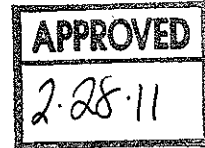


MINUTES
BOROUGH OF NEW MILFORD
7:00 PM WORK SESSION
OPEN SESSION immediately following
8:30 PM PUBLIC MEETING
Monday, August 23, 2010

WORK SESSION:

Councilman Arthur Zeilner	Present
Councilman Keith Bachmann	Present
Councilwoman Randi Duffie	Present
Councilman Howard Berner	Present
Councilwoman Ann Subrizi	Present
Council President Michael Putrino	Present
Mayor Frank DeBari	Absent



Also present: S.G. Moscaritolo, Borough Attorney; Christine Demiris, Administrator/Clerk

Council President Putrino read the Open Public Meeting and Mission Statements.

OPEN SESSION:

1. Capital Alternatives – BCOS Application

Marlene Casey was in attendance to discuss the Bergen County Open Space application which is due October 8th. Ms. Casey questioned if the Council wished to pursue the grant for lighting on Kennedy Field. She asked if the Council wanted to pursue funding from different categories. Ms. Casey noted the lighting recently done at Hickory Field in Bergenfield, is somewhat comparable to what would be done at Kennedy Field.

Councilman Zeilner expressed some concerns about the lighting and the additional traffic it may bring to the area. Councilman Bachmann agrees with the safety concerns. Ms. Casey referenced a previous Planner's recommendation to create additional parking near the Elk's property; the Administrator will research it. Councilwoman Subrizi referenced the Sullivan property and its flooding issue; and questioned if the grant money could be used for acquisition. Ms. Casey advised unfortunately the Sullivan's never saved any records of their losses. The Borough Engineer will be invited to attend the next work session meeting to discuss the lighting.

2. New Milford Jewish Center – Meeting Report

The discussion was tabled to the next work session. Mayor DeBari previously provided the Council with notes of the meeting. Councilwoman Subrizi questioned if they could reoccupy the school if the Tax Assessor has not been provided the information she needs. Mr. Moscaritolo noted the building has always allowed the use of educational instruction. The issue of safety is a Police Department and Fire Department concern. The Administrator will provide the Council with an update from the Tax Assessor, Fire Marshal and Police Chief.

3. Recycling Aftermarket Contract

The Administrator referenced the memo and discussed the prices at length. The Recycling Coordinator recommended using Atlantic Coast Fibers. The present Council decided to offer Atlantic Coast Fibers a two year agreement with a one year option.

4. Shade Tree vs. Sidewalks

Council President Putrino stated the Shade Tree Commission is currently polling other towns to find out how they handle the shade tree vs. sidewalk issue. The Council agreed to table until further information is received.

5. T-Mobile Letter – Dahlia Avenue

The Administrator read the T-Mobile letter into the record. Councilman Bachmann suggested having the representative come to a meeting to answer questions. The Administrator will contact Mr. Binetti to invite him to the next work session.

6. Storm Water Issues – 483 Elizabeth/727 Chestnut

Councilman Zeilner advised he viewed the water raging through the catch basin on Elizabeth Street; the problems began when the basins were put in on Concorde and Elizabeth Streets. He and Mr. Calamari visited the site; Mr. Calamari suggested running the pipe down Hirschfeld Place. Mr. Calamari had two suggestions for the problem on Chestnut Street; widening the pipe on Graphic Boulevard to Plympton Street and/or put a catch basin on the corner of Henley Avenue and Chestnut Street. However the latter would require County cooperation. Councilman Zeilner noted this should be discussed as a potential 2011 capital project. The Administrator will contact the county regarding connecting to Henley Avenue.

Councilwoman Duffie made a motion to go into closed session. Councilman Zeilner seconded the motion. All present in favor none opposed.

CLOSED SESSION:

1. Recreation - Personnel
2. Review of Closed Session Minutes

Councilwoman Duffie made a motion to open the meeting to the public and reconvene in Council Chambers. Councilman Zeilner seconded the motion. All present in favor none opposed.

PUBLIC SESSION:

Councilman Arthur Zeilner	Present
Councilman Keith Bachmann	Present
Councilwoman Randi Duffie	Present
Councilman Howard Berner	Present
Councilwoman Ann Subrizi	Present
Council President Michael Putrino	Present
Mayor Frank DeBari	Absent

Also present: S.G. Moscaritolo, Borough Attorney; Christine Demiris, Administrator/Clerk

Council President Putrino called the meeting to order, asked for a moment of silent prayer and/or reflection, and led the flag salute. Council President Putrino read the Open Public Meeting Law and Mission Statements and pointed out the fire exits in the Council Chambers.

Councilwoman Subrizi made a motion to approve the minutes from the April 12th Work Session. Councilman Bachman seconded the motion. All present, except for Councilwoman Duffie who abstained from the vote, were for the motion; none opposed.

PRESENTATION: FIRE CHIEF – TERRY LAWLER

Outgoing Fire Chief Terry Lawler was recognized by the Council; he then thanked everyone.

APPOINTMENTS: JAMES T. POLBOS – JR. FIRE DEPT.

Councilwoman Duffie made a motion to appoint James T. Polbos to the Jr. Fire Department. Councilman Zeilner seconded the motion. All present in favor, none opposed.

COUNCIL COMMITTEE REPORTS:

Councilman Arthur Zeilner

Building and Grounds, Environmental, Police/Police Aux., Public Works

Councilman Zeilner reported the Police Auxiliary and Environmental Commission did not meet; however they both hosted a table at National Night Out.

Councilman Zeilner reported there are no capital projects underway for Buildings and Grounds.

Councilman Zeilner reported the DPW is performing regular maintenance.

Councilman Zeilner summarized the police calls for the previous month.

Councilman Keith Bachmann

Ambulance Corps, Drug Alliance, Recreation

Councilman Bachmann attended the Ambulance Corps meeting on August 18th and reported they have a new member.

Councilman Bachmann advised the Drug Alliance did not meet this month.

Councilman Bachmann advised the Recreation Commission was replaced with a Department, they held an impromptu meeting; he did not attend and therefore has nothing to report.

Councilwoman Randi Duffie

Library Board, Planning Board, Rent Leveling/Tenants Association

Councilwoman Duffie attended the Rent Leveling Board meeting on August 5th; they are in the process of composing a letter to the State in support of Assembly Bill 1178, Senior Tenant Protection Act. The Board continues to review its ordinance. She advised that Brookchester has a new management company.

Councilwoman Duffie reported the Library Board does not meet over the summer.

Councilwoman Duffie noted the Planning Board discussed the real estate directional signs; she advised it was a productive meeting.

Councilman Howard Berner

Chamber of Commerce, Health & Human Services, Senior Advisory

Councilman Berner advised the Chamber of Commerce, Board of Health and Senior Advisory Board do not meet over the summer.

Councilman Berner summarized the Health Department statistics for July.

Councilwoman Ann Subrizi

Board of Education, Historic New Bridge Landing, Public Events

Councilwoman Subrizi was unable to attend the Board of Education meeting last week and does not have the minutes yet.

Councilwoman Subrizi advised Historic New Bridge Landing and Public Events do not meet over the summer.

Council President Michael Putrino

Fire Department, Garbage/Recycling, Historic Preservation, Shade Tree

Council President Putrino advised Historic Preservation did not meet in August; they hosted a table at National Night Out.

Council President Putrino attended the Fire Department meeting on August 16th; he reported they hosted a table at National Night Out and are still looking for volunteers. He summarized the calls for July and the hours.

Council President Putrino attended the Shade Tree Commission meeting on August 19th; he summarized the activity from July 26th through August 23rd.

Council President Putrino summarized the Garbage and Recycling activity for the previous month.

Mayor Frank DeBari

Community Development

Absent.

OLD BUSINESS:

ADOPT BOND ORDINANCE #2010:14

BOND ORDINANCE TO AUTHORIZE SANITARY SEWER PIPE LINING AND REPLACEMENT AT VARIOUS LOCATIONS IN, BY AND FOR THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$1,425,340 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS.

Councilman Bachmann made a motion to open to the public for comment on the adoption of this ordinance. Councilman Zeilner seconded the motion. All present in favor, none opposed. The record reflects that no member of the public wished to comment on this ordinance.

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

Councilman Berner made a motion to adopt this ordinance on its second and final reading. Councilman Zeilner seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

NEW BUSINESS:

RESOLUTIONS:

- 2010:183 Closed Session
- 2010:184 Payment of Bills and Vouchers
- 2010:185 Award Henley Avenue Park and Ride/Main Street (Section 4) to AJM Contractors, Clifton, NJ in the amount of \$311,781.00
- 2010:186 Approve Change Order #1 & Final – 2009 CDBG Handicap Ramp Improvements
- 2010:187 Approve Social Affairs Permit – Hovnanian School for October 30, 2010
- 2010:188 Approve Social Affairs Permit – Hovnanian School for November 13, 2010
- 2010:189 Approve Social Affairs Permit – Hovnanian School for December 31, 2010
- 2010:190 Approve Refund of Duplicate Tax Payments – Various Blocks and Lots
- 2010:191 Approve Zoning Board Application Escrow Refund to Mario Valente, EMN Builders, LLC, PO Box 70, Dumont, NJ 07628 in the amount of \$251.57
- 2010:192 Approve Cancellation of Reserve Balances and Deposit to the Current Account as per Auditor
- 2010:193 Approve Cancellation of Reserve Balance and Deposit to the NMPD Junior Police Academy Trust Account as per Auditor
- 2010:194 Authorize Mayor to sign Grant Agreement with County of Bergen for 2010 Community Development Handicap Curb Ramps
- 2010:195 Approve Refunds of Registration Fee for Cancelled Girls Basketball Camp - Various

COMMENTS FROM THE PUBLIC

Councilman Bachmann made a motion to open the meeting to the public. Councilwoman Duffie seconded the motion. All present in favor none opposed.

Mrs. Rucker, 91 Old New Bridge Road came forward to address the Council. Mrs. Rucker made a complaint that Sanzari's refrigerated truck ran from 4:30 pm Saturday through 10:45 Sunday. She noted she smells raw sewage coming from the restaurant.

John Foley, 254 Stevens Court came forward to address the Council. Mr. Foley asked for an update on the applications filed for permits for the Hirschfeld Brook. The Administrator advised the Engineer had a meeting with the DEP in July; she will follow up with Boswell Engineering.

Ray Sullivan, 425 Madison Avenue came forward to address the Council. Mr. Sullivan noted he was here representing his parents who live at 154 Washington Avenue. Mr. Sullivan referenced a 2006 study and requested the Mayor and Council consider purchasing the house. He referenced the storms that flooded the home and noted the house is unsellable. Mr. Sullivan stated the house is assessed at \$384,700. Council President Putrino advised the Borough applied to FEMA for funds to purchase the house; and were denied twice. Council President Putrino advised the topic will be discussed at another meeting when the Mayor is in attendance.

Robert Rhine, 114 Holland Avenue came forward to address the Council. Mr. Rhine asked if macadam is being added to the Park and Ride. The Administrator advised the macadam is already existing and no more will be added.

Mrs. Rucker advised she is a lunch aid at the Middle School. She requested to do something for Black History Month; Mrs. Rucker made a display.

Councilman Zeilner made a motion to close the meeting to the public. Councilwoman Duffie seconded the motion. All present in favor none opposed.

VOTE ON RESOLUTIONS

Councilman Bachmann made a motion to approve the consent agenda consisting of resolutions 2010:183 through 2010:195. Councilwoman Subrizi seconded the motion. All present in favor, none opposed.

ADMINISTRATOR

The Administrator referenced the Fire Department presentation invitation and noted she needs to know if any Council members will attend; she is required to notice if more than three members will attend. The present Council will attend; the Administrator will send notice.

The Administrator requested permission to drop the Madison Avenue route issue brought to the Council's attention by NJ Transit; they requested time with the Council and have been unavailable for two months. The Council had no objection unless contacted by NJ Transit again.

The Administrator noted currently the Chairman, Administrator and Deputy Clerk are signatories on the Recreation Trust Account; should that be adjusted to add the Director rather than the Chairman.

Councilwoman Subrizi noted as a department, it should include the Director as the other departments. Mr. Moscaritolo stated the CFO should be consulted to see if he agrees.

The Administrator advised she must order badges for the League of Municipalities and asked who wanted a badge. Councilman Bachmann questioned if the badges are transferrable; the Administrator will confirm with the League.

The Administrator asked if there were any objections to St. Matthews sign request; no objections noted.

The Administrator was advised by members by the DPW that some of their manpower and supplies are being used to prepare the field for Jr. Football on a weekly basis during the season. She asked if there were any objections for them to continue; the Council decided to continue as usual.

COUNCIL

Councilman Zeilner asked if the Administrator received the letter from the Environmental Commission; the Administrator confirmed she received it.

Councilwoman Subrizi referenced a letter from Mr. Berry addressed to the Mayor and Council and the Chief of Police. The Chief responded to the Council in a detailed memo dated July 14, 2010. Councilwoman Subrizi questioned if Mr. Berry was copied on the Chief's response. The Administrator will follow up.

Council President Putrino read the Recycling memo regarding shredding services; he advised the information will be in the Twin-Boro News.

Councilwoman Duffie made a motion to go into closed session. Councilman Berner seconded the motion. All present in favor none opposed.

CLOSED SESSION:

1. Recreation - Personnel
2. Review of Closed Session Minutes

Councilwoman Duffie made a motion to go back into open session. Councilman Berner seconded the motion. All present in favor none opposed.

ADJOURNMENT

Councilwoman Subrizi made a motion to adjourn. Councilman Berner seconded the motion. All present in favor, none opposed. Time 10:21 PM.

Respectfully submitted,



Colleen Naumov
Deputy Borough Clerk