

**MINUTES**  
**BOROUGH OF NEW MILFORD**  
**7:00 PM WORK SESSION**  
**OPEN SESSION immediately following**  
**7:45 PM PUBLIC MEETING**  
**Monday, April 20, 2015**



**WORK SESSION:**

Mayor Subrizi read the Open Public Meeting and Mission Statements.

Councilman Michael Putrino	Present
Councilman Austin Ashley	Present
Councilman Diego Robalino	Present
Councilman Ulises Cabrera	Present
Councilman Al Alonso	Present
Council President Dominic Colucci	Present
Mayor Ann Subrizi	Present

Also Present: M. Madaio – Borough Attorney; C. Demiris – Administrator/Borough Clerk

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

**CLOSED SESSION:**

1. Pancho's – Legal Advice
2. DeMauro – Legal Advice
3. New Milford Redevelopment Associates – Legal Advice
4. Review of Closed Session Minutes – 4/13/15

Councilman Putrino made a motion to reopen the meeting at the conclusion of the closed session. Council President Colucci seconded the motion. All present in favor, none opposed.

**OPEN SESSION:**

1. Police Department

Mayor Subrizi said she would like to reconstitute the PD Headquarters Committee to include herself and two councilmembers. Councilman Putrino said he would like to be on the committee but said he still believes the committee should consist of three voting members of the Council. Council President Colucci expressed interest in serving as well.

Councilman Alonso made a motion to approve the committee consisting of Mayor Subrizi, Councilman Putrino and Council President Colucci. Council President Colucci seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

Mayor Subrizi reported that she, the administrator, and Chief Ramaci met with the Labor Attorney to discuss the PD promotional policy. She said once the policy has been finalized it will be brought to the Council for their review and approval.

Mayor Subrizi said Chief Ramaci has completed preliminary interviews and would like to bring six police officer candidates before the Council for their review. She suggested holding a special meeting on April 27<sup>th</sup>. The Council agreed and the meeting was scheduled for 7:00 PM on 4/27 and will be noticed.

Mayor Subrizi said we currently have four lieutenants and three lieutenant vacancies; we are short a Detective Lieutenant and two patrol lieutenants. She said the vacancies are as a result of the Chief's promotion, the Captain's promotion and a recent retirement. Chief Ramaci said there was test given to sergeants in the Spring of 2014. As a result of the test there is an active list of six eligible lieutenant candidates that does not expire until September of 2017. Mayor Subrizi said she would like to put resolutions on May 11<sup>th</sup> agenda to promote the next three on the active list. She said they could then be sworn in on May 27<sup>th</sup> with an effective date of June 1<sup>st</sup>. The Administrator said the promotions can all be made within the allocated budget. Councilman Putrino asked if we need three lieutenants given the addition of the captain. The Administrator said the Council recently eliminated one lieutenant position when the table of organization was modified.

Councilman Ashley said some towns form committees to discuss police promotions rather than doing it by the Council as a whole. Mayor Subrizi said the formation of a committee is part of the proposed promotional policy.

## 2. Little League Committee

The Mayor asked to confirm the members of the Little League committee. She said it will include the Recreation Director and one member of the Recreation Commission, the President of Little League and an additional member of Little League, Council President Colucci, Councilman Cabrera, and Councilman Alonso. Mayor Subrizi said if any of the Councilmembers wished to step down she would serve. Councilman Putrino made a motion to approve the committee membership. Councilman Cabrera seconded the motion. All present in favor, none opposed.

## 3. DOT Grant – Boulevard

The Administrator referenced an email sent earlier in the week regarding the receipt of \$149,000 for the application on the Boulevard. She said she is waiting to hear back from the engineer on how much we will be able to accomplish with that amount. She said the grants consultant has since advised there is another round of DOT money that will be made available in the summer but there is a discretionary grant available immediately with an application due before June 1<sup>st</sup>. Ms. Casey suggests an application for the discretionary grant, following up in the summer with the formal DOT application for 2016 funding. She said this is the last round of funding that will be made available through the Transportation Act and the competition

will be stiff. Mayor Subrizi suggested adding a resolution to the current agenda to authorize the discretionary application. It was added to the consent agenda as resolution 2015:125.

#### 4. Administrator's Report

The Administrator reported that both she and the Deputy Clerk would be out the office from April 27<sup>th</sup> through the 29<sup>th</sup> attending the NJ Municipal Clerk's Association Conference.

The Administrator referenced the newly revised street opening ordinance which requires a \$2,500 cash bond for each opening. She said PSE&G has asked to provide a replenishing performance bond. In addition, they are proposing ninety-one street openings and have asked for the \$2,500 per opening to be waived in exchange for a \$25,000 to \$30,000 performance bond. The Council asked to have a \$25,000 bond for each of the two companies that will be doing the work.

The Administrator reported on a meeting held with the Borough of Oradell on April 17<sup>th</sup> to discuss possible shared services. Oradell has indicated that they, in addition to the Borough of River Edge, are not interested in proceeding with the shared services feasibility study proposed by LKM Consulting. They are however interested in looking for opportunities for shared services between our two boroughs. Some of the ideas discussed: Certified Arborist, Fire apparatus mechanic, purchase of a tub grinder, and use of New Milford's fuel pumps while Oradell's underground tanks are transitioned to above ground. The Administrator said that in addition, we will continue to look for other companies that can provide a shared services study. Councilman Putrino asked the Administrator to send a letter to LKM to let them know that we will not be proceeding with the study.

Council President Colucci made a motion to reconvene in Council Chambers. Councilman Putrino seconded the motion. All present in favor, none opposed.

#### **PUBLIC SESSION:**

Mayor Subrizi called the meeting to order, asked for a moment of silent prayer and/or reflection recognizing Ray Wolfle and Dan LeBrun, and led the flag salute. Mayor Subrizi read the Open Public Meeting Law and Mission Statements and pointed out the fire exits in the Council Chambers.

#### **ROLL CALL:**

Councilman Michael Putrino	Present
Councilman Austin Ashley	Present
Councilman Diego Robalino	Present
Councilman Ulises Cabrera	Present
Councilman Al Alonso	Present
Council President Dominic Colucci	Present
Mayor Ann Subrizi	Present

Also Present: M. Madaio – Borough Attorney; C. Demiris – Administrator/Borough Clerk

**PRESENTATION: CAPTAIN KNEER – FAIR LAWN PD – M.A.D.D.**

Chief Ramaci began his introduction by stating that DWI enforcement is a very important part of policing in New Milford. He announced that five officers: PO Trapani, PO Haggerty, PO Carlino, PO LaFrano, and PO Mone have been recognized by Mothers Against Drunk Driving. Chief Ramaci then introduced Captain Bob Kneer who works closely with M.A.D.D.

Captain Kneer said there were almost 25,000 total arrests for drunk driving in the state of New Jersey and Bergen County ranks number two in the state for arrests with almost 2,500. He then thanked the Chief and the five officers being honored and presented certificates to the officers.

**2015:117 Waive the Reading in Full of 2015 Municipal Budget**

Councilman Putrino made a motion to approve resolution 2015:117. Councilman Ashley seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

Borough Auditor, Gary Higgins, stated the 28- day waiting period between introduction and adoption has passed. He said the Division of Local Government Services has reviewed the budget, their comments have been satisfied and the Borough has received approval to adopt the budget. He said the municipal tax increase equates to 1.8 cents for every \$100 of assessed value and noted the average home at \$322,467 would realize a \$58 increase in the municipal tax. He said the budget came in under both the appropriation cap and the tax levy cap. Mr. Higgins said the town finished 2014 in a very good financial position with a healthy surplus, which he noted, rating agencies like to see. He said if there were no questions the next step would be to hold the public hearing. Councilman Putrino asked what the average increase was last year. Mr. Higgins said he was not sure. Councilman Putrino said he believed it was \$38. Mayor Subrizi asked how much surplus was anticipated in the budget vs. what was left at the end of 2014. Mr. Higgins said the Borough began 2014 with \$1,307,000 and ended 2014 with \$2,100,000. He said \$717,000 was anticipated in the introduced budget leaving a balance of \$1,382,000.

**PUBLIC HEARING: 2015 MUNICIPAL BUDGET**

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

John Rutledge – 335 River Road. Mr. Rutledge asked for the town's current bond rating. Mr. Higgins said he is not sure of the current rating but believes it is an A2. Mayor Subrizi said it improved in 2014.

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

**2015:118 Adopt 2015 Municipal Budget**

Councilman Robalino made a motion to adopt the 2015 Municipal Budget. Councilman Cabrera seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

In casting his vote, Councilman Putrino said he is disappointed that the Council broke the streak of consecutive lower tax increases. He said one of the most significant savings this year was in the area of health insurance and thanked last year's Council for voting to give up their health insurance benefits.

Mayor Subrizi said she is not at all disappointed in the budget, noting that we could have opted for a zero dollar increase but to do so would have depleted the budget surplus and would have caused fluctuations that would be unfavorable to the Borough's rating.

#### **COUNCIL COMMITTEE REPORTS:**

Councilman Robalino made a motion to file Committee Reports with the Borough Clerk to be spread in full upon the minutes. Councilman Putrino seconded the motion. All present in favor, none opposed.

#### **OLD BUSINESS:**

Council President Colucci made a motion to approve of the minutes from the April 13, 2015 Closed, Work Sessions. Councilman Cabrera seconded the motion. All present in favor, none opposed.

#### **ADOPT ORDINANCE 2015:05**

AN ORDINANCE AMENDING CHAPTER XVIII ENTITLED "EXCAVATIONS IN STREETS," SECTION 18-1.4 AND SECTION 18-1.10, OF THE REVISED GENERAL ORDINANCES OF THE BOROUGH OF NEW MILFORD

Council President Colucci made a motion to open to the public for comment on this ordinance. Councilman Ashley seconded the motion. All present in favor, none opposed.

Being no comment from the public, Councilman Ashley made a motion to close to the public. Council President Colucci seconded the motion. All present in favor, none opposed.

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

#### **NEW BUSINESS:**

#### **INTRODUCE ORDINANCE 2015:06**

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, NEW ADDITIONAL

FURNISHINGS 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 \$1,073,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, 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 Robalino made a motion to introduce this ordinance on the first reading. Council President Colucci seconded the motion. All present in favor, none opposed.

The ordinance will be advertised and public hearing will be held on May 11, 2015.

**INTRODUCE ORDINANCE 2015:07**

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 3.11 OF THE REVISED GENERAL CODE OF BOROUGH OF NEW MILFORD ENTITLED "SNOW REMOVAL".

Councilman Ashley made a motion to introduce this ordinance on the first reading. Councilman Cabrera seconded the motion. All present in favor, none opposed.

The ordinance will be advertised and public hearing will be held on May 27, 2015.

**INTRODUCE ORDINANCE 2015:08**

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 10, BUILDING AND HOUSING, SECTION 10-2, HOUSING CODE, PART XI OF THE REVISED GENERAL CODE OF BOROUGH OF NEW MILFORD ENTITLED "MAINTENANCE".

Council President Colucci made a motion to introduce this ordinance on the first reading. Councilman Ashley seconded the motion. All present in favor, none opposed.

The ordinance will be advertised and public hearing will be held on May 27, 2015.

**INTRODUCE ORDINANCE 2015:09**

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 3.2 OF THE REVISED GENERAL CODE OF BOROUGH OF NEW MILFORD ENTITLED "ABANDONED VEHICLES".

Council President Colucci made a motion to introduce this ordinance on the first reading. Councilman Cabrera seconded the motion. All present in favor, none opposed.

The ordinance will be advertised and public hearing will be held on May 27, 2015.

**INTRODUCE ORDINANCE 2015:10**

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 10, BUILDING AND HOUSING, SECTION 10-2, HOUSING CODE, PART VI OF THE REVISED GENERAL CODE OF BOROUGH OF NEW MILFORD ENTITLED "GARBAGE AND RUBBISH DISPOSAL".

Council President Colucci made a motion to introduce this ordinance on the first reading. Councilman Alonso seconded the motion. All present in favor, none opposed.

The ordinance will be advertised and public hearing will be held on May 27, 2015.

**INTRODUCE ORDINANCE 2015:11**

AN ORDINANCE AMENDING AND SUPPLEMENTING SECTION 12.1 OF THE REVISED GENERAL CODE OF BOROUGH OF NEW MILFORD ENTITLED "LOT MAINTENANCE".

Council President Colucci made a motion to introduce this ordinance on the first reading. Councilman Alonso seconded the motion. All present in favor, none opposed.

The ordinance will be advertised and public hearing will be held on May 27, 2015.

**RESOLUTIONS:**

2015:119 Closed Session

2015:120 Payment of Bills and Vouchers

2015:121 Approve Introduction of Bond Ordinance 2015:06 – Various Public Improvements

2015:122 Adopt Bergen County Multi-Jurisdictional Hazard Mitigation Plan as the Official Plan of the Borough of New Milford

2015:123 Approve Tax Appeal Settlement – Advanced Housing, Inc.

2015:124 Approve Social Affair Permit – Church of the Ascension – September 13, 2015

2015:125 Authorize Capital Alternatives Corporation to prepare application for DOT Discretionary Aid – Boulevard (Section 7 - Additional)

**COUNCIL:**

Councilman Robalino asked about the caps on the new wall behind the recreation field. He said the caps seem to be disintegrating and asked to have the DPW look into it.

Council President Colucci asked about the PODS in town, noting there does not seem to be any movement in having them removed. The Administrator will speak to the Property Maintenance Officer.

Councilman Alonso asked about the proposed safety improvements on Ray Woods Drive noting they did not seem to be in place during the Little League Opening Day Ceremony. The Administrator will check with the DPW.

Councilman Cabrera said he had spoken with the High School principal about students videotaping Council meetings and both he and the BOE Superintendent support the idea.

Mayor Subrizi asked the Clerk to prepare a resolution for the 5/11 meeting in support of the Transparent Tax Act which proposes to share the burden of tax appeals with the school district and the county. She mentioned a meeting scheduled for April 23<sup>rd</sup> at the Bergen County Administration building regarding grant funding to acquire flood affected properties. The Administrator said she would be attending on behalf of the Borough. Mayor Subrizi said the Borough requested \$115,000 in funding from the Community Development Block Grant to pave Berkley Street from Linden to Faller and was awarded \$92,500. She said we will need to fund the balance out our road repaving budget.

### **COMMENTS FROM THE PUBLIC**

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

Joseph Klimkak – 163 River Lane. Mr. Klimkak asked about the encroachment of land by two residents on Clover Court. Mr. Klimkak asked if the Mayor had received a report from the Property Maintenance Officer. Mayor Subrizi said she had gotten an oral report and the borough property will be cleaned up once the weather allows for it. Mr. Klimkak asked if he could get a copy of the report. The Mayor said there is a general property maintenance report that summarizes all the activity. Mr. Klimkak asked if the report will call for some form of remediation. Mr. Madaio asked how anyone could know what the report will say. He said if the PMO issues a violation it will be a public record. Mayor Subrizi said the PMO has looked into the matter, he has told the Mayor what he intends to do and now the Mayor has told Mr. Klimkak.

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

### **VOTE ON RESOLUTIONS**

Councilman Ashley made a motion to approve the consent agenda consisting of resolutions 2015:119 through 2015:125. Council President Colucci seconded the motion. All present in favor, none opposed.

### **ADJOURNMENT**

Councilman Putrino made a motion to adjourn. Councilman Alonso seconded the motion. All present in favor, none opposed. Time 8:56 PM.

Respectfully submitted,



Christine Demiris, RMC, CMC  
Borough Clerk





## COUNCIL LIAISON REPORT

Public Meeting of the Mayor & Council

*April, 2015*

**Councilman Michael J. Putrino**

### **HISTORIC NEW BRIDGE LANDING PARK COMMISSION**

- HNBL met on 4/2 at the Campbell-Christie House.
- Mark Texiel of the NJ State Parks Service was in attendance and discussed the various capital projects underway and to be started this year at HNBL.
- HNBL is looking to work with students from Bergen Academies related to laser mapping and creation of a virtual tour of the property.
- There will be a \$100K grant in the next few months that HNBL can apply for that will go towards increased programming.
- For more information about HNBL or to see their complete calendar of special and seasonal events and programs, please visit [www.newbridgelanding.org](http://www.newbridgelanding.org).

### **NEW MILFORD VOLUNTEER AMBULANCE CORPS. (NMVAC)**

- The Corps. Is meeting on 4/20 at NMVAC building.
- Continuing to work on schedule and planning drills in 2015.
- NMVAC working on updating their website.
- For more information about NMVAC, please visit [newmilfordnypd.org/nmvac.htm](http://newmilfordnypd.org/nmvac.htm).

### **OFFICE OF EMERGENCY MANAGEMENT**

- Met with OEM Coordinator 4/11 at Borough Hall.
- Reviewed outstanding paperwork related to FEMA reimbursement from Super Storm Sandy and Hurricane Irene. NM is in line to receive approx. \$50K in reimbursements.
- OEM working to secure basic office supplies.
- OEM planning its required yearly drill.
- For more information on OEM visit <https://www.facebook.com/newmilfordoem>

### **GARBAGE & RECYCLING**

- G&R met on 4/1.
- Continuing to monitor the progress and problems associated with garbage hauler (Galaxy)
- Continuing to monitor the progress and problems associated with recycling hauler (Farretti)
- New Milford Girl Scouts submitted posters for Recycling poster contest. Posters were reviewed by committee. The winner will have picture on the back of new recycling shirts.
- New blue recycling cans are selling very well.
- For more information on Garbage & Recycling in New Milford please visit [www.newmilfordboro.com](http://www.newmilfordboro.com).

Council report=4/20/15

Dominic Colucci

DPW All normal maintenance according to the monthly report has taken place.

I attended a meeting at borough hall on Friday 4/17/15 to discuss shared services with borough of Oradell. Items such as tree care, fire apparatus and certain purchases may start immediately once details are worked out and approved.

**BUILDING AND GROUNDS:**

Normal cleaning and maintenance as reported in the monthly report.

**FIRE DEPARTMENT:**

I was unable to attend the advisory board monthly meeting held on 4/20/15. Council meeting conflict.

I have not received hours of training/maintenance report for March 2015

New Milford will be the site of this year's annual Chief parade on 10/10/15

The buildings now have completed closing in the structures as far as roofing. The interior work is underway on both sites and looking forward to March-April 2015 completion dates.

The scheduled planning board meeting on 3/15 was canceled

I attended the town hall meeting on 3/24/15 at 8pm at the David E. Owens middle school to answer any questions by the Little League board in regard to discontinuing the lease between the town.

Department is still trying to obtain a list of vacant homes throughout town.

I would like to have board of Ed cooperation in having the grammar school in New Milford participate in Fire Safety week, which is still a mainstay in many districts, but not ours.

**Public Meeting**

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**Call to Order**

The New Milford Recreation Commission was called to order at 7:31 pm by Chariman Joe Ricciardelli.

Joe Ricciardelli read the NJ Open Public Meetings Act to all assembled.

**Roll Call**

	<b>Present</b>	<b>Absent</b>
Joe Albanese		√
Jose Correa	√	
Jay Levine, 2 <sup>nd</sup>	√	
Maura Henyecz, Vice Chairman	√ - 7:38 pm	
John O'Grady	√	
Joe Ricciardelli, Chairman	√	
Kevin Youngs		√
Peter Goldschmidt	√	
Mark Flores		√
Diego Robalino, Mayor & Council Liaison	√	
John Bigger, Director	√	

**1. Approval of the Minutes from March 18, 2015**

- Motion to accept April 1, 2015 Minutes, Jose Correa – , 2<sup>nd</sup> Joe Ricciardelli

**2. Director's Report**

- **Egg Hunt** –went well!
- April 20<sup>th</sup> – hope to get budget approved at Mayor and Council meeting
- Opening day 4/19/15 (Sunday). Parade 11:45 am @ Hovnanian School – Step off @ 12 pm
- Saturday 4/18/15 – Pediatric Cancer softball tournament
- Little League opening day 4/18/15, Senior Little League opening day 4/18/15
- Friends of New Milford will be grilling on 4/18/15
- Fields are in good shape

- Working on fixing scoreboard
- Over 200 for spring soccer
- Elks made \$250 donation to the Friends of New Milford
- Can do coaches training 2x per year-Rutgers training is for life. Borough and council was asked to give \$\$ for this. Recommending it be put in regulations that training is mandatory. Rutgers course includes safety, training, dealing with teams, etc.
- Men's softball started – need key for AED (or unlock it). Asked if it's possible to get lines painted at least once.

### **3. Coordinator/Liason Report**

- **Fall Soccer (Travel)** – Lee went to NJJSL meeting – applied for Northern Counties – don't know if it's going anywhere – could be because we do not offer enough teams (only fall). Only way to take on NJJSL John would have to attend meeting.
- **Summer Sports** – camps-need to discuss
- **Friends of New Milford Recreation** – 99 women signed up for softball. Nothing else new to report.

### **4. Mayor & Council Report**

- After 10 years, work has started on Hirschfield brook.
- At council meeting on 4/13/15, there was talk about Little League and town field combining-before moving forward, trying to establish sub-committee – need 2 members from rec to sit at meetings. Jose Correa & John Bigger can go.

### **5. Open to the Public**

- Motion to open to the public – Maura Henyecz, 2<sup>nd</sup> Jose. There being no one in the public, there was a motion to close to the public.
- Motion to close to public – Jay Levine, 2<sup>nd</sup> John O'Grady.

### **6. Policies and Procedures – nothing to report**

### **7. Old business – no new business**

### **8. New business**

- shirts for rec. commission?? (12) Polo/t-shirt/sweatshirt – going to get prices. Joe Albanese will create a design and it will be sent out for approval.
- Would like to get a clock put on the building

### **9. Closed Session**

Next meeting will take place April 29, 2015.

Motion to adjourn meeting by Jose Correa, 2<sup>nd</sup> Jay Levine at 8:28 pm.

Respectfully submitted,

Kelly Norton

**M&C meeting 04/20/2015**  
**Liaison Reports**  
**Diego Robalino**

**Board of Education**  
**Meeting 04/01/2015**

Superintendent Polizzi informed that the "Jump for the Heart" fundraiser will be held in the Berkeley Gym starting the following day, now that it has been open since the Jan. 07 tragedy.

There will be a Health Fair held in town in September, organized by the District's Health and Wellness Committee which is formed by volunteers from Administration, parents, students, nurses, etc.

H. I. B report indicated that there were 0 cases confirmed after 3 cases were reported and followed up on from all four schools.

Director of Curriculum and Instruction Danielle Shanley informed of the College Fair that was being hosted at the time of this meeting in our High School, where we were hosting along with Dumont and Cresskill from 7 to 9 PM.

Second round of PARCC (State assessment) testing is scheduled for the week of 04/20/15.

Academy students will be going to NYC on 04/22 for a pizza dinner and a B'way show where they will have the opportunity to watch Matilda.

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**Municipal Drug Alliance**  
**Meeting of 04/16 was moved to 04/23**

This will be reported in May.

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**Recreation Commission**  
**Meeting 04/01/2015**

Unable to attend because of BOE meeting

**Meeting 04/15/2015**

Minutes attached under separate heading.

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2015:117

Offered by: W. J. P.

Seconded by: M. J. P.

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

**WHEREAS**, N.J.S. 40A:4-8 permits that the Budget as advertised may be read by its title providing that at least one week prior to the date of the hearing a complete copy of the approved budget shall

- a) be posted in a public place where public notices are customarily posted, and
- b) is made available to each person requesting the same during said week and during the public hearing, and

**WHEREAS**, the Borough of New Milford has complied with the aforesaid requirements.

**NOW, THEREFORE, BE IT RESOLVED**, the Borough is hereby permitted to waive the reading in full, of the Municipal Budget for the year ending December 31, 2015.

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 April 20, 2015.

SEAL

Christine Demusis

## (Only to be Included in the Budget as Finally Adopted)

## RESOLUTION

Seconded by:

Be It Resolved by the Governing Body of the Borough of New Milford, County of Bergen that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$ 15,640,408 (Item 2 below) for municipal purposes, and  
(b) \$ (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,  
(c) \$ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II  
School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following  
summary of general revenues and appropriations.  
(d) \$ 78,521 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy  
(e) \$ 592,568 Minimum Library Levy (R.S. 40:54-8 et seq.).

**RECORDED VOTE**  
(Insert last name)

(	Putrino	(	Abstained	(
(	Ashley	(	None	(
(	Robalino	(		
(	Cabrera	(	None	
(	Alonso	(		
(	Colucci	(	Absent	(
			None	

## SUMMARY OF REVENUES

1. General Revenues			
Surplus Anticipated		08-100	\$ 717,000
Miscellaneous Revenues Anticipated		13-099	\$ 2,477,612
Receipts from Delinquent Taxes		15-499	\$ 400,000
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)			
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 6, Sheet 42	07-195	\$	
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191	\$	
Total Amount to be Raised by Taxation for Schools in Type I School Districts Only			
4. To Be Added To The Certificate For Amount To Be Raised By Taxation For Schools In Type II School Districts Only:			
Item 6(b), Sheet 11 (N.J.S. 40A:4-14)	07-191		
5. AMOUNT TO BE RAISED FOR MINIMUM LIBRARY TAX (Item 6c, Sheet 11)			
	07-192		\$ 592,568
Total Revenues			
	13-299		\$ 19,827,588



# SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS			
Within "CAPS"			
(a&b) Operations Including Contingent	34-201	\$	13,967,596
(c) Deferred Charges and Statutory Expenditures - Municipal	34-209		1,697,936
(g) Cash Deficit	46-885		
Excluded from "CAPS"	xxxxxxx	xxxxxxx	
(a) Operations - Total Operations Excluded from "CAPS"	34-305		2,167,101
(c) Capital Improvements	44-999		185,900
(d) Municipal Debt Service	45-999		1,150,955
(e) Deferred Charges - Municipal	46-999		98,100
(f) Judgements	37-480		
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)	29-405		-
(g) Cash Deficit	46-885		
(k) For Local District School Purposes	29-410		
(m) Reserve for Uncollected Taxes	50-899		560,000
	07-195	\$	
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)			
Total Appropriations	34-499	\$	19,827,588

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 20th day of April, 2015.  
 It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as  
 appeared in the 2015 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 20th day of April, 2015, Christine Kenna, Clerk

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2015:119

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
PUTRINO	✓			
ASHLEY	✓			
ROBALINO	✓			
CABRERA	✓			
ALONSO	✓			
COLUCCI	✓			
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. Review of Closed Session Minutes – April 13, 2015
2. Potential Litigation – Pancho's/DeMauro
3. Legal Advice – NMRA

**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 April 20, 2015.

SEAL

[Signature]

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2015:120

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
PUTRINO	✓			
ASHLEY	✓			
ROBALINO	✓			
CABRERA	✓			
ALONSO	✓			
COLUCCI	✓			
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 \$3,525,968.96

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 April 20, 2015.

SEAL

[Signature]

**BOROUGH OF NEW MILFORD****Bill list****APRIL 1-15, 2015 PAYROLL**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PAYROLL	17702.71	APRIL 1-15, 2015 PAYROLL	RECEIVABLE:	6957
PAYROLL	1666.67	APRIL 1-15, 2015 PAYROLL	GENERAL	6957
PAYROLL	8517.55	APRIL 1-15, 2015 PAYROLL	MUNICIPAL	6957
PAYROLL	7277.81	APRIL 1-15, 2015 PAYROLL	COLLECTION	6957
PAYROLL	1416.91	APRIL 1-15, 2015 PAYROLL	ASSESSMENT	6957
PAYROLL	833.33	APRIL 1-15, 2015 PAYROLL	ASSESSMENT	6957
PAYROLL	22.50	APRIL 1-15, 2015 PAYROLL	ZONING	6957
PAYROLL	5367.24	APRIL 1-15, 2015 PAYROLL	CODE	6957
PAYROLL	50.00	APRIL 1-15, 2015 PAYROLL	RENT	6957
PAYROLL	573.52	APRIL 1-15, 2015 PAYROLL	POLICE	6957
PAYROLL	5321.68	APRIL 1-15, 2015 PAYROLL	POLICE	6957
PAYROLL	4942.77	APRIL 1-15, 2015 PAYROLL	POLICE	6957
PAYROLL	13551.59	APRIL 1-15, 2015 PAYROLL	POLICE	6957
PAYROLL	177537.05	APRIL 1-15, 2015 PAYROLL	POLICE	6957
PAYROLL	482.99	APRIL 1-15, 2015 PAYROLL	UNIFORM	6957
PAYROLL	614.07	APRIL 1-15, 2015 PAYROLL	PUBLIC	6957
PAYROLL	57881.11	APRIL 1-15, 2015 PAYROLL	PUBLIC	6957
PAYROLL	600.00	APRIL 1-15, 2015 PAYROLL	PUBLIC	6957
PAYROLL	1609.96	APRIL 1-15, 2015 PAYROLL	RECYCLING	6957
PAYROLL	3426.28	APRIL 1-15, 2015 PAYROLL	PUBLIC	6957
PAYROLL	5022.45	APRIL 1-15, 2015 PAYROLL	BOARD OF	6957
PAYROLL	5326.81	APRIL 1-15, 2015 PAYROLL	SENIOR	6957
PAYROLL	0.00	APRIL 1-15, 2015 PAYROLL	LIBRARY	6957
PAYROLL	23828.01	APRIL 1-15, 2015 PAYROLL	LIBRARY	6957
PAYROLL	4243.65	APRIL 1-15, 2015 PAYROLL	MUNICIPAL	6957
PAYROLL	1477.14	APRIL 1-15, 2015 PAYROLL	TITLE III -	6957
PAYROLL	8357.13	APRIL 1-15, 2015 BORO SOCIAL	SOCIAL	6958
PAYROLL	4779.92	APRIL 1-15, 2015 BORO MEDICARE	SOCIAL	6959

**Total fund: 01 Current****362430.85****Total Bill List: 362430.85**

**BOROUGH OF NEW MILFORD****Bill list****APRIL 20, 2015**

<b><u>Vendor</u></b>	<b><u>Amount</u></b>	<b><u>Description</u></b>	<b><u>Account</u></b>	<b><u>Check #</u></b>
NEW MILFORD BOARD OF	500000.00	APRIL 2015 SCHOOL APPROPRIATION	SCHOOL	6960
NEW MILFORD BOARD OF	1951019.00	APRIL 2015 SCHOOL APPROPRIATION	SCHOOL	6961
BERGEN CTY MUNICIPAL JOINT	75755.63	2015 SECOND INSTALLMENT JIF	LIABILITY	6962
BERGEN CTY MUNICIPAL JOINT	0.00	2015 SECOND INSTALLMENT JIF	WORKMANS	6962
BERGEN CTY MUNICIPAL JOINT	82926.22	2015 SECOND INSTALLMENT JIF	WORKMANS	6962
EDIE RYERSON	70.00	3/3/15 ENVIRONMENTAL COMM. MTG	ENVIRONMENT	6963
TERRI L. SMITH, MD, PA	593.75	3/10/15 1.25 HRS, 4/14/15 3.5 HRS	BOARD OF	6964
SYLEMAN BRESA	925.00	REIMBURSEMENT FOR	PUBLIC	6965
MARK D. MADAIO, ESQ.	2700.20	MARCH, 2015 LEGAL SERVICES	LEGAL	6966
CIGNA HEALTHCARE	146199.75	MARCH, 2015 PREMIUM FOR INSURANCE	INSURANCE	6967
STAPLES ADVANTAGE	148.95	INV.3261783660 CANON INK CARTRIDGE	FIRE 0/E	6968
STAPLES ADVANTAGE	130.22	INV.3262627365 OFFICE SUPPLIES	MUNICIPAL	6969
SHOP RITE OF NEW MILFORD	159.59	CUST. 3563 MARCH 2015	SENIOR	6970
HOLY NAME HOSPITAL	344.00	81401447201503OH, 81401410201502OH	FIRE 0/E	6971
CELTIC KITCHEN	230.00	2/25/15 LITTLEFIELD RETIREMENT	POLICE	6972
DESERT SNOW LLC	590.00	INV.3353 5/5-5/7/15 CRIMINAL	POLICE	6973
SCOTT GRAPHICS PRINTING	85.00	INV.11851 BUSINESS CARDS-VINCENT	PUBLIC	6974
SCOTT GRAPHICS PRINTING	95.00	INV. 11869 3/30/15 PROPERTY MAINT.	PUBLIC	6975
OTT GRAPHICS PRINTING	1090.00	INV.11862 3/20/15 LAMINATED MAPS	CLEAN	6976
UNITED WATER NEW JERSEY	15500.00	APRIL, 2015 CURRENT HYDRANT	O/E WATER	6977
IRON MOUNTAIN RECORDS MGMT	636.40	INV.LHJ9951 MARCH STORAGE & BOX	MUNICIPAL	6978
GANN LAW BOOKS	68.00	INV.D546152 3/26/15 LAW BOOK	MUNICIPAL	6979
NES LIGHT, INC.	150.00	INV. 3496 SERVICE CALL FOR	MUNICIPAL	6980
P & A AUTO PARTS	300.00	INV. 13-603192 REPLACE BROKEN	FIRE 0/E	6981
P & A AUTO PARTS	563.84	INV. 13-605381 SERVICE FOR ENGINE	FIRE 0/E	6982
P & G AUTO, INC.	536.78	INV.	VEHICLE	6983
FOSTER & COMPANY	82.12	INV.860483 3/13/15	PUBLIC	6984
LORCO PETROLEUM SERVICES	160.00	INV.1078530 12/31/14	RECYCLING	6985
FREMGEN'S POWER EQUIPMENT	479.70	INV.16317 4/8/15	PUBLIC	6986
MEDICAL INSURANCE EMPLOYEE	40000.00	MEDICAL REIMBURSEMENT ACCOUNT	INSURANCE	6987
PALMERS ACE HARDWARE	92.14	INV. 671139,671140 FIELD SUPPLIES	RECREATION	6988
GEESE CHASERS, NORTH JERSEY	3886.98	INV.520894,520917,520959	RECREATION	6989
EMMOLO LAWN SPRINKLER LLC	2385.00	INST SPRINKLER SYS KENNEDY FIELD	RECREATION	6990
JOHN MIRZA LANDSCAPING	2325.00	ENHANCE RETAINING WALL	RECREATION	6991
RUTGERS UNIVERSITY NJAES	325.00	INV.36286 3/24/15 D.MIELNICKI	PUBLIC	6992
AMERICANWEAR INDUSTRIAL	670.00	ACCT.2174 & 2175 MARCH 2015	PUBLIC	6993
RACHLES/MICHELE'S OIL	1292.84	INV.205664 3/9/15 DIESEL FUEL	O/E GAS &	6994
CABLEVISION	191.72	APRIL, 2015 CABLE CHARGES	MUNICIPAL	6995
CABLEVISION	21.35	APRIL, 2015 CABLE CHARGES	POLICE	6995
CABLEVISION	74.90	APRIL, 2015 CABLE CHARGES	PUBLIC	6995
CABLEVISION	84.90	APRIL, 2015 CABLE CHARGES	RECREATION	6995
CABLEVISION	0.00	APRIL, 2015 CABLE CHARGES	O/E	6995
CABLEVISION	104.85	APRIL, 2015 CABLE CHARGES	O/E	6995
G.T.B.M., INC.	2075.36	INV.6421 (952) FIRST QUARTER	POLICE	6996
SCOTT GRAPHICS PRINTING	110.00	INV. 11861 BUSINESS CARDS-CHIEF	POLICE	6997
NORTHWEST BERGEN CENTRAL	7000.00	INV. 9966 2ND QTR DISPATCH SERVICE	POLICE	6998

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
Total fund:	01	Current	2842179.19	

Total Bill List: 2842179.19

**BOROUGH OF NEW MILFORD**

**Bill list**

**APRIL 20, 2015**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
BOSWELL MCCLAVE ENGINEERING	11041.04	INV.91853 3/31/15 NM481B	2014	1383
T & S BUILDERS, LLC	308956.06	FIREHOUSE RENOVATIONS	2013	1384

**Total fund: 04 CAPITAL**

**319997.10**

**Total Bill List: 319997.10**

**BOROUGH OF NEW MILFORD**

**Bill list**

**APRIL 20, 2015**

Combined DEVELOPERS TRUST 14

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
BOSWELL MCCLAVE	465.00	INV.91526 3/19/15 NMES640 ALEX &	DEVELOPERS	1499
Total fund: 2940 DEVELOPERS ESCROW				465.00
Total Bill List:		465.00		



**BOROUGH OF NEW MILFORD**

**Bill list**

**APRIL 20, 2015**

Combined TRUST FUND 12

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
WEST POINT TOURS, INC.	560.00	inv. 5869 6/29/15 WEST POINT - JR. RESERVE JR.		1028
Total fund: 2803 RESERVE JR. POLICE ACADEMY				560.00
Total Bill List:		560.00		

**BOROUGH OF NEW MILFORD**

**Bill list**

**APRIL 20, 2015**

Combined RECREATION COMM TRUST 18

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
BSN SPORTS, LLC	336.82	SIZE 4 INDOOR SOCCER BALL	RES'V FOR	1612
Total fund: 2930 RES'V RECREATION COMM EXPENSES				336.82
Total Bill List:		336.82		

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2015:121

Offered by: [Signature]

Seconded by: [Signature]

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

BE IT RESOLVED that the ordinance 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, NEW ADDITIONAL FURNISHINGS 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 \$1,073,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, 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.

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 11<sup>th</sup> day of May, 2015, at 8:00 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 April 20, 2015.

SEAL

Christine Demaris

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2015:122

Offered by: James P. ...

Seconded by: ...

Member	Aye	No	Abstain	Absent
PUTRINO	✓			
ASHLEY	✓			
ROBALINO	✓			
CABRERA	✓			
ALONSO	✓			
COLUCCI	✓			
MAYOR (tie)				

**WHEREAS** the Borough of New Milford, NJ, has experienced natural hazards that result in public safety hazards and damage to private and public property;

**WHEREAS** the hazard mitigation planning process set forth by the State of New Jersey and the Federal Emergency Management Agency offers the opportunity to consider natural hazards and risks, and to identify mitigation actions to reduce future risk;

**WHEREAS** the New Jersey Office of Emergency Management is providing federal mitigation funds to support development of the mitigation plan;

**WHEREAS** a *Hazard Mitigation Plan* has been developed by the Mitigation Planning Committee;

**WHEREAS** the *Hazard Mitigation Plan* includes a prioritized list of mitigation actions including activities that, over time, will help minimize and reduce safety threats and damage to private and public property, and

**WHEREAS** the draft plan was provided to each participating jurisdiction and was posted on the County Office of Emergency Management's website so as to introduce the planning concept and to solicit questions and comments; and to present the Plan and request comments, as required by law, and

**NOW THEREFORE BE IT RESOLVED** by the Mayor and Council of the Borough of New Milford:

1. The Bergen County Multi-Jurisdictional Hazard Mitigation Plan, as submitted to the New Jersey Office of Emergency Management and the Federal Emergency Management Agency on April 13, 2015 by the Bergen County Office of Emergency Management is hereby adopted as an official plan of the Borough of New Milford; minor revisions recommended by the Federal Emergency Management Agency and/or the New Jersey Office of Emergency Management may be incorporated without further action.

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2015:122

Offered by:.....

Seconded by:.....

2. The Borough of New Milford departments identified in the Plan are hereby directed to pursue implementation of the recommended high priority activities that are assigned to their departments.
3. Any action proposed by the Plan shall be subject to and contingent upon budget approval, if required, which shall be at the discretion of the Borough of New Milford, and this resolution shall not be interpreted so as to mandate any such appropriations.
4. The Emergency Management Coordinator is designated to coordinate with other offices and shall periodically report on the activities, accomplishments, and progress, and shall prepare an annual progress report to be submitted to the Bergen County Office of Emergency Management. The status reports shall be submitted on a yearly basis by a predetermined date as agreed upon by all stakeholders.

---

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 April 20, 2014.

SEAL

Cristine Semuris

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2015:123

Offered by: .....

Seconded by: .....

Member	Aye	No	Abstain	Absent
PUTRINO	✓			
ASHLEY	✓			
ROBALINO	✓			
CABRERA	✓			
ALONSO	✓			
COLUCCI	✓			
MAYOR (tie)				

**RESOLUTION AUTHORIZING TAX APPEAL ATTORNEY TO SETTLE 2005,  
2006, 2007, 2008, 2009, 2010, 2011, AND 2013 TAX APPEALS CAPTIONED**

Advance Housing, Inc. v. Borough of New Milford  
Block 1407 Lot 56  
241 Boulevard, New Milford, New Jersey

Under Docket Numbers:

000610-2005  
006885-2006  
008906-2007  
010053-2008  
017961-2009  
017264-2010  
018353-2011  
019245-2013

**WHEREAS**, Advance Housing, Inc. is the owner of the property captioned above; and

**WHEREAS**, tax appeals challenging the tax assessments for the tax years 2005, 2006, 2007, 2008, 2009, 2010, 2011, and 2013 have been filed and pending; and

**WHEREAS**, Block 1407, Lot 56 was assessed as follows:

2005	\$333,600
2006	\$333,600
2007	\$355,400
2008	\$356,400
2009	\$356,400
2010	\$356,400
2011	\$356,400
2013	\$256,600

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2015:123

Offered by:.....

Seconded by:.....

**WHEREAS**, the taxpayer has sought exemption through complaints filed in the tax court; and

**WHEREAS**, the issues present in this case were the subject of litigation by the Plaintiff in 9 other municipalities which matters were decided in favor of the Plaintiff by the New Jersey Supreme Court in Advance Housing, Inc. v. Twp of Teaneck, 215 N.J. 549 (2013); and

**WHEREAS**, the Borough Tax Assessor previously granted exemption to the Plaintiff for the 2012 tax year in accord with a County Board of Taxation Judgment (which is why same is not part of this resolution) but erred in restoring same to the tax rolls for 2013 and 2014, and

**WHEREAS**, by resolution 2014:301 the governing body of the Borough of New Milford canceled the open taxes for the 2014 tax year; and

**WHEREAS**, by resolution 2013:287 the governing body of the Borough of New Milford canceled the open taxes for the 2013 tax year due to the Supreme Court's decision, *supra*; and

**WHEREAS** the Plaintiff has, according to the Tax Collector's records, paid \$48,138.39 (\$47,603.56 taxes and \$534.83 interest) for the period of 2005 to 2011; and

**WHEREAS**, the parties have been able to arrive upon a settlement agreement wherein said payments are to be refunded to the Plaintiff without the inclusion of interest;

**NOW, THEREFORE, BE IT RESOLVED** that the Governing Body of the Borough of New Milford agrees to authorize the Tax Appeal Attorney to execute a Stipulation of Settlement on behalf of the Borough of New Milford with respect to the within matters pending in the Tax Court of New Jersey for the tax years 2005, 2006, 2007, 2008, 2009, 2010, 2011, and 2013 under Docket Nos:

000610-2005  
006885-2006  
008906-2007  
010053-2008  
017961-2009  
017264-2010  
018353-2011  
019245-2013

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2015:123

Offered by:.....

Seconded by:.....

As set forth above; and

**BE IT FURTHER RESOLVED** that upon receipt of the Tax Court Judgment that Tax Collector is authorized to calculate the amount of the refund and cause same to be paid to the taxpayer, without statutory interest, within 60 days from the date the Tax Court Judgment is received and shall forward same directly to Plaintiff's counsel, Kates, Nussman, Rapone, Ellis & Farhi, LLP and payable to their trust account.

**BE IT FURTHER RESOVLED** that copies of this Resolution are to be provided to the Borough Clerk, Borough Treasurer, Borough Tax Assessor, and Borough Attorney, Mark Madaio, Esq.

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 April 20, 2014.

SEAL

*Cristine Dennis*



BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2015:124

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
PUTRINO	✓			
ASHLEY	✓			
ROBALINO	✓			
CABRERA	✓			
ALONSO	✓			
COLUCCI	✓			
MAYOR (tie)				

**WHEREAS**, the Church of the Ascension, 1092 Carnation Drive, New Milford, NJ has applied for a Special Permit for a Social Affair; and

**WHEREAS**, the Mayor & Council of the Borough of New Milford have agreed for certain non-profit organizations to dispense and serve alcohol set forth under the guidelines of the Division of Alcoholic Beverage Control (ABC) pursuant to N.J.S.A. 33:74-1 and N.J.A.C. 13:2-5.1; and

**WHEREAS**, the required documentation along with a fee of \$100.00 to the Division of Alcohol and Beverage Control has been submitted, reviewed and signed by the Chief of Police and Borough Clerk of the Borough of New Milford, NJ;

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Council hereby grant a Special Social Affair Permit to Church of the Ascension to conduct a social gathering at which alcohol will be served on the premises of the Church of the Ascension located at 1092 Carnation Drive, New Milford, NJ on September 13, 2015 from 1:30 PM – 7:00 PM in accordance with New Milford Borough Ordinance #6-4, et seq.; and

**BE IT FURTHER RESOLVED** that a copy of this resolution be sent to Reverend David W. Milliken, 256 Azalea Drive, New Milford, NJ 07646.

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 April 20, 2015.

SEAL

[Signature]

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2015:125

Offered by: .....

Seconded by: .....

Member	Aye	No	Abstain	Absent
PUTRINO	✓			
ASHLEY	✓			
ROBALINO	✓			
CABRERA	✓			
ALONSO	✓			
COLUCCI	✓			
MAYOR (tie)				

**BE IT RESOLVED** by the Mayor and Council of the municipality of New Milford that application is made to the Commissioner of Transportation for aid under the New Jersey Trust Fund Authority Act for:

**Boulevard – Section 7 (Additional) – DOT Discretionary Aid Project**

**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 April 20, 2015.

SEAL

Christine Bernus