MINUTES BOROUGH OF NEW MILFORD 7:00 PM WORK SESSION Monday, March 13, 2017



WORK SESSION:

Mayor Subrizi led the flag salute and read the Open Public Meeting and Mission Statements.

Councilwoman Thea Sirocchi-Hurley	Absent
Councilwoman Randi Duffie	Present
Council President Hedy Grant	Present
Councilman Ira Grotsky	Present
Councilwoman Kelly Langschultz	Present
Councilman Al Alonso	Present
Mayor Ann Subrizi	Present

Also Present: K. Kelly - Borough Attorney; C. Demiris - Administrator/Borough Clerk

Councilman Alonso made a motion to go into closed session. Councilman Grotsky seconded the motion. The motion carried. All present in favor, none opposed. Time 7:09 PM.

CLOSED SESSION:

- 1. Legal Advice NMRA
- 2. Current Litigation Henry v. New Milford
- 3. Potential Litigation
- 4. Review of Closed Session Minutes

At the conclusion of the closed session Councilman Alonso made a motion to return to open session. Councilwoman Duffie seconded the motion. The motion carried. All present in favor, none opposed. Time 7:54 PM.

OPEN SESSION:

1. 2017 Proposed Operating Budget

Mayor Subrizi said the budget committee met on several occasions to produce the budget draft which had been distributed for the Council's review. She said as drafted, there will be no increase in the municipal taxes for the second year in a row.

Councilwoman Duffie asked if there is anything significant to note. Mayor Subrizi said the OEM budget has a 151% increase but noted some of the items are one-time expenses. Councilman Grotsky said \$5,000 was removed from the OEM budget and will be charged to the Police Department headquarters job because it represents the cost to move an antenna as result of the new construction.

Mayor Subrizi said we are managing our capital budget more efficiently whereby some of the items will be purchased outright as opposed to being bonded. She said we also budgeted an additional \$400,000 to cover a portion of the Borough's accumulated absence liability. She said the budget is scheduled for introduction on March 27th with a public hearing scheduled for April 24th.

2. Air BnB – Proposed Ordinance

Mayor Subrizi referenced a sample ordinance that had been distributed prior to the meeting. She said she wanted the Council's feedback on whether or not this type of ordinance was needed in New Milford. Councilman Alonso asked if this is a problem in town. Mayor Subrizi said she was aware of one instance where there was an issue.

Councilman Alonso said a short term rental is more of a commercial use as opposed to a residential use so it would already be prohibited in a residential zone. Mr. Kelly said that argument has not held up in other Boroughs.

Council President Grant said it appears to be a solution in search of a problem.

There was no interest from the Council to pursue the issue.

3. Specialty Seasonal

Mr. Kelly said Specialty Seasonal has expressed interest in purchasing the Borough owned property adjacent to theirs. He said he has been in touch with their attorney and said he does not know if the property is owned in fee or if it is dedicated by map. He advised the attorney that the governing body has no interest in spending money to execute a title search and the attorney indicated that his client will undertake the title search. Mr. Kelly said if the property is owned in fee and the governing body is interested in selling it would have to be sold at auction. He said if it is dedicated by map it can be vacated to the adjoining property owners. Mr. Kelly said he has also looked into the possibility of leasing the property and he is of the opinion that the liability of doing so outweighs any potential benefit.

4. Field Committee

The Administrator said she had been contacted by the Chair to ask if the committee could have direct contact with the Grants Consultant and the Engineer. She said the Council had previously agreed that all contact with professionals should be through the Administrator. Mr. Kelly said he agreed that contact with professionals should be through the Administrator's office as it could incur expense. Council President Grant asked if a Councilmember, who sits on the committee, could contact professionals directly. Mr. Kelly said they could but they should be aware that it will be billed; he suggested it may be better to coordinate the contact through the Administrator's office.

Councilwoman Duffie asked if the Borough has applied for a grant is it bound to what it applied for. She was advised that the Borough would be bound to what was in the application.

Council President Grant said Councilwoman Duffie was appointed to be the liaison to the committee. She said she would like to amend the bylaws to provide for a liaison to ad hoc committees.

Councilwoman Langschultz asked why Council President Grant had changed her mind, noting that in January Council President Grant said the committee did not need a liaison.

Councilman Alonso said the final version of the committee description does not include a liaison as it was decided that the two councilmembers, sitting on the committee, could report back to the Council and the minutes would provide an account of the meetings. He said he made an error at the last meeting when he said the Mayor needed to appoint a liaison. He said the role of a liaison is to report back to the council, they are not a member of the committee. He said to have a third councilmember act as a liaison for the sole purpose of reporting back to the Council would preclude another member of the Council from attending the meeting.

Mr. Kelly said the liaison is not defined by the bylaws but the common definition is that the liaison reports back and forth. He said it is not defined by statute nor ordinance. He said there was an action at the last meeting of the governing body so Councilwoman Duffie is the liaison at this time. He said however, there was an appointment but the bylaws don't call for a liaison to the ad hoc committee so the action may have been void ab initio (from the start). He said the question becomes how the governing body wants to move forward. He said the committee can't move forward if there is a quorum of the governing body unless the meeting has been advertised.

Mayor Subrizi said in the current version of the mission statement there is no provision for a liaison; she made a mistake in appointing one. She asked how it can now be corrected. Mr. Kelly said there is nothing in the statute or ordinances that addresses the appointment of a liaison it is done by the bylaws and the bylaws do not call for liaisons to ad hoc committees. He said the action of appointing a liaison was not authorized by the bylaws so the appointment is void ab initio because the Mayor did not have the authority to do it. He said it could be seen as ultra vires (beyond the power).

Mayor Subrizi said when she showed up to the Field Committee meeting it was not a surprise as she had stated that she would be attending. She said because of the liaison appointment there were three members of the Council present so she excused herself in order to avoid the issue of a quorum. She said there were things she wanted to say at the meeting and then proceeded to articulate her concerns. She stated since the committee was first conceived we have imminent improvements to Berkley Field and the acquisition of a field at the Suez property. She suggested the purview of the Field Committee should be expanded to consider all the fields including Williams Field.

Councilman Alonso said since the committee was first formed new opportunities have come along. He said there is overuse on Kennedy Field and suggested it may be possible to put a turf field on the Suez property for less money. He said it may be possible to create more useable fields for less money. He said he has told the committee from the start that the

Council wants a comprehensive recommendation. He too suggested the committee should expand the area of study to include all of the fields and should consider the use of each field.

Mayor Subrizi asked if the committee should be responsible to examine the growth of the sports and the field capacity or if it would require a professional. Councilman Alonso said Councilwoman Langschultz has stated that we need to identify the capacity of the fields. Mayor Subrizi asked if that would be the job of the Recreation Director, the committee or someone else. Councilwoman Langschultz said the numbers have been compiled they just need to be reviewed.

Councilwoman Duffie said she thinks the committee should be allowed to go through their fact finding and make a presentation to the Council.

Council President Grant said Councilman Alonso and Mayor Subrizi are talking about expanding the mission of the committee; she said she is not in favor of doing that.

Councilman Alonso said there is no need to rewrite the mission statement; he said we would just have to add the other fields to the area of study. Council President Grant said that it would dilute the mission statement and make it more difficult to come up with plans.

Councilwoman Langschultz asked why the Council would make a decision about one field without considering the other fields. She said changes with other fields over the last two years have altered the need at Kennedy Field.

Councilwoman Duffie asked what Councilman Alonso is recommending. Councilman Alonso said he is recommending the Council change the mission statement to expand the area of study to include all recreational fields. He said we can't determine the best use of Kennedy Field by looking at in a vacuum.

Council President Grant said it is not going to done in a vacuum; just because the committee is looking at Kennedy Field does not mean they are unaware of the problems on other fields in town. She said it is not within the purview of this committee to discuss the issues at other fields.

Councilman Alonso said the Suez field is part of a settlement so it is a done deal. He said assuming there is no appeal the field will be dedicated to the Borough in graded condition by the end of summer 2018. He said it could be a turf football/soccer field. He said the Kennedy Field Green Acres application is being considered and the Bergen County Open Space application will be submitted in the fall. He said we could potentially have two turf fields which would have to be justified to the public. He said this is why the committee's purview needs to be expanded.

Council President Grant said we have not made any decisions about the Suez field; it has not been discussed. Councilman Alonso said we are getting a field dedicated to the Borough. Council President Grant said it has nothing to do with the current committee.

Mayor Subrizi said the committee should analyze the big picture to create the most opportunity and spend the money in the most fiscally responsible manner.

Councilman Alonso said decisions made at Kennedy Field could impact the town for the next forty or fifty years. He said the Borough has the opportunity to improve on all the recreation facilities we have with consideration given to the potential growth rates. He asked if it could all be done at one time why we would not take that opportunity.

Council President Grant said that is still in the future and we have a good chance of getting things organized for Kennedy Field by the end of this year. Councilman Alonso said Bergen County Open Space does not make a determination until January. Council President Grant said that does not mean that we can't have a design ready to go by then.

Councilwoman Duffie asked what would happen if four councilmembers attend the next meeting of the Field Committee. Mr. Kelly said the meeting would have to be advertised, noting that there may be a quorum of the governing body, to comply with the Open Public Meetings Act. Mayor Subrizi asked if the minutes kept by the Field Committee would be subject to OPRA. Mr. Kelly said they would be.

Councilman Alonso made a motion to expand the area of study to include all of the recreational fields. Councilwoman Langschultz seconded the motion. The motion failed on a roll call vote as follows:

For the motion:

Langschultz, Alonso Duffie, Grant, Grotsky

Against the motion: Abstain:

None

When casting her vote, Councilwoman Duffie said she would expect all the committee members to bring all of their expertise and knowledge as it relates to all of the sports being discussed.

Council President Grant asked if the Mayor had appointed another member of the public to the committee. Mayor Subrizi said she has someone she would like to appoint, John Minko. Council President Grant said she thought Mr. Minko had declined. Mayor Subrizi confirmed that Mr. Minko and Josephine McEwan had declined but she said she asked Mr. Minko to reconsider. Council President Grant asked why, when there is someone who has sent a letter of intent and who has expertise in this area, the Mayor is trying to find someone else. Mayor Subrizi asked to whom Council President Grant was referring. Council President Grant said she was referring to Michael Putrino. Councilman Alonso asked what Mr. Putrino's expertise is. Council President Grant said he has been very involved with Rec, he knows the Borough's system and he is a former Councilman. Mayor Subrizi said the reason Mr. Minko declined initially is because he was told it was a done deal. She said former Councilman Putrino would make a fine addition to any committee he served on but she said she believes there are enough people who are like minded to Mr. Putrino. She said Mr. Minko was very much involved with the Middle School field and he has a lot of knowledge about the fields and he brings a unique perspective to the committee.

The Council agreed the next meeting of the Field Committee should be advertised.

5. Department Head Meeting

Councilwoman Duffie said she would like to suggest regular department head meetings to encourage communications between departments. She said she did an informal study of some local municipalities and River Edge, Oradell and Dumont all have department head meetings.

The Administrator said she had been holding regular department head meetings but that there was lukewarm participation from the departments. She said the meetings were difficult to schedule because of conflicts in availability. She said the Deputy Clerk is in the process of creating a quarterly newsletter, with information from each department, to be distributed to employees and the governing body.

The Mayor suggested meeting periodically with the Police, DPW, Senior Center and Library.

The Administrator said she would reinstitute the quarterly department head meeting.

6. U.S. Department of Defense 1033 Program

Council President Grant said she thinks this is a great program; her concern was with some of the military equipment that could be obtained through the program. She said she had spoken with Chief Ramaci and he assured her that he had no intent to order those types of items. She said initially she thought the resolution should be modified to exclude certain items.

The Mayor said she had asked the Clerk to prepare the two versions of the resolution – one in the original form and one with the restrictions.

The Administrator read from an email from Chief Ramaci in which he said he believed it was unnecessary to list items to be excluded when there is no intention to order them. He went on to say that he would seek the Council's approval before acquiring any vehicle or item from the military.

The Council unanimously agreed to go with the original version of the resolution; without restrictions. Council President Grant asked to have the Chief's email attached to the resolution.

7. Approval of the February 27, 2017 Closed and Public Session Minutes

Councilman Alonso made a motion to approve the minutes of the February 27, 2017 Closed and Public Sessions. Councilwoman Langschultz seconded the motion. The motion carried. All present in favor, with the exception of Councilwoman Duffie who abstained.

8. Administrator's Report

No report

PROCLAMATION: NATIONAL POISON PREVENTION WEEK

COUNCIL:

Council President Grant and Councilman Grotsky asked if Mr. Kelly had any information on the possibility of putting a tree farm on the Carlton Place property. Mr. Kelly said he said he is waiting to hear back from the County but that a fence would most likely not be permitted by the DEP.

Mayor Subrizi said the rain barrel workshop held the previous Saturday was a big success.

Councilman Grotsky asked if Mr. Kelly had made any progress on the sidewalks with Shade Tree. Mr. Kelly said a question was raised as to whether or not the Shade Tree Commission can dictate to the DPW how to deal with the root plate with regard to sidewalks. He said his concern is that once we start telling people how to design sidewalks it becomes a liability issue. He said he was going to speak to the Risk Manager about it.

Councilwoman Duffie asked about making updates to the website. She was advised that she should forward any requests for updates to the Clerk's office. She noted that the County Prosecutor's Office is bringing a presentation on drug addiction to the High School. She asked about a drop box for medications. Councilwoman Langschultz said the Drug Alliance is looking into it.

Council President Grant said there will be two sessions held on March 30th at the High School from 9 to 12 and 6 to 9 to discuss mental health issues and the stigma free program.

COMMENTS FROM THE PUBLIC

Councilman Alonso made a motion to open the meeting for public comment. Councilwoman Langschultz seconded the motion. The motion carried. All present in favor, none opposed.

The record reflects that no member of the public wished to comment.

Councilman Alonso made a motion to close to the public. Councilwoman Langschultz seconded the motion. The motion carried. All present in favor, none opposed.

RESOLUTIONS:

MESOTIO	1101/3:
2017:93	Closed Session
2017:94	Payment of Bills and Vouchers
2017:95	Approve Raffle License 2017:08 – Church of the Ascension – Off-Premise 50/50
2017:96	Approve 2016 Budget Transfers from Reserves
2017:97	Authorize Grant Application with NJ DOT for Baldwin Avenue and Columbia Street
	Drainage Improvements
2017:98	Authorize Permanent Appointment – Officer Sean Duffy
2017:99	Approve Emergency Temporary Appropriations

2017:100 Appeal to NJ DEP Commissioner to Support US Environmental Protection Agency findings to place the Hackensack River on the National Priorities List

2017:101 Authorize New Milford Police Department to Participate in the U.S. Department of Defense 1033-Program

2017:102 Authorize Reservation of Funds from General Improvement Fund – Capital Improvement Fund for Engineering Services for Multi-Sport Facility

VOTE ON RESOLUTIONS

Councilman Alonso asked to pull resolution 2017:102 from the consent agenda.

Council President Grant made a motion to approve the consent agenda consisting of resolutions 2017:93 through 2017:101. Councilwoman Duffie seconded the motion. The motion carried. All present in favor, none opposed.

Councilwoman Duffie made a motion to approve resolution 2017:102. Council President Grant seconded the motion. The motion carried on a roll call vote as follows:

For the motion:

Duffie, Grant, Grotsky, Langschultz

Against the motion:

Alonso

Abstain:

None

ADJOURNMENT

Being no other business before the Council, Councilwoman Duffie made a motion to adjourn. Council President Grant seconded the motion. The motion carried. All present in favor, none opposed. Time 9:46 PM.

Respectfully submitted,

Christine Demiris, RMC, CMC

Borough Clerk

RESOLUTION Seconded by:. Offered by: Abstain Absent Member SIROCCHI-HURLEY DUFFIE GRANT GROTSKY LANGSCHULTZ ALONSO

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. Legal Advice NMRA
- 2. Current Litigation Henry v. New Milford
- 3. Review of Closed Session Minutes

MAYOR (tie)

4. Potential Lingation
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 adopted by the Council of the Borough of New Milford at the meeting held on March 13, 2017.

Chryline Demisis

RESOLUTION

Offered by:

Seconded by:

Member	Aye	No	Abstain	Absent
SIROCCHI- HURLEY				/
DUFFIE	/			
GRANT	V_			
GROTSKY	/			
LANGSCHULTZ	V_			
ALONSO	./			
MAYOR (tie)				

WHEREAS, the claims and accounts listed in the attached, 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 \$3,720,765.44.

I hereby certify that the above is a true copy of a resolution adopted by the Council of the Borough of New Milford at the meeting held on March 13, 2017.

Vendor	Amount	Description	Account	Check #
NEW MILFORD BOARD OF			SCHOOL	11504
ANN SUBRIZI			RECYCLING	11505
MICHAEL CALAMARI	650.00	12/17/16, 2/9, 2/11, 2/12 &	PUBLIC	11506
VINCENT CAHILL			PUBLIC	11507
BANISCH ASSOCIATES, INC.		INV.P17-26735 2/8/17 JANUARY, 2017	LEGAL	11508
KAUFMAN, SEMERARO & LEIBMAN			LEGAL	11509
BOSWELL MCCLAVE ENGINEERING		INV.108637 1/31/17 NM666 GENERAL	LEGAL	11510
BOSWELL MCCLAVE ENGINEERING		INV.108637 1/31/17 NM666 GENERAL		11510
BOSWELL MCCLAVE ENGINEERING		INV.108637 1/31/17 NM666 GENERAL		11510
TAX COLL/TREAS. ASSOC. OF		DENISE M. AMOROSO 3/9/17 1ST QTRLY		
KAUFMAN, SEMERARO & LEIBMAN			PLANNING	11512
WB MASON CO., INC.			MUNICIPAL	11513
PALISADES SALES CORPORATION		INV.954150 COMPUTER FOR	PUBLIC	11514
WB MASON CO., INC.		INV.41793180 2/15/17 ACCT.C2365727	BOARD OF	11515
NEW WAVE CAR WASH		14 CAR WASHES 118/28-12/23/16	VEHICLE	11516
NEW WAVE CAR WASH		16 CAR WASHES 1/1-1/25/17	VEHICLE	11517
CELTIC KITCHEN			POLICE	11518
		INV.121868856 BROTHER LASER	POLICE	11519
		INV. SQ-80497288 2017 AMMUNITION	POLICE	11520
RACHLES/MICHELE'S OIL		INV.245821 12/30/16-1/13/17 &	O/E GAS &	11521
RACHLES/MICHELE'S OIL		INV.246080 1/12/17, 245534	O/E GAS &	11522
		INV.9304727615 SHOP SUPPLIES	VEHICLE	11523
METROPOLITAN RUBBER CO.			VEHICLE	11524
		FEB. 2016 EXTERMINATION SERVICE	SENIOR	11525
VAN DINES INCORPORATED		INV.120062, 120076	VEHICLE	11526
CLEAN MAT SERVICES LLC		INV.200559 1/31/17-3/2/17 FLOOR	PUBLIC	11527
		INV.257297, 257382	PUBLIC	11528
DE JONG IRON WORKS INC.			VEHICLE	11529
		INV.310812 1/3/17-1/6/17 LEAF	RECYCLING	11530
		INV.4786 1ST QUARTER, 2017 WASTE	SEWER	11531
J & R AUTO PAINTING &		INV.32755 REPAIR TRUCK 71	VEHICLE	11532
SERV PRO OF	325.00	INV.5146925 CLEAN TILE FLOOR	PUBLIC	11533
LAWSON PRODUCTS, INC.		INV.9304724096 2/15/17 10 GALS	PUBLIC	11534
PAYLOCITY	2307.39	INV.102780445, 102811784 FEB. 2017	MUNICIPAL	11535
FLAGSHIP HEALTH INC.		FEBRUARY 2017 FLAGSHIP PREMIUM	INSURANCE	11536
MUNIDEX INC.	6112.80	2017 TAX & FINANCE SOFTWARE	COLLECTION	11537
PITNEY-BOWES GLOBAL	182.48	INV.1003428226 ACCT#64535160200	MUNICIPAL	11538
UNITED STATES POSTAL SERVICE	E 3000.00	ACCOUNT#15447170 POSTAGE	MUNICIPAL	11539
NORTH JERSEY MEDIA GROUP		AD 4125847 ACCT.1101052 ZB LEGAL	ZONING	11540
SOUTH JERSEY ENERGY		INV.#484253ES NATURAL GAS	O/E	11541
COH USA INC.		INV.11567010317 MAINTENANCE ON	MUNICIPAL	11542
_COH USA INC.		INV.11567010317 MAINTENANCE ON	COLLECTION	11542
RICOH USA INC.	-	INV.11567010317 MAINTENANCE ON	ASSESSMENT	11542
RICOH USA INC.		INV.11567010317 MAINTENANCE ON	CODE	11542
RICOH USA INC.		INV.11567010317 MAINTENANCE ON	POLICE	11542
RICOH USA INC.		INV11567010317 MAINTENANCE ON	PUBLIC	11542
RICOH USA INC.		INV.11567010317 MAINTENANCE ON	MUNICIPAL	11542
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<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	Account	Check #
RICOH USA INC.		INV.11567010317 MAINTENANCE ON	MUNICIPAL	11542
FAIRFIELD INNS & SUITES		CONFIRMATION 83863369 C.DEMIRIS &		11543
BSN SPORTS, LLC		INV.98354318 11/13/16 INDOOR	RECREATION	11544
,IC SERVICE ELECTRIC		JANUARY, 2017 CURRENT ELECTRIC/GAS		11545
PUBLIC SERVICE ELECTRIC		JANUARY, 2017 CURRENT ELECTRIC/GAS		11545
PUBLIC SERVICE ELECTRIC		JANUARY, 2017 CURRENT ELECTRIC/GAS		11546
STEWART BUSINESS SYSTEMS		INV. 20207 2/20/17 QUARTERLY	BOARD OF	11547
NORTHERN COUNTIES SOCCER		SPRING TRAVEL REGISTRATION	RECREATION ENVIRONMENT	11547
EDIE RYERSON		2/7/17 ENVIRONMENTAL COMM.		11549
TYCO ANIMAL CONTROL		FEB. 2017 ANIMAL CONTROL SERVICES		11550
SCOTT G. SPROVIERO, ESQ.		2/14/17 ZONING BOARD ATTORNEY -	ZONING PLANNING	11551
KAUFMAN, SEMERARO & LEIBMAN		1/17 & 1/24/17 MEETINGS PLANNING	PLANNING	11552
KAUFMAN, SEMERARO & LEIBMAN		2/7 & 2/21/17 MEETINGS PLANNING	INSURANCE	11553
RELIANCE STANDARD LIFE INS.		MARCH 2017 PREMIUM STD 159044	INSURANCE	11554
CIGNA HEALTHCARE		MARCH, 2017 INSURANCE	INSURANCE	11555
MEDICAL INSURANCE EMPLOYEE		MEDICAL REIMBURSEMENT		11556
TROPICANA CASINO HOTEL		CONFIRMATION 6S2MH VINCENT CAHILL	MUNICIPAL	
MONTREAL MARRIOTT CHATEAU		ONFIRMATION 93804850 CHRISTINE		11558
SUEZ WATER NEW JERSEY		MARCH, 2017 HYDRANT CHARGES	O/E WATER	11559
VERIZON		MARCH, 2017 CHARGES FOR NWBCD	O/E PLANNING	11560
MC SYSTEMS SOFTWARE, LLC		INV #94978 2017 LICENSE SUPPORT	ZONING	11560
MC SYSTEMS SOFTWARE, LLC		INV #94978 2017 LICENSE SUPPORT	ZONING	11560
MC SYSTEMS SOFTWARE, LLC		INV #94978 2017 LICENSE SUPPORT		11561
NORTH JERSEY MEDIA GROUP		AD#4135174 ACCT#1101720 FEBRUARY,	PLANNING	11562
NORTH JERSEY MEDIA GROUP		S AD 4128968 2/28/17 ACCT.1101052	PLANNING	11563
NORTH JERSEY MEDIA GROUP		AD 4127182,4127183 4128967	POLICE	11564
,D MOTOR CREDIT COMPANY) INV.1347183 LEASE (3) 2014 POLICE		11565
FORD MOTOR CREDIT COMPANY		INV. 1337301 LLISE (1)	POLICE	11566
FORD MOTOR CREDIT COMPANY		ACCT.5381019 2/3/17 2017 LEASE INV. 13202 NMPD ADDRESS STAMPS	POLICE	11567
SCOTT GRAPHICS PRINTING) INV. 13202 NMPD ADDRESS STARTS) INV.4311, 4287 LABOR-RECYCLING	RECYCLING	11568
NORTHEAST TALENT SOLUTIONS		9 INVOICES PARTS & SUPPLIES	PUBLIC	11569
PALMERS ACE HARDWARE		L INV.685399, 685209, 684703	PUBLIC	11570
PALMERS ACE HARDWARE		3 INV.16753, 17364	PUBLIC	
MID-AMERICAN SALT		TUMINELLI WRESTLING TOURNAMENT		
EWPA		7 MARCH 1 - MARCH 15, 2017 PAYROLL		11573
PAYROLL			MUNICIPAL	11573
PAYROLL			MUNICIPAL	11573
PAYROLL			COLLECTION	11573
PAYROLL			ASSESSMENT	11573
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PAYROLL	2220.0	o inficial to inficial to, not a tributed.		

Vendor	Amount	Description	<u>Account</u>	Check #
PAYROLL		MARCH 1 - MARCH 15, 2017 PAYROLL	RECREATION	11573
PAYROLL	6243.83	MARCH 1 - MARCH 15, 2017 PAYROLL	SENIOR	11573
PAYROLL			LIBRARY	11573
ROLL			LIBRARY	11573
PAYROLL			MUNICIPAL	11573
PAYROLL			TITLE III -	11573
PAYROLL		MARCH 1 - MARCH 15, 2017 MEDICARE	SOCIAL	11574
PAYROLL		MARCH 1 - MARCH 15, 2017 SS FICA	SOCIAL	11575
DENIS FLOWERS, LLC		INV.7593 FUNERAL	ZONING	11576
CINTAS CORPORATION NO. 2			PUBLIC	11577
J. KEANE ELECTRIC		INV.6954 12/22/16 RIVER & MAIN	PUBLIC	11578
		INV.9701 SEAL AROUND NEW VENT PIPE	PUBLIC	11579
LAYNE ROOFING INC.		INV.17-213 OFFICE EQUIP., STORAGE	FIRE O/E	11580
EVS EMERGENCY PRODUCTS LLC		4 MINITOR V BATTERIES, 6 MINITOR	FIRE 0/E	11581
REGIONAL COMMUNICATIONS,			RECREATION	11582
TWIN COUNTY JR. WREST.	650.00	IMIN COOMIT OF MURDINING TOMOOR		

Total fund: 01 Current

3650483.97

Total Bill List: 3650483.97

Vendor	Amount	Description	<u>Account</u>	Check #
GRAINGER	1071.42	INV.9342383255,	2016	1723
CHAS. S. WINNER	59015.00	INV.222907 2017 FORD F450 MASON	2015/16	1724
ROBBIE CONLEY ARCHITECT	3850.00	INV.13016.20 POLICE DEPT.	2014	1725

Total fund: 04 CAPITAL

63936.42

Total Bill List: 63936.42

Combined ANIMAL CONTROL 13

Vendor

Amount Description

<u>Account</u>

Check #

NJ STATE DEPT. OF HEALTH 568.80 FEBRUARY 2017 MONTHLY DOG LICENSE RES'V FOR

1094

Total fund: 2930 RES'V FOR ANIMAL CTRL EXPENSE

568.80

Total Bill List:

568.80

Combined

TRUST FUND 12

Vendor JOE ERBA

Amount Description

<u>Account</u>

Check # 1063

120.00 REIMB. FULL PAGE AD IN NMHS PROG RESERVE FOR

Total fund: 2802 RESERVE FOR DRUG & ALCOLHOL AL

120.00

Total Bill List:

120.00

Combined DEVELOPERS TRUST 14

Vendor	Amount <u>Description</u>	<u>Account</u>	<u>Check #</u>
PHILLIPS PREISS GRYGIEL	2050.00 #23771 DEC. 2016 -ESCROW-222 MAIN	DEVELOPERS	1615
KAUFMAN, SEMERARO &	250.00 JAN. 2017 DHMC ESCROW - 1070 RIVE		1616
SCOTT G. SPROVIERO, ESQ.	562.50 2/5-2/28/17 ESCROW - BOULEVARD 66		1617
SCOTT G. SPROVIERO, ESQ.	562.50 2/28/17 BILLING 4.5 HRS ESCROW -		1618
SCOTT G. SPROVIERO, ESQ.	593.75 2/28/17 4.75 HRS 222 MAIN STREET		1619
Total fund: 2940 DEVE	LOPERS ESCROW		4018.75

Total Bill List: 4018.75

Combined TRUST FUND 12

Vendor	Amount Description	<u>Account</u>	<u>Check #</u>
PHILLIPS PREISS GRYGIEL	-1637.50 INV.#23820 J15076G NEW MILFORD	AFFORDABLE	1002
PHILLIPS PREISS GRYGIEL	1637.50 INV.#23820 J15076G NEW MILFORD	AFFORDABLE	1002
PHILLIPS PREISS GRYGIEL	1637.50 INV.#23820 J15076G NEW MILFORD	AFFORDABLE	1003

Total fund: 2809 AFFORDABLE HSG DEV TRUST

1637.50

Total Bill List: 1637.50

Offered by: Seconded by: Second

Member	Ауе	No	Abstain	Absent
SIROCCHI- HURLEY				
DUFFIE				
GRANT				
GROTSKY				
LANGSCHULTZ				
ALONSO				
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>	TYPE OF LICENSE	DATE/TIME/PLACE	LICENSE #
Church of the Ascension	Off Premise 50/50	August 19, 2017 9:00pm	2017:08

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 March 13, 2017.

Consider Demusio

RESOLUTION

Seconded by

Member	Aye	No	Abstain	Absent
SIROCCHI- HURLEY	*			
DUFFIE				
GRANT				
GROTSKY	/			
LANGSCHULTZ	/			
ALONSO				
MAYOR (lie)				

WHEREAS, N.J.S.A. 40A:4-59 permits transfer of funds from January 1st through March 31st for prior years appropriations;

BE IT RESOLVED, by the Governing Body of the Borough of New Milford, that the following appropriation transfers from reserves, affecting the 2016 Local Municipal Budget Year, be approved:

BE IT FURTHER RESOLVED, that the proper Borough officers be and are hereby directed to enter the said transfers on the financial records of the Borough:

TRANSFERS TO:

Recreation O/E

Offered by:.

01-2030-28-3702

\$5,000.00

\$5,000.00

TRANSFERS FROM:

Insurance

01-2030-2202

\$5,000.00 \$5,000.00

I hereby certify that the above is a true copy of a resolution adopted by the Council of the Borough of New Milford at the meeting held on March 13, 2017.

2-17-CH

$I \cap A$	\mathcal{N}	KE2	OLUI	ION	No	2017.97
Offered by:	Van	<i></i>	S	Seconded b	y: Rft	A.
						VV
	Member	Aye	No	Abstain	Absent	
	SIROCCH!- HURLEY				/	
	DUFFIE	/				
	GRANT	/				
	GROTSKY					
	LANGSCHULTZ					
	ALONSO					

APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT AGREEMENT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE BALDWIN AVENUE AND COLUMBIA STREET DRAINAGE IMPROVEMENTS PROJECT

WHEREAS, the Borough of New Milford is requesting funding from the New Jersey Department of Transportation Local Aid Infrastructure Fund Program.

NOW, THEREFORE, BE IT RESOLVED that Council of the Borough of New Milford formally approves the grant application for the above stated project.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to submit an electronic grant application identified as LAIF-2017-Baldwin Avenue and Columbia Street Drainage Improvements-00079 to the New Jersey Department of Transportation on behalf of the Borough of New Milford.

BE IT FURTHER RESOLVED that the Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of New Milford and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL Ann Subrizi Borough Clerk Mayor

I hereby certify that the above is a true copy of a resolution adopted by the Council of the Borough of

New Milford at the meeting held on March 13, 2017.

RESOLUTION

Seconded by:

Offered by: S

Member	Ауе	No	Abstain	Absent
SIROCCHI- HURLEY				
DUFFIE	/			
GRANT				
GROTSKY				
LANGSCHULTZ	/			
ALONSO	/			
MAYOR (tie)				

WHEREAS, Police Officer Sean Duffy will successfully complete his one year probationary period as of April 1. 2017; and

WHEREAS, Chief Frank Ramaci has requested that his status become permanent as of April 1, 2017;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of New Milford hereby appoint permanently, Officer Sean Duffy as Police Officer Patrolman 2 effective April 1, 2017 at a salary of \$53,887.

I hereby certify that the above is a true copy of a resolution adopted by the Council of the Borough of New Milford at the meeting held on March 13, 2017.

RESOLUTION

Offered by:

Seconded by:

Member	Aye	No	Abstain	Absent
SIROCCHI- HURLEY				
DUFFIE				
GRANT				
GROTSKY				
LANGSCHULTZ				
ALONSO				
MAYOR (tie)				

WHEREAS, an emergent condition has arisen with respect to payment of statutory appropriations and no adequate provision has been made in the 2017 temporary appropriations for the aforesaid purpose, and N.J.S. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose mentioned above; and

WHEREAS, the total emergency temporary resolutions adopted in the year 2017 pursuant to the provisions of Chapter 96, P.L. 1951 (N.J.S. 40A:4-20) including this resolution total \$2,278,335.

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with the provisions of N.J.S. 40A:4-20:

- 1. An emergency temporary appropriation be and the same is hereby made for general operating expenses in the amount of \$2,278,335.
- 2. That said emergency temporary appropriation has been provided for this the 2017 budget under the titles:

Mayor & Council S/W	2010-20-1101	\$3,000.00
Collection of Taxes	2010-20-1452	\$2,000.00
Legal	2010-20-1552	\$30,000.00
Planning Board	2010-21-1802	\$4,000.00
Insurance	2010-23-2102	\$16,000.00
Insurance JIF	2010-23-2112	\$80,000.00
Workman's Comp	2010-23-2152	\$85,000.00
Employee Group Ins.	2010-23-2202	\$580,000.00
Police O/E	2010-25-2411	\$78,000.00
Emergency Mgmt.	2010-25-2702	\$3,500.00
Animal Control	2010-27-3402	\$5,000.00
Celebration of Public Events	2010-30-4202	\$3,000.00
Telephone	2010-31-4402	\$14,000.00
.		

RESOLUTION

No. 2017:99

Offered by:	Seconded by:		
PERS	2010-36-4712	\$397,184.00	
PFRS	2010-36-4742	\$947,151.00	
DCRP	2010-36-4750	\$1,000.00	
Interest on Notes	2010-45-9235	\$29,500.00	

3. That one certified copy of this resolution be filed with the Director of Local Government Services.

Offered by: Seconded by: Second

Member	Aye	No	Abstain	Absent
SIROCCHI- HURLEY				
DUFFIE	./			
GRANT	/			
GROTSKY				
LANGSCHULTZ				
ALONSO	/			
MAYOR (lie)				

WHEREAS, the Borough of New Milford strongly supports the Hackensack Riverkeeper; and

WHEREAS, the Borough of New Milford strongly urges the Commissioner of the NJ Department of Environmental Protection (NJ DEP), Bob Martin, to concur with the findings of the US Environmental Protection Agency (USEPA) with regard to the proposed listing of the Hackensack River under the National Priorities List (NPL), commonly referred to as the Superfund; and

WHEREAS, for well over a century the Hackensack River was subjected to extreme pollution from multiple industrial sources and only since the 1970s has any sort of recovery commenced; and

WHEREAS despite some improvements over time, time alone cannot bring the Hackensack River back to a truly fishable and swimmable state as promised by the Clean Water Act; only direct action through a Superfund listing can insure a clean Hackensack River; and

WHEREAS, throughout 2016 multiple sediment samples were taken from the head of the river in Oradell, NJ, to the mouth of the river at Kearny and Droyer's Points. The appropriate laboratories have analyzed all samples and the evidence is clear: the Hackensack River warrants being placed on the National Priorities List as soon as possible; and

WHEREAS, some will suggest that a piecemeal approach will ultimately have the same results for the river's recovery but if the history of Berry's Creek is any indication (in which it has taken decades for a cleanup to begin), it is feared that many more years of inaction may be the approach taken.

Offered by:	Seconded by:

RESOLUTION

No. 2017:100

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of New Milford hereby urges NJ DEP Commissioner Bob Martin to concur with USEPA and immediately begin the cleanup of the Hackensack River.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be sent to Commissioner Martin, Assemblyman Tim Eustace and Bergen County Executive James Tedesco.

I hereby certify that the above is a true copy of a resolution adopted by the Council of the Borough of New Milford at the meeting held on March 13, 2017.

RESOLUTION

No. 2017. 101

Offered by:

Seconded by:....

Member	Ауе	No	Abstain	Absent
SIROCCHI- HURLEY				
DUFFIE				
GRANT	'			
GROTSKY	/			
LANGSCHULTZ				
ALONSO	/			
MAYOR (tie)				

RESOLUTION AUTHORIZING THE NEW MILFORD POLICE DEPARTMENT TO REQUEST / PARTICIPATE IN THE U.S. DEPARTMENT OF DEFENSE (DoD) "1033-PROGRAM"

WHEREAS, the U.S. Department of Defense ("DoD") 1033 Program permits the Secretary of Defense to transfer excess DoD supplies and equipment to state and local Law Enforcement Agencies for use in their Law Enforcement duties; and

WHEREAS, this property is procured at no cost to the agency with the exception of any shipping or transportation costs, and includes office supplies, clothing, and support items including; safety equipment, rescue equipment, counter-drug and terrorism equipment, disaster response / flood mitigation equipment, tactical gear, vehicles including high water rescue / all-terrain, watercraft, and vision enhancement equipment; and

WHEREAS, Senate Bill No. 2364-1(a) recently enacted by the New Jersey Legislature as P.L. 2015 chapter 23, requires that all local or county Law Enforcement Agencies wanting to apply to the 1033 Program, be approved by Resolution by a majority of the full membership of the governing body of that jurisdiction and the said DLA requires that application for Program be submitted every 365 days; and

WHEREAS, the State Coordinator then facilitates the agency's application process with the Federal Law Enforcement Support Office; and

WHEREAS, the Borough of New Milford Mayor and Council at its February 27, 2017 meeting reviewed this matter and is recommending it to the New Milford Police Department; and

	RESOLUTION	No. 2017:101
Offered by:	Seconded by:	

No. 2017:101

NOW, THEREFORE, LET IT BE RESOLVED, by the Council of the Borough of New Milford that the Director of the New Milford Police Department, or the designated representative thereof, is hereby authorized to solicit the State Coordinator to participate in the DoD 1033 Program; and

BE IT FURTHER RESOLVED, that the New Milford Police Department is hereby authorized to seek supplies and equipment from various DoD Demilitarization Codes "Demil A" through "Demil Q".

I hereby certify that the above is a true copy of a resolution adopted by the Council of the Borough of New Milford at the meeting held on March 13, 2017.

Christine Demiris

From:

Frank Ramaci

Sent:

Wednesday, March 08, 2017 5:25 PM

To:

Christine Demiris

Subject:

RE: 1033 resolution

Chris,

My only objection- Why introduce verbiage that limits our acquisitions? I find it unnecessary to list MRAPs, Tanks, helicopters, machine guns, rockets, or hand grenades as restricted items when we have no intention to order them. Please assure the council I would seek their approval before acquiring any vehicle or item from the military.

As far as I know, the police can only benefit from this program, not other municipal departments.

Chief R.

From: Christine Demiris

Sent: Wednesday, March 08, 2017 3:22 PM

To: Frank Ramaci <framaci@newmilfordboro.com>

Subject: Fwd: 1033 resolution

Please confirm that you have no objection to the proposed change. Thanks.

Get Outlook for iOS

----- Forwarded message -----

From: "Hedy Grant" < hgrant@newmilfordboro.com>

Date: Wed, Mar 8, 2017 at 3:19 PM -0500

Subject: Re: 1033 resolution

To: "Christine Demiris" <cdemiris@newmilfordboro.com>

After the 1st NOW, THEREFORE, LET IT BE RESOLVED, ...

add:

BE FURTHER RESOLVED that no MRAP's, tanks or the like shall be acquired by the Borough of New Milford, its Police Department or any other borough entity through this or any other program; and

Question: shouldn't it say the Chief of the PD instead of the Director of the PD?

Why should we limit the participation in this program to the PD? The borough might be able to use may of the items offered.

RESOLUTION

No. 2017:102

Seconded by: Multiple Sirocchi-Hurley

Duffie

GRANT

GROTSKY

LANGSCHULTZ

ALONSO

MAYOR (tie)

WHEREAS, the Mayor and Council wish to reserve funds contained in the General Improvement Fund – Capital Improvement Fund; and

WHEREAS, these funds are to be reserved for preliminary engineering services related to the construction of a multi-sport facility at the existing fields located behind the Borough Hall on River Road; and

WHEREAS, these funds will only be utilized if certain grants are made available for this project from the State of New Jersey Green Acres Program and potentially the County of Bergen Open Space Grants.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of New Milford that \$129,200 be reserved out of the existing funds on hand and the 2017 budget appropriation for Capital Improvement Fund for this purpose.

I hereby certify that the above is a true copy of a resolution adopted by the Council of the Borough of New Milford at the meeting held on March 13, 2017.

Mutale remilio

SEAL

Offered by: