

**MINUTES
BOROUGH OF NEW MILFORD
7:00 PM WORK SESSION
Monday, October 6, 2014**



WORK SESSION:

Mayor Subrizi read the Open Public Meeting and Mission Statements.

Councilman Diego Robalino	Present
Councilman Austin Ashley	Present
Council President Randi Duffie	Present
Councilman Dominic Colucci	Present
Councilwoman Hedy Grant	Present
Councilman Michael Putrino	Present
Mayor Ann Subrizi	Present

Also Present: M. Leibman, Borough Attorney; C. Demiris, Administrator/Borough Clerk

Council President Duffie made a motion to go into closed session. Councilman Colucci seconded the motion. All present in favor, none opposed.

CLOSED SESSION:

1. Litigation – David Pack
2. DPW Superintendent Candidates
3. Potential Litigation – Solid Waste
4. Blue Acres – Potential Acquisition
5. Pension/Retirement Liability
6. Review of Closed Session Minutes – 9/22/14

At the conclusion of the closed session, Councilwoman Grant made a motion to return to open session. Councilman Putrino seconded the motion. All present in favor, none opposed.

OPEN SESSION:

Mayor Subrizi made that resolution 2014:255 was added to the agenda, awarding the solid waste bid to Joseph Smentkowski, Inc.

1. OEM

Councilman Putrino said the Office of Emergency Management is not codified in the Borough ordinances. He said he reviewed the ordinances from a few other towns and believed the ordinance from Westwood is a good model for New Milford. He provided a draft of the proposed ordinance and asked for the Council to authorize the Borough Attorney to formalize the draft for introduction. All present agreed. Councilwoman Grant said the position of incident commander should be defined.

Mayor Subrizi said she would be resigning from the OEM position as soon as a successor could be found. Council President Duffie asked if Chief Papapietro would assume the

position until a replacement is named. Mayor Subrizi said she would continue to hold the position until a successor is named.

The Council discussed a stipend for the position and agreed the range should be from \$1,000 to \$4,750. The salary ordinance will be updated accordingly.

2. Best Practices Checklist

The Administrator Clerk referenced the previously distributed checklist. She said the state requires that it be discussed at a meeting and that the inventory results and the certification of the Chief Administrative and Chief Financial Officer be stated in the minutes. She said the results were 88 out of 100 which provides for full funding. She said one item was listed as perspective in the inventory, the concept of incentivizing employees not to take medical benefits, and it has been listed for discussion at the November work session. Councilman Putrino asked about question 17, noting it was red but the answer was yes. The Administrator explained it is red because it is a repeat question from a previous year but we answered affirmatively as we are doing what is required.

3. BCOS Application – Docks or Prospect Park

The Administrator said since the previous meeting a suggestion had been made to consider improvements to Prospect Park to include refinishing the basketball court, installing a new fence and providing new trash receptacles.

Regarding the previous suggestion of docks at Hardcastle Pond she reported the docks are made of polyethylene, they are long lasting and do not need to be removed during winter. She additionally reported on the engineering fees associated with the installation of the docks: Design - \$5,000; DEP Flood Hazard Area Wetland Permit - \$7,500; Construction Inspection - \$6,000; DEP Permit - \$1,800. She said the permit would take approximately six months to obtain.

The Administrator said the estimate for the Prospect Park Improvements came in at approximately \$94,000 for which we could expect to receive half that amount in a grant. Ms. Casey said this is a good application but she was of the understanding that we would be adding a picnic area or planting area for seniors. The Administrator said neither she nor the Recreation Director were aware of the picnic/planting area and we are now approaching the deadline for the application. She said we need to have an ad in the newspaper by October 12th to advertise a public hearing on the application to take place at the public meeting on October 27th. The Council unanimously agreed to proceed with the application for Prospect Park.

Council President Duffie said she did have a conversation with Ms. Casey regarding the Prospect Park Improvement and Ms. Casey is of the mind that if you include a number of elements to reach a number of groups the application will score better. Councilman Putrino suggested painting two shuffle board courts between the two basketball courts, which could be done for the cost of paint.

Mayor Subrizi said the natural grade of the hill at Prospect Park has been destroyed to make the park. She suggested the grade should be restored in order to alleviate the flooding that plagues the park.

4. Municipal Drug Alliance

Councilman Robalino outlined the setbacks that have befallen the Drug Alliance over recent years – cancellation of carnivals, low attendance at middle school dances and difficulty recruiting members to serve on the committee. He said they do not feel they have the support of the town as a whole. He said there are only six active members and three are not planning to return next year. He said the committee has tried to work with the schools to recruit members and they are looking to the Mayor and Council for suggestions on how to keep the committee going.

Mr. Leibman suggested reaching out to the County Prosecutor, noting they have a budget for programs. He also suggested reaching out to people one-on-one to people by asking the school for names of involved parents. He suggested asking the Prosecutor to come in to speak to the committee. Council President Duffie suggested doing it at a joint meeting with the three PTOs and the Drug Alliance.

Councilman Colucci suggested the Mayor and Council could reach out to friends and family to ask them to volunteer.

5. Resolution in Support of the NJ Constitutional Amendment to the regarding Open Space
Councilwoman Grant said she brought the resolution to the Council for their consideration; the intent is to encourage people to vote yes to increase the amount of money dedicated to preserving open space. The resolution was added to the agenda as resolution 2014:256.

6. Approval of September 22, 2014 Closed and Work/Public Session Minutes
Councilman Putrino made motion to approve the minutes of the September 22, 2014 Closed and Work/Public Session minutes. Councilman Robalino seconded the motion. The motion passed without a roll call. All present in favor, with the exception of Councilman Ashley who abstained.

7. Administrator's Report

The Administrator referenced the request from the Acting DPW Superintendent to buy an enclosed trailer with money remaining from the capital appropriation for a pick-up truck. She said she spoke with the bond attorney and the re-appropriation could be added to either the DOT or CDBG bond ordinances he would be preparing for the next meeting at no additional charge. The Council had no objection to the re-appropriation and purchase of the trailer.

The Administrator reported she had received a request from the NMEF regarding lawn signs for the upcoming 10K. They have asked for permission to place the signs in prominent locations on Borough property. The Council agreed they could place the signs on the borough property at the intersection of River Edge Avenue and River Road and also at the Borough Hall.

The Administrator reported on a meeting she attended on September 19th with PSE&G. The purpose of the meeting was to give the town advance notice of gas line replacements that will be made in flood affected areas. She said the work would not begin until at least the spring of 2015. She said that PSE&G will pave curb to curb in any area that they need to dig up if it has recently been paved. They will be replacing cast iron with plastic and they expect the main line replacement to go quickly. She said the second topic addressed at the meeting was

the plan for the improvements to the New Milford substation. They will be building a gas insulated substation (GIS) building with dimensions of 100' x 120'. They will be making an application to the zoning board because the height of the building will be 40' where 35' is allowed. In addition to the GIS building they will be raising the transformers.

The Administrator said Mr. Conley was prepared and planned to attend this meeting with revisions as discussed at the September work session. Due to the heavy agenda he was rescheduled to the November work session. He will be forwarding information in advance of that meeting.

The Administrator reported the borough offices would be closed on Monday, October 13th in observance of Columbus Day and she would also be out of the office on October 16th and 17th.

Councilman Putrino said he would not be able to attend the 10/27 meeting as he will be out of town on business.

Council President Duffie said George DePalma of Dorchester Apartments is retiring and therefore stepping down from the Rent Leveling Board. Mr. DePalma has asked that Jack Linefski of Value Realty be appointed to replace him as the landlord representative. The appointment will be listed on the 10/27 agenda.

Councilman Colucci presented a letter of support for the safety improvements at the intersection of Berkley Street and Graphic Boulevard. He said he is expecting four additional letters and will forward them upon receipt. The letters will be forwarded to the grants consultant for inclusion in the application for the grant.

Councilman Colucci asked that the Council consider funding a new alarm system for NMFD Co. #2 in the 2015 capital budget. He said it will cost between \$5,000 and \$7,000 to fix and remount the old system and a new system can be purchased for approximately \$17,000. He said the new system would be friendlier to the neighbors as well.

Councilman Putrino commented on the recently completed micro-surfacing and said Concord, Myrtle and Baldwin look good but Sutton has a lot of marks from all of the turnarounds that take place in front of the school.

INTRODUCE ORDINANCE 2014:25

BOND ORDINANCE TO AMEND SECTIONS 4, 5, 6, 7, 8, 10 AND 11 OF THE BOND ORDINANCE (ORD. NO. 2013:06) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$4,705,100 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION, TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION

OF THE ISSUANCE OF SUCH BONDS AND TO AMEND BOND ORDINANCE NO. 2012:07 ADOPTED ON MAY 14, 2012," ADOPTED ON MAY 29, 2013.

Councilman Colucci made a motion to introduce this ordinance on the first reading. Council President Duffie seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

The ordinance will be advertised and a public hearing will be held on October 27, 2014.

INTRODUCE ORDINANCE 2014:26

AN ORDINANCE TO AMEND CHAPTER VII OF THE ORDINANCES OF THE BOROUGH OF NEW MILFORD ENTITLED "TRAFFIC", THEREBY AMENDING SUBSECTION 7.9 ENTITLED "BUS STOPS"

Councilman Colucci made a motion to introduce this ordinance on the first reading. Councilman Putrino seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

The ordinance will be advertised and a public hearing will be held on October 27, 2014.

RESOLUTIONS:

- 2014:238 Closed Session
- 2014:239 Payment of Bills and Vouchers
- 2014:240 Authorize refund of duplicate tax payment – Various Blocks and Lots
- 2014:241 Endorse Application for Bergen County Community Development Grant of \$115,000 – Berkley Street Improvements
- 2014:242 Authorize Capital Alternatives to make application on behalf of the Borough – Bergen County Community Development Block Grant FY 2015 Berkley Street Improvements
- 2014:243 Approve Introduction of Bond Ordinance 2014:25 to Amend Ordinance 2013:06
- 2014:244 Approve 2014 Capital Budget Amendment
- 2014:245 Approve Raffle License 2014:24 – Woman's Club of New Milford – On-Premise Merchandise
- 2014:246 Approve Raffle License 2014:25 – New Milford Jr. Football – Off-Premise Merchandise
- 2014:247 Approve Raffle License 2014:26 – NMHS PTO – Calendar Raffle
- 2014:248 Approve Raffle License 2014:27 – New Milford Education Foundation – Off-Premise 50/50
- 2014:249 Approve Raffle License 2014:28 – David E. Owens PTO – Off-Premise 50/50
- 2014:250 Approve Transfer of Plenary Retail Consumption License #0238-33-005-007 to Main Street Hospitality, LLC
- 2014:251 Appoint P/T Tax Assessor – Patrick Wilkins CTA #2274
- 2014:252 Award three-year contract to purchase the Borough's recyclables to Atlantic Coast Fibers, LLC
- 2014:253 Authorize Mayor to sign agreement for Municipal Collection Service with Williams, Alexander & Associates, Inc.

- 2014:254 Authorize Mayor to sign agreement with George A. Koteen Associates, Inc. – Utility Audit
- 2014:255 Award one (1) year contract, with four (4) one-year options for the Complete Solid Waste Collection Services to Smentkowski, Inc.
- 2014:256 Support Amendment to the New Jersey Constitution Increasing the Amount of Monies Set Aside for the Purchase and Preservation of Open Space.

Resolution 2014:239 was pulled from the consent agenda.

COMMENTS FROM THE PUBLIC

Councilman Putrino made a motion to open the meeting for public comment. Councilman Colucci seconded the motion. All present in favor, none opposed.

Ulises Cabrera – 659 Columbia Street. Mr. Cabrera called attention to the lack of handicap ramps at Prospect Park and suggested adding handicap parking at the lot across the street from the park.

Councilwoman Grant made a motion to close to the public. Councilman Robalino seconded the motion. All present in favor, none opposed.

VOTE ON RESOLUTIONS

Councilman Robalino made a motion to approve the consent agenda consisting of resolutions 2014:238 and resolutions 2014:240 through 2014:256. Councilman Colucci seconded the motion. All present in favor, none opposed.

Councilman Colucci made a motion to approve resolution 2014:239. Council President Duffie seconded the motion. The motion passed on a roll call vote as follows:

For the motion: Robalino, Duffie, Colucci, Grant, Putrino

Against the motion: Ashley

Abstain: None

ADJOURNMENT

Councilman Colucci made a motion to adjourn. Councilwoman Grant seconded the motion. All present in favor, none opposed. Time 11:22 PM.

Respectfully submitted,

Christine Demiris, RMC, CMC
Borough Clerk

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:238

Offered by: One Man

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, the Open Public Meetings Act, P.L. 1975, Chapter 231 permits the exclusion of the public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exist; and

WHEREAS, the Governing Body wishes to discuss:

1. Litigation – David Pack
2. DPW Superintendent Candidates
3. Potential Litigation – Solid Waste
4. Blue Acres – Potential Acquisition
5. Pension/Retirement Liability
6. Review of Closed Session Minutes – 9/22/14

WHEREAS, minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW, THEREFORE BE IT RESOLVED that the public be excluded from this meeting.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Dennis

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:239

Offered by: 

Seconded by:

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY		✓		
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, the claims and accounts listed below, have been authorized by the CFO, and found correct.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council hereby authorize the payment of these claims, and that warrants be drawn therefore when funds are available in the aggregate amount of \$3,333,296.10.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL



BOROUGH OF NEW MILFORD

Bill list

SEPTEMBER 23, 2014

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PANORAMA TOURS, INC.	795.00	INV.30635 BUS FOR SENIOR TRIP TO	SENIOR	5621
Total fund:	01	Current		795.00

Total Bill List: 795.00

BOROUGH OF NEW MILFORD
Bill list
SEPTEMBER 16-30, 2014 PAYROLL

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PAYROLL	29921.61	SEPTEMBER 16-30, 2014 PAYROLL	RECEIVABLE:	5622
PAYROLL	1562.50	SEPTEMBER 16-30, 2014 PAYROLL	GENERAL	5622
PAYROLL	3625.00	SEPTEMBER 16-30, 2014 PAYROLL	MAYOR &	5622
PAYROLL	1875.00	SEPTEMBER 16-30, 2014 PAYROLL	MAYOR AND	5622
PAYROLL	8677.38	SEPTEMBER 16-30, 2014 PAYROLL	MUNICIPAL	5622
PAYROLL	7257.64	SEPTEMBER 16-30, 2014 PAYROLL	COLLECTION	5622
PAYROLL	1393.49	SEPTEMBER 16-30, 2014 PAYROLL	ASSESSMENT	5622
PAYROLL	833.33	SEPTEMBER 16-30, 2014 PAYROLL	ASSESSMENT	5622
PAYROLL	22.50	SEPTEMBER 16-30, 2014 PAYROLL	ZONING	5622
PAYROLL	5631.98	SEPTEMBER 16-30, 2014 PAYROLL	CODE	5622
PAYROLL	3438.89	SEPTEMBER 16-30, 2014 PAYROLL	HEALTH	5622
PAYROLL	810.23	SEPTEMBER 16-30, 2014 PAYROLL	POLICE	5622
PAYROLL	8873.12	SEPTEMBER 16-30, 2014 PAYROLL	POLICE	5622
PAYROLL	4942.77	SEPTEMBER 16-30, 2014 PAYROLL	POLICE	5622
PAYROLL	18555.99	SEPTEMBER 16-30, 2014 PAYROLL	POLICE	5622
PAYROLL	155037.11	SEPTEMBER 16-30, 2014 PAYROLL	POLICE	5622
PAYROLL	642.44	SEPTEMBER 16-30, 2014 PAYROLL	POLICE	5622
PAYROLL	512.50	SEPTEMBER 16-30, 2014 PAYROLL	FIRE S/W	5622
PAYROLL	482.99	SEPTEMBER 16-30, 2014 PAYROLL	UNIFORM	5622
PAYROLL	535.92	SEPTEMBER 16-30, 2014 PAYROLL	PUBLIC	5622
PAYROLL	50570.93	SEPTEMBER 16-30, 2014 PAYROLL	PUBLIC	5622
PAYROLL	600.00	SEPTEMBER 16-30, 2014 PAYROLL	PUBLIC	5622
PAYROLL	465.48	SEPTEMBER 16-30, 2014 PAYROLL	RECYCLING	5622
PAYROLL	1609.96	SEPTEMBER 16-30, 2014 PAYROLL	RECYCLING	5622
PAYROLL	3426.28	SEPTEMBER 16-30, 2014 PAYROLL	PUBLIC	5622
PAYROLL	4729.34	SEPTEMBER 16-30, 2014 PAYROLL	BOARD OF	5622
PAYROLL	2210.85	SEPTEMBER 16-30, 2014 PAYROLL	RECREATION	5622
PAYROLL	5065.51	SEPTEMBER 16-30, 2014 PAYROLL	SENIOR	5622
PAYROLL	0.00	SEPTEMBER 16-30, 2014 PAYROLL	LIBRARY	5622
PAYROLL	20730.95	SEPTEMBER 16-30, 2014 PAYROLL	LIBRARY	5622
PAYROLL	6994.63	SEPTEMBER 16-30, 2014 PAYROLL	MUNICIPAL	5622
PAYROLL	1000.00	SEPTEMBER 16-30, 2014 PAYROLL	PUBLIC	5622
PAYROLL	1477.14	SEPTEMBER 16-30, 2014 PAYROLL	TITLE III -	5622
PAYROLL	8935.76	SEPTEMBER 16-30, 2014 BORO SOCIAL	SOCIAL	5623
PAYROLL	4760.53	SEPTEMBER 16-30, 2014 BORO	SOCIAL	5624

Total fund: 01 Current 367209.75

Total Bill List: 367209.75

BOROUGH OF NEW MILFORD**Bill list****OCTOBER 6, 2014**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NEW MILFORD-TEANECK LODGE	160.00	REFUND RAFFLE LICENSE FEE	BORO CLERK	5625
SANCHEZ, JOSE M.	1950.92	BL.114 LT 32 REFUND TAX	TAX	5626
DOMINGUEZ, RAUL & KAREN	2286.52	BL. 405 LT. 20 REFUND TAX	TAX	5627
VINCI, ANTHONY & LINDA	2734.20	BL.811 LT. 10 REFUND TAX	TAX	5628
LOPEZ, YOE & BENAVIDES,	2239.20	BL. 818 LT.11 REFUND TAX	TAX	5629
CORELOGIC REAL ESTATE TAX	1718.36	BL.907 LT. 5 634 HARVARD	TAX	5630
FISCHER, ROBERT M. & NANCY	1872.59	BL.915 LT. 4 230 MONMOUTH	TAX	5631
PAKOVICS, WILLIAM & CLAUDIA	2227.89	BL.1009 LT. 19 REFUND TAX	TAX	5632
CALAFIORE, DAVID J. &	2177.02	BL.1112 LT. 18 REFUND TAX	TAX	5633
NEW MILFORD BOARD OF	2451019.17	OCTOBER 2014 SCHOOL APPROPRIATION	SCHOOL	5634
NELSON-PATTERSON AGENCY,	1065.32	US LIFE INSTALLMENT - NOV	INSURANCE	5635
MEDICAL INSURANCE EMPLOYEE	753.75	MEDICAL REIMBURSEMENT - BAKER	INSURANCE	5636
TERRI L. SMITH, MD, PA	437.50	9/23/14 3.5HRS CHC	BOARD OF	5637
JOHN P. PAMPALONI JR.	395.00	OCTOBER 2014 NJDEP LICENSES SEWER	PUBLIC	5638
SIMIE WEINBERGER	125.00	9/17/14 CEREBRAL GYMNASTICS CLASS	SENIOR	5639
KEVIN J. VAN SADERS	86.49	REIMB. CLOTHING PURCHASES	POLICE	5640
ALAN SILVERMAN	150.00	LIFE MEMBERS EXPENSE TO NJ FIRE	FIRE 0/E	5641
RICHARD NEUNER, SR.	150.00	LIFE MEMBERS EXPENSE TO NJS FIRE	FIRE 0/E	5642
ORGE SAIGH	150.00	LIFE MEMEBER NJ STATE FIRE CONV.	FIRE 0/E	5643
LAUL STUCKE	150.00	LIFE MEMBERS EXPENSE TO NJS FIRE	FIRE 0/E	5644
JAMES TUFARO	150.00	LIFE MEMBERS EXPENSE TO NJS FIRE	FIRE 0/E	5645
WILLIAM DREW	150.00	LIFE MEMBERS EXPENSE TO NJS FIRE	FIRE 0/E	5646
RALPH LEONARDI	150.00	LIFE MEMBERS EXPENSE TO NJS FIRE	FIRE 0/E	5647
ROBERT RYAN	150.00	LIFE MEMBERS EXPENSE TO NJS FIRE	FIRE 0/E	5648
RONALD STOKES	150.00	LIFE MEMBERS EXPENSE TO NJS FIRE	FIRE 0/E	5649
CRAIG MAIOCCHI	150.00	LIFE MEMBERS EXPENSE TO NJS FIRE	FIRE 0/E	5650
DAVID STORMER	150.00	LIFE MEMBERS EXPENSE TO NJS FIRE	FIRE 0/E	5651
JOSEPH MC NULTY	150.00	LIFE MEMBER EXPENSE TO NJS FIRE	FIRE 0/E	5652
RICHARD J. ABRAHAMSEN, ESQ.	262.50	INV.2014-15 RESOLUTION-MASTER PLAN	PLANNING	5653
RICHARD J. ABRAHAMSEN, ESQ.	225.00	INVOICE # 2014-16 RESOLUTION	PLANNING	5654
BOSWELL MCCLAVE ENGINEERING	186.00	INVOICE # 85394 7/14/14 NM609 -	PLANNING	5655
BOSWELL MCCLAVE ENGINEERING	543.00	INV # 80308 11/21/13 NM609 SOIL	PLANNING	5656
BOSWELL MCCLAVE ENGINEERING	176.00	INV.86687 8/26/14 NM625 ATTEND	ENGINEERING	5657
PHILLIPS PREISS GRYGIEL LLC	290.00	INV.19281 8/4/14 COAH	LEGAL	5658
STAPLES ADVANTAGE	155.51	INV.3242597725	MUNICIPAL	5659
INFOCROSSING, INC.	331.18	INV. 5011811 7/15/14 1/2 YR TAX	COLLECTION	5660
OFFICE BUSINESS SYSTEMS	0.00	INV.176530 MAINT. CONTRACT FTR	MUNICIPAL	5661
OFFICE BUSINESS SYSTEMS	274.99	INV.176530 MAINT. CONTRACT FTR	MUNICIPAL	5661
OFFICE BUSINESS SYSTEMS	274.99	INV.176530 MAINT. CONTRACT FTR	PLANNING	5661
OFFICE BUSINESS SYSTEMS	274.99	INV.176530 MAINT. CONTRACT FTR	ZONING	5661
STEWART BUSINESS SYSTEMS	194.00	INV. 1B1407 AUGUST 2014 MAINT. ON	MUNICIPAL	5662
THOR RUBBER STAMP	44.50	INV.67824 9/23/14 NOTARY	CODE	5663
DELGADO INTERPRETING SERVICE	437.50	INV.35075 7/16/14, 35086 7/30/14	MUNICIPAL	5664
HOLY NAME HOSPITAL	162.00	8/20/14 ENTRY PHYSICAL FOR	FIRE 0/E	5665
THOMSON REUTERS WEST	197.00	AUGUST INV.830228621 ONLINE	O/E	5666
GALL'S INC.	197.00	INV.BC0100844, BC0096483, BC0089971	POLICE	5667
ENFORSYS POLICE SYSTEMS INC.	2310.00	INV.2012308M ANNUAL MAINTENANCE	POLICE	5668

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
COOPER ELECTRIC SUPPLY CO.	2795.00	INV.19093047.003, 19968923.001	PUBLIC	5669
AQUARIUS IRRIGATION SUPPLY	163.90	INV.1165375 9/12/14 RAINBIRD	PUBLIC	5670
NORTHEAST GAS SERVICES	329.80	INV.18873,18678,107336,236007,1078	PUBLIC	5671
GRAINGERS INC.	1143.24	INV.9536389282 TOOLS/SUPPLIES	CLEAN	5672
HERMAN EQUIPMENT COMPANY	192.00	INV.205329 9/11/14 GUTTER BROOMS	CLEAN	5673
D & G EQUIPMENT COMPANY,	949.60	INV.17087 8/29/14 RUBBERIZED	PUBLIC	5674
C & C TIRE, INC.	400.69	INV.74235 TIRE VALVE/MOUNT	PUBLIC	5675
JEFF SMITH ALL SEASONS TREE	1900.00	INV.5774 9/18/14 REMOVE 2 POPLAR	PUBLIC	5676
BEYER BROS. CORP.	1004.71	INV.561958 GCW AUTO PARTS	PUBLIC	5677
P & A AUTO PARTS	209.44	INV.567615,569895,570183,573610	VEHICLE	5678
P & A AUTO PARTS	737.20	7 INVOICES -AUGUST	PUBLIC	5679
RACHLES/MICHELE'S OIL	1836.78	INV.18984 8/9-8/18/14 UNLEADED	O/E GAS &	5680
RACHLES/MICHELE'S OIL	2260.17	INV.194284 9/3/14 DIESEL FUEL	O/E GAS &	5681
PUBLIC SERVICE ELECTRIC	10762.85	APRIL, 2013 GAS & ELECTRIC CHARGES	O/E STREET	5682
PUBLIC SERVICE ELECTRIC	0.00	APRIL, 2013 GAS & ELECTRIC CHARGES	O/E	5682
PUBLIC SERVICE ELECTRIC	8150.21	APRIL, 2013 GAS & ELECTRIC CHARGES	O/E	5682
PUBLIC SERVICE ELECTRIC	9580.63	AUGUST, 2014 GAS & ELECTRIC	O/E STREET	5683
PUBLIC SERVICE ELECTRIC	0.00	AUGUST, 2014 GAS & ELECTRIC	O/E	5683
PUBLIC SERVICE ELECTRIC	12765.80	AUGUST, 2014 GAS & ELECTRIC	O/E	5683
HASMIG MEKJIAN	400.00	SEPT. 2014 - 10 TAI CHI	SENIOR	5684
CODED SYSTEMS CORPORATION	3812.00	CODIFICATION SUPPLEMENT #23	MUNICIPAL	5685
DELGADO INTERPRETING SERVICE	160.00	INV. 35103 9/3/14 SPANISH	MUNICIPAL	5686
PRIMO PEST CONTROL CO., INC.	50.00	INV. 4009 SEPTEMBER 2014	SENIOR	5687
RELIANCE STANDARD LIFE INS.	1403.01	SEPTEMBER 2014 PREMIUM STD159044	INSURANCE	5688
RELIANCE STANDARD LIFE INS.	1403.01	OCTOBER 2014 PREMIUM STD159044	INSURANCE	5689
TOWNSHIP OF WYCKOFF	13005.00	CFO SHARED SERVICES - JULY THRU	FINANCIAL	5690
ATURE'S TREES, INC.	3200.00	COMMUNITY FORESTRY MANAGEMENT PLAN SHADE TREE		5691
OLY NAME HOSPITAL	850.83	AUGUST 2014 AMBULANCE BACK UP	FIRST AID	5692
FORD MOTOR CREDIT COMPANY	3705.67	INV.1097208 PAYMENT #16 LEASE (4)	POLICE	5693
COOPER ELECTRIC SUPPLY CO.	70.00	INV.S019956907 ACCT.25837	PUBLIC	5694
CLEANING WORLD INC.	1110.00	INV.66927 SEPTEMBER 2014	PUBLIC	5695
CLEANING WORLD INC.	70.00	INV.66927 SEPTEMBER 2014	RECREATION	5695
CLEANING WORLD INC.	0.00	INV.66927 SEPTEMBER 2014	SENIOR	5695
CLEANING WORLD INC.	550.00	INV.66927 SEPTEMBER 2014	SENIOR	5695
GOODYEAR AUTO SERVICE CENTER	1550.84	INV. 208984 14 TIRES FOR POLICE	VEHICLE	5696
PARAMUS BUILDING SUPPLY CO.	129.95	INV.28729 PISTOL RANGE SUPPLIES	POLICE	5697
FORD MOTOR CREDIT COMPANY	3924.81	INV.1097624 #4 LEASE (4) 2014	POLICE	5698
WILFRED MAC DONALD INC.	425.94	INV.213350, 213795	PUBLIC	5699
FOSTER & COMPANY	419.62	INV.853075,853280,853367,853963	PUBLIC	5700
BERGEN DOOR COMPANY	1230.00	INV.8174, 8175	PUBLIC	5701
MOMAR, INC.	411.43	INV.A88062	PUBLIC	5702
REGIONAL COMMUNICATIONS,	157.25	INV.125604 7/22/14	PUBLIC	5703
PALISADES SALES CORPORATION	2495.00	INV.952760 UPGRADES TO BORO HALL	MUNICIPAL	5704
JACK DOHENY COMPANIE	128.08	INV.C60824 8/25/14 PARTS FOR SEWER	PUBLIC	5705
GRAINGERS INC.	34.08	INV.9538691735,9538691743 SAFETY	PUBLIC	5706
RAPID PUMP & METER	285.00	INV. 97077R MONTHLY PUMP STATION	PUBLIC	5707
FALASCA & SON SERVICE	170.00	INV.128659, 128660	VEHICLE	5708
TRICO EQUIPMENT INC.	71.69	INV. PT16197 PARTS FOR CASE LOADER	PUBLIC	5709
AMERICANWEAR INDUSTRIAL	610.00	ACCT.2174, 2175 AUGUST UNIFORMS	PUBLIC	5710
TED WATER NEW JERSEY	15437.68	SEPT. 2014 HYDRANT CHARGES	O/E WATER	5711
BERGEN COUNTY UTILITIES	28175.00	INV.3929 JULY TIPPING FEES	GARBAGE &	5712
WASTE MANAGEMENT NJ, INC.	936.83	INV.2464016-1374-9 40 YD COMPACTOR	GARBAGE &	5713
S. ROTONDI & SONS, INC.	5255.25	INV.30189, 30199 JULY & AUGUST	RECYCLING	5714
S. ROTONDI & SONS, INC.	2138.75	INV.269783,271516,30188 JULY &	RECYCLING	5715
MICHAEL CALAMARI	75.00	REIMB. REG. FEE FOR 3 TO ATTEND	PUBLIC	5716

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
MICHAEL CALAMARI	15.00	9/13 MEAL MONEY REIMBURSEMENT	PUBLIC	5717
S. ROTONDI & SONS, INC.	498.00	INV. 30198 8/29/14 LOG 8/5/14 LOG	RECYCLING	5718
RACHLES/MICHELE'S OIL	4644.40	INV.194119 8/19-9/5/14 UNLEADED	O/E GAS &	5719
ED MAN	2550.00	INV.58798 -SPRAY FIELDS FOR	RECREATION	5720

Total fund: 01 Current 2636326.23

Total Bill List: 2636326.23

BOROUGH OF NEW MILFORD

Bill list

OCTOBER 6, 2014

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
GOOSETOWN COMMUNICATIONS	3426.01	INV.71170,71173 MOTOROLA 100W	2014	1302
BOSWELL MCCLAVE ENGINEERING	6844.00	INV.85399,85979,86685 NM635	RES'V-ORD	1303
ASPHALT PAVING SYSTEMS, INC.	28376.10	INV.142024-1A 9/9/14	2014	1304
T & S BUILDERS, LLC	260288.00	AUGUST FIREHOUSE RENOVATIONS	2013	1305
BOSWELL MCCLAVE ENGINEERING	5959.50	INV.87389 9/25/14 NM481A	2009	1306
BOSWELL MCCLAVE ENGINEERING	2044.50	INV.87393 9/25/14 NM635 BC	RES'V-ORD	1307
SALOMONE REDI-MIX INC.	0.00	INV.26746 RECREATION-MOFFIA BLOCK	2012	1308
SALOMONE REDI-MIX INC.	3510.00	INV.26746 RECREATION-MOFFIA BLOCK	2012	1308
SALOMONE REDI-MIX INC.	5040.00	INV.26746 RECREATION-MOFFIA BLOCK	2012	1308
MUNICIPAL EMERGENCIES	5842.38	INV.560076SNV LESS CREDIT 3 COATS, 2014		1309
BOSWELL MCCLAVE ENGINEERING	2207.00	INV.87391 9/25/14 NM629 2014 ROAD	2014	1310
BOSWELL MCCLAVE ENGINEERING	744.00	INV.87392 9/25/14 NM632	2013	1311

Total fund: 04 CAPITAL

324281.49

Total Bill List: 324281.49

BOROUGH OF NEW MILFORD

Bill list

OCTOBER 6, 2014

Combined DEVELOPERS TRUST 14

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PHILLIPS PREISS GRYGIEL	362.50	INV # 19165 J13033G	DEVELOPERS	1472
BOSWELL MCCLAVE	339.00	MINTZ ESCROW INV.86686 8/26/14	DEVELOPERS	1473
Total fund: 2940 DEVELOPERS ESCROW				701.50
Total Bill List:		701.50		

BOROUGH OF NEW MILFORD

Bill list

OCTOBER 6, 2014

Combined RECREATION COMM TRUST 18

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NORTH JERSEY JR SOCCER	3900.00	RECREATION - FALL TRAVEL SOCCER	RES'V FOR	1604
Total fund: 2930 RES'V RECREATION COMM EXPENSES				3900.00
Total Bill List:		3900.00		

Check Register

Page 1

Checking
0/6/2014

Date	Num	Transaction	Payment	C	Deposit	Balance
1/6/2014		Deposit/donations cat: Interfaith/Elks		c	834.20	6,335.52
1/31/2014		Interest		c	0.26	6,335.78
2/24/2014		deposit /Donations ReMax/Trans-Americas		c	200.00	6,535.78
2/28/2014		Interest		c	0.24	6,536.02
3/3/2014	249	PSE&G/ Shenoa Mulhern	535.97	c		6,000.05
3/31/2014		Interest		c	0.26	6,000.31
4/3/2014	250	PSE &G Co./Carol Hernandez	79.85	c		5,920.46
4/7/2014		Deposit/Donation Trans-Americas		c	242.90	6,163.36
4/7/2014	251	PSE&G Co./Yazmira Nieto	525.68	c		5,637.68
4/30/2014		Interest		c	0.24	5,637.92
5/22/2014		Donation Trans-Americas		c	127.12	5,765.04
5/22/2014	252	PSE&G(Liane Wirchnianski)	44.00	c		5,721.04
5/30/2014		Interest		c	0.24	5,721.28
6/1/2014		Interest		c	0.24	5,721.52
7/14/2014	253	PSE&G (Donna Wolthoff)	312.40	c		5,409.12
7/28/2014	254	PSE&G Co.(Carol Hernandez)	66.13	c		5,342.99
7/31/2014		Interest		c	0.24	5,343.23
14/2014	255	Cablevision (Linda Seeman)	217.88	c		5,125.35
8/18/2014	256	Verizon Wireless (Joseph Bottcher)	107.88	c		5,017.47
8/29/2014		Interest		c	0.22	5,017.69
9/3/2014	257	PSE&G (Linda Seeman)	81.10			4,936.59
9/3/2014	258	United Water (Jeffrey Warren)	352.80			4,583.79
9/15/2014		Deposit/Donation Trans-Americas			174.86	4,758.65
✱ 9/15/2014	259	PSE&G(Carol Hernandez)	82.13			4,676.52

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:240

Offered by: *[Signature]*

Seconded by *[Signature]*

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, the following taxpayer and/or mortgage company has made duplicate payment of property taxes, creating an overpayment,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Milford, New Jersey, that a refund be granted to:

ENDOR	BLK	LOT	NAME	ADDRESS	AMT	CK#
	114	32	Sanchez, Jose M.	173 New Bridge Rd	\$ 1,950.92	
	405	20	Dominguez, Raul & Karen	285 Greve Dr	2,286.52	
	811	10	Vinci, Anthony & Linda	747 Cherry St	2,734.20	
	818	11	Lopez, Yoe & Benavides Melvis	791 Boulevard	2,239.20	
	907	5	Fed Nat Mortgage Association	634 Harvard St Mail to: Corlogic Real Estate Tax Service P.O. Box 961250 Fort Worth, Tx 76161	1,718.36	
	915	4	Fischer, Robert M & Nancy V	230 Monmouth Ave Mail to: 292 Spring Street River Vale, NJ 07675	1,872.59	
	1009	19	Pakovics, William & Claudia	572 Duke Rd	2,227.89	

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. _____

Offered by:..... Seconded by:.....

	1112	18	Calafiore, David J & Casella, Gina M	217 Voorhis Ave	2,177.02	
				TOTAL	17,206.70	

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014

SEAL

Christine Demaris

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:241

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, a Bergen County Community Development grant of \$115,000 has been proposed by Mayor and Council for Berkley Street Improvements in the municipality of New Milford, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of New Milford, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of New Milford hereby confirms endorsement of the aforesaid project, and

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Nemus

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:242

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

BE IT RESOLVED by the Mayor and Council of the municipality of New Milford that application is made to the Bergen County Community Development Block Grant Program for:

FY 2015 Berkley Street Improvements

WHEREAS, the Council has determined that such application(s) should be prepared by Capital Alternatives Corporation, the grants specialists engaged by the municipality for assistance in such matters.

RESOLVED, that Capital Alternatives Corporation is authorized to prepare, assemble, and submit the necessary documentation on behalf of the municipality of New Milford for the stated project(s).

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

[Signature]

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:243

Offered by: 

Seconded by: 

Member	Aye	No	Abstain	Absent
ROBALINO	<input checked="" type="checkbox"/>			
ASHLEY	<input checked="" type="checkbox"/>			
DUFFIE	<input checked="" type="checkbox"/>			
COLUCCI	<input checked="" type="checkbox"/>			
GRANT	<input checked="" type="checkbox"/>			
PUTRINO	<input checked="" type="checkbox"/>			
MAYOR (tie)				


BE IT RESOLVED that the ordinance entitled:

"BOND ORDINANCE TO AMEND SECTIONS 4, 5, 6, 7, 8, 10 AND 11 OF THE BOND ORDINANCE (ORD. NO. 2013:06) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW AUTOMOTIVE VEHICLES, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$4,705,100 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION, TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS AND TO AMEND BOND ORDINANCE NO. 2012:07 ADOPTED ON MAY 14, 2012," ADOPTED ON MAY 29, 2013."

heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 27th day of October, 2014, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL



BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:244

Offered by: Wm J R

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

6 YEAR CAPITAL PROGRAM 2014-2019
SUMMARY OF ANTICIPATED FUNDING SOURCES AND AMOUNTS

1 Project 2014-8	2 Estimated Total Cost 175,000	3 Current Year 2014	4 Future Years	5 Capital Improvement Fund 8,400	6 Grants in Aid and Other Funds	BONDS AND NOTES			
						General	Liquidating	Assessment	School
						166,600			
Total All Projects	6,996,000			343,650	116,080	6,536,350			

Be It Further Resolved that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services.

It is hereby certified that this is a true copy of a resolution amending the capital budget section adopted by the governing body on the 6th day of October, 2014.

Certified by me

10/6/14
October 6, 2014

Christine Demaris
MUNICIPAL CLERK

TRENTON, NEW JERSEY

APPROVED _____, 2014

DIRECTOR OF LOCAL GOVERNMENT SERVICES

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Demaris

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014: 245

Offered by: Donna S. P...

Seconded by: DL

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

RAFFLE/BINGO LICENSE

WHEREAS, the following applicants have filed an application for a raffle/bingo license, and

WHEREAS, a routine police investigation fails to reveal any reason for not granting these licenses,

NOW, THEREFORE, BE IT RESOLVED that the following licenses be issued:

<u>APPLICANT</u>	<u>TYPE OF LICENSE</u>	<u>DATE/TIME/PLACE</u>	<u>LICENSE #</u>
Woman's Club of New Milford	On-Premise Merchandise	December 5, 2014	2014-24

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Demaris

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014-246

Offered by: John S. Lee

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

RAFFLE/BINGO LICENSE

WHEREAS, the following applicants have filed an application for a raffle/bingo license, and

WHEREAS, a routine police investigation fails to reveal any reason for not granting these licenses,

NOW, THEREFORE, BE IT RESOLVED that the following licenses be issued:

<u>APPLICANT</u>	<u>TYPE OF LICENSE</u>	<u>DATE/TIME/PLACE</u>	<u>LICENSE #</u>
NM Jr. Football	Off-Premise Merchandise	October 10, 2014	2014-25

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Nemusis

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:247

Offered by: *Geoffrey Brown* Seconded by: *Debra*

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

RAFFLE/BINGO LICENSE

WHEREAS, the following applicants have filed an application for a raffle/bingo license, and

WHEREAS, a routine police investigation fails to reveal any reason for not granting these licenses,

NOW, THEREFORE, BE IT RESOLVED that the following licenses be issued:

<u>APPLICANT</u>	<u>TYPE OF LICENSE</u>	<u>DATE/TIME/PLACE</u>	<u>LICENSE #</u>
NM HS PTO Project Graduation	Calendar Raffle	Dec. 1, 2014 through Feb. 28, 2015	2014-26

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Cristine Dennis

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:248

Offered by: Deane J. Pao

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

RAFFLE/BINGO LICENSE

WHEREAS, the following applicants have filed an application for a raffle/bingo license, and

WHEREAS, a routine police investigation fails to reveal any reason for not granting these licenses,

NOW, THEREFORE, BE IT RESOLVED that the following licenses be issued:

APPLICANT **TYPE OF LICENSE** **DATE/TIME/PLACE** **LICENSE #**

NM Ed. Foundation Off Premise 50/50 October 26, 2014 2014-27

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Demaris

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014: 249

Offered by: John S. Park

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	<input checked="" type="checkbox"/>			
ASHLEY	<input checked="" type="checkbox"/>			
DUFFIE	<input checked="" type="checkbox"/>			
COLUCCI	<input checked="" type="checkbox"/>			
GRANT	<input checked="" type="checkbox"/>			
PUTRINO	<input checked="" type="checkbox"/>			
MAYOR (tie)				

RAFFLE/BINGO LICENSE

WHEREAS, the following applicants have filed an application for a raffle/bingo license, and

WHEREAS, a routine police investigation fails to reveal any reason for not granting these licenses,

NOW, THEREFORE, BE IT RESOLVED that the following licenses be issued:

<u>APPLICANT</u>	<u>TYPE OF LICENSE</u>	<u>DATE/TIME/PLACE</u>	<u>LICENSE #</u>
David E. Owens PTO	Off Premise 50/50	December 5, 2014	2014-28

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

[Signature]

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:250

Offered by: Councilman Robalino

Seconded by: Councilman Colucci

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (lie)				

WHEREAS, an application has been filed for a Person-to-Person and Place to Place transfer with expansion to include basement, of Plenary Retail Consumption License #0238-33-005-007, heretofore issued to NAFFAKOS LLC which is currently inactive and with an address of 200 Main Street, New Milford, NJ; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly reviewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards, established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the licensed business;

NOW THEREFORE BE IT RESOLVED that the Mayor and Council of the Borough of New Milford does hereby approve, effective October 17, 2014, the transfer of the aforesaid Plenary Retail Consumption License to Main Street Hospitality, LLC and does hereby direct the Borough Clerk/A.B.C. Secretary to endorse the license certificate to the new ownership as follows: "This license, subject to all its terms and conditions, is hereby transferred to Main Street Hospitality, LLC, with an address of 200 Main Street, New Milford, NJ effective October 17, 2014."

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014-250

Offered by:.....

Seconded by:.....

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Main Street Hospitality, LLC, 200 Main Street, New Milford, NJ 07646 and Michael J. Bryon, Director, Division of Taxation, State of New Jersey, Department of Treasury, PO Box 272, Trenton, NJ 08695-0272, and State of New Jersey, Department of Law and Public Safety, Division of Alcoholic Beverage Control, PO Box 087, Trenton, NJ 08625-0087.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Demmus

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:251

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (lie)				

WHEREAS, a vacancy has occurred in the position of Tax Assessor; and

WHEREAS, the Borough Administrator has advertised the position, interviewed candidates, and has recommended Patrick Wilkins for the position of Tax Assessor; and

WHEREAS, Patrick Wilkins, CTA #2274, has extensive experience as a municipal tax assessor having served as the Tax Assessor in Bogota Borough, Hillsdale Borough, and Old Tappan Borough; and

WHEREAS, the Mayor and Council wish to hire Patrick Wilkins to fulfill the statutory duties of the position of Tax Assessor, including but not limited to the inspection and valuation of all real properties in the Borough of New Milford; and

WHEREAS, Patrick Wilkins has agreed to accept this part time position at a salary of \$20,000 annually; and

WHEREAS, the position will require a minimum of three hours per week in the office, during business hours, in addition to home inspections and availability to residents by appointment during evening hours and on weekends; and

WHEREAS, In accordance with NJS 40A:9-148 every municipal assessor shall hold his office for a term of 4 years commencing on the first day of July next following his appointment and former assessor, Maureen Kaman's resignation, after obtaining tenure, leaves an absence which must be filled. Accordingly, the new assessor, Patrick Wilkins, is hereby appointed to a term commencing on January 1, 2015 with a four year term to commence on July 1, 2015 expiring on June 30, 2019.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Council of the Borough of New Milford hereby approve the appointment of Patrick Wilkins as Tax Assessor for the Borough of New Milford, at an annual salary of \$20,000.

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:251

Offered by:.....

Seconded by:.....

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be forwarded with a letter of employment to Patrick Wilkins, 927 River Road, Teaneck, NJ 07666, with an additional certified copy to Mr. Robert Layton, County Tax Administrator, 1 Bergen County Plaza, Room 370, Hackensack, NJ 07601-7076

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Demus

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:252

Offered by: W. M. S. P.

Seconded by: Randolph

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, Atlantic Coast Fibers has been purchasing the Borough of New Milford's recyclables since November 1, 2010; and

WHEREAS, Atlantic Coast Fibers has proven to be a reliable buyer in a volatile market and has worked with the Borough to improve its recycling efforts; and

WHEREAS, the current agreement with Atlantic Coast Fibers expires as of October 31, 2014; and

WHEREAS, the Recycling Coordinator has made a recommendation to renew the agreement with Atlantic Coast Fibers for the sale of the Borough's recyclables; and

WHEREAS, Atlantic Coast Fibers has provided a proposal for the marketing of the Borough's recyclables as follows:

News/Mixed Paper – the highest of the three (3) prices

Floor Price \$10/ton

Escalator 25% #2 New York High Export as published in the Pulp & Paper
(September 2014 formula equates to \$25/ton)

Current Market Price \$32.50

Corrugated Cardboard – the highest of the three (3) prices

Floor Price \$15/ton

Escalator 25% #11 New York High Export as published in the Pulp & Paper
(September 2014 formula equates to \$33.75/ton)

Current Market Price \$55.00

Comingled Cans and Bottles

Floor Price \$2.50/ton

ACF Monthly Posted Scale Purchase Price

(the posted purchase price for September 2014 is \$15.00)

; and

BOROUGH OF NEW MILFORD
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RESOLUTION

No. 2014:252

Offered by:.....

Seconded by:.....

WHEREAS, the Borough Attorney has reviewed the proposed Agreement with Atlantic Coast Fibers, LLC and approved the same.

NOW THEREFORE BE IT RESOLVED the Mayor and Council of the Borough of New Milford hereby award a three-year contract with two (2) additional option year, to purchase the Borough's recyclables to Atlantic Coast Fibers, LLC, 101 7th Street, Passaic, NJ 07055.

BE IT FURTHER RESOLVED that the Mayor is authorized to sign the Agreement, which will commence November 1, 2014, as approved by the Borough Attorney.

BE IT FURTHER RESOLVED that a copy of this resolution be forwarded to Mr. Fred Petrone, Atlantic Coast Fibers and the Recycling Coordinator.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Cristina Demaris

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No

2014: 253

Offered by:.....

Seconded by:.....

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, the New Milford Municipal Court has \$84,975.00 in outstanding municipal court debt; and

WHEREAS, there exists Supreme Court Procedures Governing the Private Collection of Municipal Court Debt under L. 2009, C. 233; and

WHEREAS, Williams, Alexander & Associates, Inc. has submitted a proposal pursuant to L. 2009, C. 233 to provide Collection Management Services for Municipal Collections for the New Milford Municipal Court which has been reviewed and approved by the Borough Attorney; and

WHEREAS, these services are to be provided at no cost to the Borough unless the Borough accepts payment without the contingency rate as allowed by law; and

WHEREAS, the Court Administrator has recommended the service of Williams, Alexander & Associates, Inc. to provide this service.

NOW, THEREFORE, BE IT RESOLVED the Council hereby authorizes Mayor Subrizi to sign the agreement for Municipal Collection Service with Williams, Alexander & Associates, Inc.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Demus

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014-254

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, the Mayor and Council of the Borough of New Milford wish to retain the services of company to perform a utility audit on the Borough's utilities; and

WHEREAS, the Borough Attorney has determined this service is exempt from public contracting law as it is a professional service and whereby 40A:1-5(1) (f) sets forth exemptions when "the subject matter thereof consists of:" items such as (f) "the supplying of any product or rendering of the service by a public utility" and subsection (v) "...the rendering of services directly related to the purchase of electricity..."; and

WHEREAS, George A. Koteen Associates, Inc. has provided a proposal whereby they will audit in the minimum the past twelve (12) months bills and secure refunds for any instance where the Borough has been overcharged; and

WHEREAS, the Borough Attorney has reviewed the proposal and contract and has approved the same; and

NOW, THEREFORE, BE IT RESOLVED the Council hereby authorizes Mayor Subrizi to sign the agreement with George A. Koteen Associates, Inc.

BE IT FURTHER RESOLVED that a copy of this resolution and the contract be forwarded to Richard L. D'Arminio, George A. Koteen Associates, Inc., 290 Queen Anne Road, Teaneck, NJ 07666.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

[Signature]

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:255

Offered by: Councilman Robalino

Seconded by: Councilman Colucci

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

RESOLUTION AWARDING 2014 "COMPLETE SOLID WASTE COLLECTION SERVICES" CONTRACT TO SMENTKOWSKI, INC.

For the reasons set forth in this resolution, the Borough of New Milford ("New Milford") awards the 2014 "complete solid waste collection services" contract ("contract") to Smentkowski, Inc. ("Smentkowski") and rejects Waste Management of New Jersey's ("WM") challenge to Smentkowski's bid.

I. Findings of Fact

1. On June 2014, New Milford advertised for the contract pursuant to the Local Public Contracts Law ("LPC"), N.J.S.A. 40A:11-1, et. seq.
2. Bids on the contract were returnable August 26, 2014.
3. The notice to bidders required them to properly fill out a questionnaire related to their ability to perform the contract.
4. The questionnaire begins by stating: "failure to complete this form or to provide any of the information required herein shall result in rejection of the Bid Proposal."
5. Question 13 on the questionnaire requires the bidder to "supply the most recent Annual Report....and a financial statement for the most recent two-year period (calendar or fiscal)."
6. New Milford received three (3) bids on the contract, from Smentkowski, WM, and Suburban Disposal, Inc.
7. Smentkowski is the low bidder.

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

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Offered by:..... Seconded by:.....

8. On September 11, 2014, WM submitted a challenge to Smentkowski's bid, stating that Smentkowski had failed to properly fill out question 13 and that Smentkowski's financial statements were incomplete, vague, and did not encompass a "two-year period." Smentkowski submitted a response to the challenge and WM submitted a reply.

9. Smentkowski's answers to the questionnaire are "please see attached," referring to documents submitted with the bid, including its 2013 "collector's report" and a financial statement "for the year ending December 31, 2012." The financial statement is dated August 8, 2012

10. Both WM and Suburban Disposal, Inc. also incorporated their answers to the questionnaire (in whole or in part) by reference to additional documents submitted with their bids. All bidders submitted their 2013 "collector's report."

11. WM submitted financial statements for 2012 and 2013.

13. Suburban Disposal, Inc. submitted financial statements for 2011 and 2012.

14. The "collector's report" submitted by each bidder is a document each bidder is required to file annually with the New Jersey Department of Environment Protection pursuant to N.J.A.C. 7:26H-1.19(a).

15. The "collector's report" is required to include "financial condition....income and expenses for a calendar year period," among other things.

16. The New Jersey Department of Environmental Protection may assess penalties for failure to file a "collector's report" or for incomplete or inaccurate information in a "collector's report" pursuant to N.J.A.C. 7:26H-5.15(a).

17. Smentkowski's "collector's report" for 2013 (the most recent one) includes a statement of its gross revenue and net income, among other things.

18. Smentkowski's reported net income for 2013 was approximately \$12,000; WM's was over \$7,000,000; and Suburban Disposal, Inc.'s was over \$170,000.

II. Conclusions

19. The purpose of the questionnaire is to assure New Milford that the bidder possesses the necessary equipment and financial stability to perform the contract. Meadowbrook Carting Co. v. Borough of Island Heights, 138 N.J. 307, 322 (1994); N.J.S.A. 40A:11-20 to 22.

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

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Offered by:.....

Seconded by:.....

20. N.J.A.C. 7:26H-6.5(d)(2) mandates that any bidder on a solid waste disposal contract fill out the questionnaire.

21. Question 13 on the questionnaire requires somewhat overlapping information, since the "collector's report" contains much, if not all, of the information set forth in financial statements.

22. WM challenges only Smentkowski's financial statements, not its "collector's report," which is for 2013, the same year as WM's and Suburban Disposal, Inc.'s.

23. Because the "collector's reports" are all for the same year and they contain much of the same information as the financial statements, Smentkowski's (apparent) failure to provide financial statements for the "most recent two-year period" does not deprive New Milford of the assurance "that the contract will be entered into, performed and guaranteed according to its specified requirements." Meadowbrook Carting, supra at 315.

24. While Smentkowski's net income for 2013 was much lower than WM and Suburban Disposal, there is nothing in its "collector's report" or financial statement that calls Smentkowski's ability to perform the contract into question such that New Milford could reject it as the low bidder.

25. Smentkowski owns or controls the necessary equipment to perform the contract, has existing contracts with other political subdivisions, and ultimately earned more money in 2013 than it spent, as Smentkowski certified to the New Jersey Department of Environmental Protection in its "collector's report."

26. Deeming Smentkowski's (apparent) failure to provide financial statements for the "most recent two-year period" immaterial is not "of such a nature that its waiver could adversely affect competitive bidding." Id.

27. Smentkowski did not fail to provide *any* financial statements. Smentkowski provided a 2012 financial statement, but failed to provide one for either 2011 or 2013. Smentkowski's "collector's report" contains very similar information to a 2013 financial statement. A financial statement from 2011 would not aid New Milford in assessing Smentkowski's bid, since it would be superseded by the 2012 financial statement and the "collector's report."

28. WM's argument that other potential bidders might have bid had they known that only one financial statement might be sufficient is illusory in this context because of the necessity of the "collector's report." Any bidder would have a "collector's report" because the New Jersey Department of Environment Protection requires them to be filed annually.

BOROUGH OF NEW MILFORD
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Offered by:.....

Seconded by:.....

29. Any bidder who was concerned about their financial condition and who might have omitted financial statements entirely would have had their bid rejected. Smentkowski, however, is not in that position. Its "collector's report" in conjunction with its 2012 financial statement sufficiently complies with question 13 in the questionnaire such that any defect is immaterial.

30. The LPC was recently amended not to require financial statements in competitive contracting where the bidder submits sufficient insurance and proof of surety. The amendment, while not controlling on straight public bidding, is nevertheless a statement that the legislature does not consider financial statements material where there are other guarantees of performance.

31. The NJ DEP has made the same statement by not requiring financial statements in its uniform bid specifications for waste disposal contracts in all circumstances. Instead, "collector's reports" are sufficient unless the bidder has not been in business long enough to have filed a "collector's report."

32. Just as New Milford is required to justify waiver of an immaterial defect, so too is New Milford required to justify rejection of a prima facie low bidder. There is no justification for such a rejection here.

33. WM's challenge to Smentkowski's bid is rejected and the one (1) year contract with four (4) one year options is awarded to Smentkowski.

34. The Chief Financial Officer has certified that funds are available from account 01-2010-26-3052-073 of the current fund in the amount not to exceed \$389,200 for the first year from October 16, 2014 through October 15, 2015 and in accordance with NJAC 5:30-5.5(d)2 certifies that this contract is subject to the availability and appropriation annually of sufficient funds in future years.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Demus

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:256

Offered by: Councilwoman Grant

Seconded by: Councilman Colucci

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

**RESOLUTION IN SUPPORT OF AN AMENDMENT TO THE NEW JERSEY
CONSTITUTION INCREASING THE AMOUNT OF MONIES SET ASIDE FOR
THE PURCHASE AND PRESERVATION OF OPEN SPACE**

WHEREAS, preserving New Jersey's remaining open space is critical for New Jersey's future for economic and ecological reasons; and

WHEREAS, loss of land, particularly sources of freshwater, is permanent and irreversible; and

WHEREAS, there are a finite number of undeveloped areas in New Jersey; and

WHEREAS, New Jersey, the nation's most densely populated state, is in a race against time to protect its natural resources; and

WHEREAS, preserving open space is sound public fiscal policy that builds New Jersey's natural capital and boosts its agriculture, forestry and tourism industries; and

WHEREAS, preserving open space supports flood prevention and mitigation, fights climate change and preserves precious sources of freshwater; and

WHEREAS, critical watersheds must be purchased and preserved; and

WHEREAS, failure to fund open space will increase water treatment costs exponentially; and

WHEREAS, future costs of a failure to constrain development of watershed areas will run into billions of dollars; and

WHEREAS, failure to preserve open space will add hundreds of millions of dollars in annual additional costs to New Jersey's state budget; and

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:256

Offered by:..... Seconded by:.....

WHEREAS purchasing land as a natural water treatment resource is two-thirds less expensive than building water treatment facilities; and

WHEREAS, New Jersey has lost more than half of its farmland since 1950 at the rate of 10,000 acres per year; and

WHEREAS, a recent study by the New Jersey Department of Environmental Protection revealed that there is at least a 10 to 1 return on New Jersey's investment in open space acquisition;

NOW THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of New Milford support the Open Space referendum on the November 2014 ballot that would amend the New Jersey Constitution to provide additional monies to purchase and preserve open space in New Jersey; and

BE IT FURTHER RESOLVED that copies of this resolution be sent to Governor Christie, Senator Bob Gordon, Assemblyman Tim Eustace, Assemblyman Joe Lagana, Assemblyman John McKeon, Senator Bob Smith, Assemblywoman Grace Spencer, Senator Christopher Bateman, League of Conservation voters Executive Director Ed Potosnak, NJ Sierra Club director Jeff Tittel,

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on October 6, 2014.

SEAL

Christine Annunzio