street, Elmwood Park, NJ for Ice Control Aggregate in an amount not to exceed \$131,240.00.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Eastern Concrete Materials, Inc. for Ice Control Aggregates.
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 Municipal Clerk.

Adopted: September 3, 2014

Agenda No. XI 6

~ Resolution 2014- 287~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO CARGILL INC., DEICING TECHNOLOGY BUSINESS UNIT FOR ROCK SALT

WHEREAS, the Township of West Milford solicited bids on August 22, 2014 for Rock Salt; and

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

WHEREAS, said bids have been duly reviewed and analyzed by the Department of Public Works; and

WHEREAS, the Department of Public Works has submitted a written recommendation for the award of this contract to Cargill Inc. Deicing Technology Business Unit, 24950 Country Club Blvd., Suite 450, North Olmsted Ohio 44070; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and encumbrances for this purchase shall come from account number 01-201-26-294-348 from appropriations to be made in the 2015 budget; and

WHEREAS, after careful consideration the Governing Body has found it to be in the best interest of the Township to award a contract to Cargill Inc. Deicing Technology Business Unit.

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 awards a contract to Cargill Inc. Deicing Technology Business Unit. for Rock Salt in an amount not to exceed \$531,165.00.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Cargill Inc. Deicing Technology Business Unit. in accordance with its bid for Rock Salt.
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 Municipal Clerk.

Adopted: September 3, 2014

Agenda No. XI 7

~ Resolution 2014 - 288 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC STATE OF NEW JERSEY REGARDING THE REPLACEMENT OF THE ROUTE 23 BRIDGE OVER PEQUANNOCK RIVER, HAMBURG TURNPIKE AND NYS&W RAILROAD

WHEREAS, the New Jersey Department of Transportation has begun Preliminary Engineering to replace the 80 year old Route 23 Bridge over Pequannock River, Hamburg Turnpike and NYS&W Railroad. This structure is commonly known to the area residents and others as the "High Crest Bridge"; and

WHEREAS, a Public Official's Briefing, followed by a Public Information center was held on June 9, 2014 at the Kinnelon Municipal Building as a pre-project information session; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: September 3, 2014
Time of Meeting: 6:30 pm
Minute Page No: Page 9 of 12

WHEREAS, a project presentation was made by New Jersey Department of Transportation representatives to the Mayor and Council of West Milford at the July 16, 2014 West Milford Council Meeting; and

WHEREAS, a discussion took place at each meeting exploring all aspects and ramifications of this structure now and well into the future; and

WHEREAS, Route 23 is a critical major artery for vehicular traffic between the northwest and northeast sectors of our state providing connection with other highway system routes such as Route 287, Route 80 and Route 46, eventually to the George Washington Bridge and the Lincoln Tunnel; and

WHEREAS, the consensus of the meeting attendees was in support of the total replacement of this structure.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey to hereby go on record in the support of replacing this most critical structure in the Route 23 Highway System Corridor.

Adopted: September 3, 2014

Agenda No. XI 8

~ Resolution No. 2014 – 289 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING RENEWAL OF POCKET PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-020-007 SAAGAR BEVERAGE, INC. FOR THE 2014-2015 LICENSE YEAR

WHEREAS, an application has been received for the renewal of Plenary Retail Consumption License No. 1615-33-020-007, having no sited premise, held by Saagar Beverage Inc.; and

WHEREAS, the Township Council has conducted a public investigation of the applicant as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control and

WHEREAS, as a result of that investigation the Township Council has determined the following:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A. B.C. laws and regulations.
3. The applicant has disclosed to the issuing authority the source of all additional financing obtained in the previous license year (July 1, 2012 - June 30, 2013).
4. Recommendations have been received in the Office of the Township Clerk from all applicable departments, wit conditions.
5. Licensee has received a Special Ruling from the Office of the Attorney General for the 2014-2015 license year.

WHEREAS, as a further result of the public investigation and upon the recommendation of the Police Department the license be renewed as a "Pocket" license with the following conditions:

1. Licensee must file a Place-to-Place Transfer of License to site.
2. Any proposed premises must be inspected and approved by the Police Department, Fire Marshal and Health Department before activating.
3. Food Handlers License must be current before issuance of License Certificate.
4. Certificate of Occupancy must be issued prior to opening if applicable.
5. Licensee must file an amendment to the current license application, pages 1, 2 and 11 of the 12-page application, within ten days before or after the opening of the business.

NOW, THEREFORE, BE IT RESOLVED that the application is hereby approved and the Township Clerk is authorized to endorse the renewal and hold the license certificate until activated per conditions referenced above.

Adopted: September 3, 2014

Agenda No. XI 9

~ Resolution 2014 – 290~

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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
 Date of Meeting: September 3, 2014
 Time of Meeting: 6:30 pm
 Minute Page No: Page 10 of 12

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. **2014-291** – Refund Police Department Fees
- b. **2014-292** – Refund Recreation Fees

Applications:

- a. Application for Off Premise 50/50 Raffle License #2014-36 by West Milford High School PTSO for December 18, 2014
- b. Application for Tricky Tray License #2014-37 by West Milford Basketball Booster Club for September 26, 2014.
- c. Application for Bingo License #2014-38 by West Milford Basketball Booster Club for September 26, 2014.
- d. Application for a Special Permit to Extend Licensed Premises by Spirits of Vreeland dba The Vreeland Store for October 19, 2014
- e. Application for a Special Permit to Extend Licensed Premises by Spirits of Vreeland dba The Vreeland Store for October 31, 2014

Adopted: September 3, 2014

Agenda No. XI 9a

~ Resolution 2014 - 291~

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

BE IT RESOLVED, by the Township Council of the Township of West Milford that, upon the report and request of the Chief of Police the following overpayment of traffic control and firearms ID Card fees be refunded:

Name & Address	Reason	From Account No.	Amount Refunded
Thomas R. Kooken 5 Bigelow Road Apartment #10 Newfoundland, NJ 07435	Firearms ID Card & Permit to Purchase	01-192-08-105-242 01-192-08-105-243	\$2.00 \$5.00
Park Pictures LLC 814 Fifth Avenue 8 th Floor New York, NY 10010	Traffic Services	19-295-56-120-328	\$177.23

Adopted: September 3, 2014

Agenda No. XI 9b

~ Resolution 2014 – 292 ~

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:

Travel Field Hockey (summer)		
Elizabeth	\$120.00	John Blake 2 Ormond Road Hewitt, NJ 07421

Adopted: September 3, 2014

Agenda No. XII

Approval of Expenditures

~ Resolution No. 2014 -293~

RESOLUTION APPROVING THE PAYMENT OF BILLS

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
 Date of Meeting: September 3, 2014
 Time of Meeting: 6:30 pm
 Minute Page No: Page 11 of 12

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	\$225,594.94
3	Reserve Account	1,563.91
2	Grants	18,434.81
6	Refunds	340.00
1	General Ledger	0.00
26	Refuse	103,470.10
4	Capital	13,095.00
19	Animal Control	274.10
19	Heritage Trust	0.00
19	Open Space Trust	2,000.00
19	Trust	4,251.11
19	COAH	0.00
16	Development Escrow	0.00
20	Library Trust	0.00
21	Assessment Trust	0.00
Total		\$369,023.97
	Less Refund Resolution	-340.00
	Actual Bill List	\$368,683.97
	Other Payments	
	Total Expenditures	\$368,683.97

Adopted: September 3, 2014

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

Agenda No. XIII

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

Councilwoman Erik said the 9/11 ceremony is at 7 pm on September 11th. On September 25th the Living Word Church will have free CPR classes at 7 pm.

Councilman Hensley reminded everyone that there will be a town wide garage sale on 9/26, 27 and 28. Permit requirements & sign requirements have been waived. Please participate.

Council President Erk said the Cable TV committee is on target to have emergency announcements begin right after the cable drop. She passed out a draft resolution for Council & counsel review which would authorize activation of the community board. She asked for consensus to have this resolution on the agenda for action at the next meeting. She said our two assembly people have signed our Highlands petition. She read Assemblyman Weber's comments when he signed. She read Assemblywoman DeCrocce's press release that addressed the inequity in the Highlands Act.

Councilwoman Dale reminded everyone that ALF is on 10/11. Volunteers are needed. Please go to the ALF website. 953 people have signed the petition. She asked everyone who signed to ask five more people to sign. She hopes the papers pick this up and do articles.

Councilman Signorino said the Greenwood Lake Bi-State Commission is interested in a subcommittee to discuss the septic ordinance and its impact on the lake. They want to help. Mr. Semrau suggested that maybe they should meet with the health officer. He has had other attorneys contact him saying the ordinance sets a high standard. Perhaps they should meet with the health officer to determine how he

