

**MINUTES**  
**BOROUGH OF NEW MILFORD**  
**7:00 PM WORK SESSION**  
**OPEN SESSION immediately following**  
**7:45 PM PUBLIC MEETING**  
**Monday, April 22, 2013**



**WORK SESSION:**

Mayor Subrizi read the Open Public Meeting and Mission Statements.

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

Also Present: Marc Leibman – Borough Attorney;  
Christine Demiris – Administrator/Borough Clerk

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

**CLOSED SESSION:**

1. Personnel – DPW/Recycling Coordinator
2. Potential Litigation

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

Mayor Subrizi announced Board of Education Superintendent, Michael Polizzi would not be appearing as originally listed in the agenda.

**OPEN SESSION:**

1. Bid Results – Sr. Center Renovations

The Mayor reported the Borough was awarded \$46,000 at the Community Development meeting the previous week. This grant is for additional improvements at the Senior Center.

The Administrator reported on the bid opening for the first round of renovations. The initial grant was in the amount of \$127,000. She said the low bidder would be dependent upon the Council's decision on what to award. If the decision was made to award just the base bid, the low bidder would be DiCarolis. If the decision was to award the base and any or all of the alternates the low bidder would be SZ Construction. She explained the first two alternates involved tying the sewer line and jetting it after the construction/renovation. This is work that can be done by the borough's DPW. The third alternate, identified as Alternate 5, is for three benches to be installed outside with a little landscaped seating area. If the Council were to

award just the base bid it would be in the amount of \$126,997. If the Council were to award the base and alternate 5 it would be in the amount of \$132,000. Although the grant is for \$127,000 there is sufficient funding in the project budget to cover both the base and alternate 5. The Council agreed to award the base and alternate 5. Resolution 2013:146 was added to the agenda. Councilman Putrino asked to have the vote on this resolution held separately.

## 2. Town-wide Garage Sale – Request

The Council discussed the request from the Sisterhood of the New Milford Jewish Center to gift the town-wide garage sale to the New Milford Jr. Football League. The Council had no objection to the request. The Administrator will notify the Sisterhood representative.

## 3. Permit Fee Waiver Request

Councilman Ashley asked if there had been a recommendation from the Building Department. He was advised there was not. Councilman Putrino said he felt the Mayor summed it up best when it was first discussed; the Council does not want to be placed in a position of having to judge the nature of someone's disability. Although the entire Council agreed they were sympathetic to the request they also agreed that it could not be granted.

## **COUNCIL:**

Councilman Colucci asked about the email from Capital Alternatives with regard to the AFG grant. The Administrator said she is trying to determine if it is specific to the AFG grant or if it applies to all federal grants. If it is specific to AFG she said the Fire Department should follow through; if it is for all grants she will work on it through her office.

Mayor Subrizi referenced the resolution appointing Elsbeth Crusius to the position of Prosecutor. She said Ms. Crusius had been attending in place of the previous Prosecutor and both the Court Administrator and the Police Chief had recommended her for the position. The Mayor said it will be necessary to appoint another Alternate Prosecutor as she had just become aware that Scott Mooney would be resigning; he has accepted an appointment with the County that precludes him from serving. The Mayor will make a recommendation for the position at the next meeting.

Councilman Putrino said he was unable to attend the community collaborative meeting on recycling; the information will be forwarded to him.

## **ADMINISTRATOR:**

The Administrator reported on a late request from the Shade Tree Commission for the Arbor Day Proclamation. It was added to the agenda today.

The Administrator said she had received confirmation from Capital Alternatives that the Lightning Detection System grant has been eliminated. As the Borough's portion of the system has been budgeted for, regardless of the availability of the grant, she met with the Borough of River Edge and the New Milford Board of Education to discuss the project earlier in the day. A shared services agreement will be drafted once a commitment has been made by each of the entities.

The Administrator reminded the Council that written Committee Reports will be spread in full upon the minutes beginning with the May Public meeting.

The Administrator explained the necessity of resolution 2013:144. The Council had previously appointed Mr. Radburn, a CRP, to prepare the Recycling Tonnage report with the intent that the report would be signed by the BCUA. Since the report was not prepared prior to the BCUA deadline of 4/16/13 Mr. Radburn has agreed to sign the report on behalf of the Borough to submit it by the 4/30/13 deadline. In order to do so, he must be named as the Interim Recycling Coordinator.

The Administrator reported she would be unable to attend the Mayor and Council meeting on June 24<sup>th</sup>. The Deputy Clerk will attend the meeting on her behalf.

The Administrator reported she spoke with the Library Director earlier in the day who had advised that the Library Board of Trustees had met and approved the recommendation of the budget committee to reduce the operating budget by approximately \$7,000.

The Administrator reported she had received today, the executed Modification of Lease Agreement from the New Milford Swim Club. They will be moving forward with concessions for this season.

Councilman Robalino made a motion to reconvene in the Council Chambers. Councilman Ashley seconded the motion. All present in favor, none opposed.

**PUBLIC SESSION:** (Actual Start 8:00 PM)

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

Also Present: Marc Leibman – Borough Attorney;  
Christine Demiris – Administrator/Borough Clerk

Mayor Subrizi called the meeting to order, asked for a moment of silent prayer and/or reflection, 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.

The Mayor announced the Superintendent of the New Milford Board of Education would not be attending. He has some additional research to do prior to addressing the Council.

**PROCLAMATIONS:      NEUROFIBROMATOSIS AWARENESS MONTH  
ARBOR DAY**

The Mayor said a walk to raise awareness of Neurofibromatosis will be held on Saturday, May 4<sup>th</sup> at 10:00 AM.

The Mayor explained the addition of resolutions 2013:145 and 2013:146.

The Mayor announced the award of an additional \$46,000 in Community Development Block Grant funding for further repairs/renovations at the Senior Center to include flooring and some additional lighting.

The Mayor asked for a motion to approve the minutes as revised. Councilwoman Grant noted Ms. Verdejo's name was still spelled incorrectly. The spelling will be corrected. Councilman Colucci made a motion to approve the minutes from the September 24, 2012 Work/Public Meeting.

Councilman Robalino seconded the motion. The motion passed on a roll call vote as follows:

For the motion: Robalino, Colucci, Grant

Against the motion: None

Abstain: Ashley, Putrino

## **COUNCIL COMMITTEE REPORTS:**

### **Councilman Diego Robalino**

Board of Education, Drug & Alcohol Municipal Alliance

Councilman Robalino reported the NJ Sustainable Energy Joint Meeting (SEM) received bids on April 9<sup>th</sup> for street lighting and were able to obtain a favorable rate for a twenty-four month period.

Councilman Robalino reported the Drug Alliance has scheduled the Fishing Derby for June 22<sup>nd</sup>; the Alliance will contribute funding to NMHS Sex on the Rocks campaign; and the DARE program will be changing next year at the Middle School.

Councilman Robalino reported the Teachers of the Year were announced and the budget was approved at the April 1<sup>st</sup> meeting.

### **Councilman Austin Ashley**

Public Events, Recreation, Shade Tree

Councilman Ashley reported on the schedule revision for the Memorial Day Parade. Ceremonies will start at 8:00 AM with a parade kick-off anticipated for 9:15 AM and the concluding ceremony at Borough Hall at 10:30 AM.

Councilman Ashley reported the Egg Hunt was a success. Also noted, women's softball sign-ups netted a total of 80 participants and softball picture day is scheduled for 4/27.

Councilman Ashley reported the Shade Tree Commission will be celebrating Arbor Day on 4/27 with a clean-up of the tree farm and distribution of tube seedlings. Also noted, the Community Forestry Management plan expires in 2014. Funding is available to hire a consultant to renew the plan; the application for this grant must be filed in 2013. Also reported, New Milford was awarded the designation of "Tree City" for the second year in a row.

### **Councilwoman Randi Duffie**

Health & Human Services, Beautification Committee, Rent Leveling/Tenants Association, Historic Preservation Commission

Absent – No Report

**Councilman Dominic Colucci**

Fire Department, Department of Public Works, Buildings & Grounds

Councilman Colucci reported on normal maintenance for the DPW including field preparation, sewers, stumps, etc. In response to a resident request for cleanup of the natural trails behind the Dorchester apartments the DPW pulled out numerous shopping carts, construction debris, and an oil tank. Councilman Colucci said he has spoken with the Chief of Police about posting "no dumping" signs with reference to the borough ordinance and potential fine.

Councilman Colucci reported he was unable to attend the Fire Department meeting last week as it conflicted with the Mayor and Council meeting. He said he is working with Capital Alternatives on the AFG grant. He additionally reported there would be a sweep of the property at Fire Company #2 to locate the old abandoned oil tank. Funding for the removal will come from the reappropriation of a previous bond ordinance.

Councilman Colucci said he has been working with the DPW to oversee the cut-out for the bridge/bench project proposed for the Girl Scout Silver Award candidates.

The balance of the committee reports were suspended upon the arrival of the borough auditor.

Mr. Wielkottz said he had gotten the approval from the State on the introduced budget earlier in the day and the Council can now amend and adopt the budget subsequent to the public hearing on the introduced budget.

Mr. Wielkottz said the proposed amendment reduces the introduced budget by \$73,000, which reduces the municipal increase on the average home (\$321,339) to \$47, down from \$63 at introduction.

Mr. Wielkottz also explained the ordinance to exceed the municipal budget appropriations limits to establish a cap bank. He said the Borough is not using the additional in cap appropriation that the ordinance allows, but the Borough can carry over the cap bank to the next two years so if the Borough needs the additional funds they will be available. He used pensions as an example; noting a decision could be made by the state to increase the Borough's contribution by an amount greater than two percent. These increases cannot be absorbed outside of the cap. The cap bank will ensure additional money is available if needed.

He then reviewed the ordinance authorizing an emergency appropriation explaining this will allow for the payment of a significant amount of accumulated time, owed to retiring employees, over a period of five years. The entire amount was originally anticipated in the 2013 budget.

Councilman Robalino noted there was surplus at the end of 2012, some of which was anticipated in the 2013 budget. He asked how much surplus remains. Mr. Wielkottz said there was \$917,603 in surplus at the end 2012. \$556,227 was anticipated as revenue in the 2013 budget as introduced leaving \$361,376 in surplus.

2013:130 Waive the Reading in Full of 2013 Municipal Budget

Councilman Colucci made a motion to approve resolution 2013:130. Councilman Robalino seconded the motion. All present in favor, none opposed.

**PUBLIC HEARING: 2013 MUNICIPAL BUDGET**

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

Anna Leone – 505 Boulevard. Ms. Leone asked if the budget includes funding to film Mayor and Council meetings. She was advised that it does not.

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

**2013:131 Amend 2013 Municipal Budget**

Councilman Putrino made a motion to approve resolution 2013:131. Councilman Colucci seconded the motion. All present in favor, none opposed.

**2013:132 Adopt 2013 Municipal Budget**

Councilman Putrino made a motion to approve resolution 2013:132. Councilman Robalino seconded the motion. All present in favor, none opposed.

**ADOPT ORDINANCE #2013:03**

**CALENDAR YEAR 2012 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET  
APPROPRIATIONS LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)**

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

The record reflects no member of the public wished to comment on this ordinance. Councilman Robalino made a motion to close to the public. Councilwoman Grant seconded the motion. All present in favor, none opposed.

Councilman Colucci 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.

**ADOPT ORDINANCE #2013:04**

**AN ORDINANCE AUTHORIZING AN EMERGENCY APPROPRIATION N.J.S. 40A:4-53**

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

The record reflects no member of the public wished to comment on this ordinance. Councilwoman Grant made a motion to close to the public. Councilman Robalino seconded the motion. All present in favor, none opposed.

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

## **COUNCIL COMMITTEE REPORTS: (Cont'd)**

### **Councilwoman Hedy Grant**

Bergen County Open Space, Environmental & Energy Commission, Library Board of Trustees, Planning Board

Councilwoman Grant reported the Environmental Commission discussed the two applications before the Zoning Board in addition to the recent Brunetti proposal. They are planning for the Arbor Day celebration scheduled for April 27<sup>th</sup> and will be visiting Kindergarten classes to distribute tube seedlings.

Councilwoman Grant reported the Planning Board was briefed on the Brunetti meeting and the Master Plan Reexamination is due in 2014. The April 23<sup>rd</sup> meeting has been cancelled.

Councilwoman Grant reported the Library Board of Trustees discussed the recent passing of longtime Trustee and friend to the Library Dan Harmatz. Additionally, they reviewed the budget submitted for 2013 and made some reductions based upon recommendations from the finance committee. Through the Library, AARP was able to complete 372 free tax returns for New Milford seniors. The matter of waived insurance benefits for an employee was discussed and will be reviewed further.

Councilwoman Grant additionally reported that she attended a luncheon at the Bergen County Academies in honor of Women's History Month.

### **Councilman Michael Putrino**

Historic New Bridge Landing, Garbage & Recycling, Chamber of Commerce, Ambulance Corps

Councilman Putrino reported on 4/4 meeting of the Historic New Bridge Landing Park Commission. Programming has been well attended in 2013. Progress has been made with RFPs related to the structural maintenance of the Campbell Christie House. The Commission is trying to get the State to fix broken storm drains which are flooding the streets surrounding the area. Councilman Putrino provided the Commission website [www.newbridgelanding.org](http://www.newbridgelanding.org).

Councilman Putrino said he was unable to attend the Ambulance Corps meeting on 4/15 as it conflicted with the Mayor and Council meeting. He provided the website [www.newmilfordnjpgd.org/nmvac](http://www.newmilfordnjpgd.org/nmvac).

Councilman Putrino reported the Chamber of Commerce is scheduled to meet on 4/25 and their website is [www.newmilfordchamber.org](http://www.newmilfordchamber.org).

Councilman Putrino reported the Recycling Committee had yet to meet and no tonnage reports have been provided. He noted the appointment of a Recycling Coordinator on the agenda and that additional information on garbage and recycling can be found on the Borough's website [www.newmilfordboro.com](http://www.newmilfordboro.com)

**Mayor Ann Subrizi**

Police/Police Aux., Senior Citizens Advisory, Community Development, Joint Insurance Fund

The Mayor announced that Loyalty Day will be celebrated on May 4<sup>th</sup> at 1:00 PM at the VFW.

The Mayor reported she had received a letter of resignation from a member of the Library Board as well as a letter from a member of the Rent Leveling Board.

The Mayor announced the resignation of the current Senior Center Director and noted a resolution to appoint her replacement was on the current agenda.

The Mayor said she had nothing to report from the Joint Insurance Fund or the Police Department.

The Mayor referenced a recent appearance by Mr. & Mrs. Scesa regarding the proposed closure of the northern NJ Developmental Centers. She had asked the Scesa's to write a letter to the Governor which she will be presenting to the Governor tomorrow; the Mayor has also written a letter of support and will present it to the Governor as well.

**NEW BUSINESS:****RESOLUTIONS:**

- 2013:133 Closed Session
- 2013:134 Payment of Bills and Vouchers
- 2013:135 Authorize Payment of \$45418.91 on Tax Sale Certificate 11-03 to R. Rothman
- 2013:136 Authorize Payment of \$96,689.45 on Tax Sale Certificate 06-02 to R. Rothman
- 2013:137 Authorize Cancellation of balance of 1st Quarter 2013 and 2<sup>nd</sup> Quarter of 2013 Taxes for Block 1525, Lot 17
- 2013:138 Authorize Cancellation 2<sup>nd</sup> Quarter of 2013 Taxes for Block 1525, Lot 16
- 2013:139 Authorize Cancellation of balance of 2<sup>nd</sup> Quarter of 2013 Taxes for Block 906, Lot 13
- 2013:140 Approve Raffle License 2013:08 – New Milford Volunteer Fire Co. #1
- 2013:141 Appoint Sr. Center Director – Lynn Sullivan
- 2013:142 Appoint Borough Prosecutor – Elsbeth Crusius
- 2013:143 Authorize Special Emergency Appropriation of \$299,705 for Severance Liabilities and Payment of Accrued Vacation and Sick Time
- 2013:144 Appoint Interim Recycling Coordinator – Eamonn Radburn
- 2013:145 Appoint Recycling Coordinator – Julia Burdge
- 2013:146 Award Renovation to the Senior Citizen Activity Center – Base Bid and Alternate 5 – to SZ Construction in the amount of \$132,000

**COMMENTS FROM THE PUBLIC**

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

Debra Smith – Keep Developmental Centers Open. Ms. Smith said her daughter, Keisha, is 42 years old and has been a resident of the developmental center for 27 years. She expressed sincere thanks to the Mayor and Council on behalf of all of the residents and the coalition. She presented a petition asking for any interested members of the public to sign to show support. Councilwoman Grant asked how many towns had passed resolutions. Ms. Smith said approximately twenty.



Darlene Minko – 477 Marion Avenue. Ms. Minko clarified the decision made by the Public Events Committee regarding the Memorial Day schedule. Although there was a medical emergency last year, the committee did not opt to eliminate the ceremony after the parade; instead the parade will start earlier and the ceremony following the parade has been shortened.

Joe Loonam – 469 Marion Avenue. Mr. Loonam said he would be interested in serving on the Rent Leveling Board.

Marvin Baer – 40 Canterbury Lane. Mr. Baer asked Councilwoman Grant why she filed a lawsuit over the appointment of the Borough Attorney, how much it cost, and what was the outcome. Ms. Grant said she felt there was not only a conflict but an ethical breach and that elected officials have a duty to behave ethically. She said she retained and paid her own attorney. Ms. Grant said the request for a preliminary injunction was denied, but there was no decision on the merits of the case. She said she could continue with the case through discovery and trial and she will announce her decision at the appropriate time. Mr. Baer said funds were spent for the Mayor and other council member's defense, which he considered a frivolous use of town funds. He said he hoped Councilwoman Grant would not pursue it further. Mayor Subrizi said the cost, so far, to the town is approximately \$27,000.

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

#### **VOTE ON RESOLUTIONS**

Councilman Colucci made a motion to approve resolutions 2013:141 and 2013:146. Councilman Robalino seconded the motion. The motion passed on a roll call vote as follows:

For the motion: Robalino, Ashley, Colucci, Grant

Against the motion: None

Abstain: Putrino

Councilman Robalino made a motion to approve the consent agenda, resolutions 2013:131 through 2013:140 and resolutions 2013:142 through 2013:145. Councilman Colucci seconded the motion. All present in favor, none opposed.

#### **ADJOURNMENT**

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

Respectfully submitted,



Christine Demir, RMC  
Borough Clerk

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2012:130

Offered by: Dele B. Smith

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE				X
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
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, 2013.

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 22, 2013.

SEAL

Christine Dennis

Wm. S. C.

BOROUGH OF NEW MILFORD

SECOND:

## RESOLUTION TO AMEND BUDGET

WHEREAS, the local municipal budget for the year 2013 was approved on March 11, 2013 ; and,

WHEREAS, the public hearing on said budget has been held as advertised, and

WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of New Milford, Bergen County, that the following amendments to the approved budget of 2013 be made:

RECORDED VOTE  
(Insert Last Names)

AYES

(ROBALINO  
(ASHLEY  
(COLUCCI  
(GRANT  
(PUTRINO

NAYS ( N/A )

ABSTAIN (

ABSENT (DUFFLE)

0215

CURRENT FUND BUDGET

ANTICIPATED REVENUES

6. Amount to be Raised by Taxes for Support of Municipal Budget:

(A) Local Tax for Municipal Purpose Including Res. for Uncollected Taxes

TOTAL AMOUNT TO BE RAISED BY TAXES FOR SUPPORT OF MUNICIPAL BUDGET

7. TOTAL GENERAL REVENUES (Items 5 and 6)

## APPROPRIATIONS

8. (A) Operations Within "CAPS"

Municipal Clerk

Other Expenses

## Collection of Taxes

Salaries and Wages

Other Expenses

103,900.00

177,769.00

33,753.00

112,900.00

175,769.00

172,709.00  
30,753.00

From

10

15,258,990.00

15.179.664.00

15,863,393.00

15.784.067.00

19,406,695.00

19.327.369.00

	From	To
Assessment of Taxes		
Salaries and Wages	53,000.00	51,000.00
Other Expenses	14,305.00	13,705.00
Legal		
Other Expenses	150,000.00	164,000.00
Police		
Salaries and Wages		
Other Expenses	4,559,016.00	4,521,290.00
Road Repair and Maintenance	268,700.00	262,700.00
Other Expenses		
Recycling	245,260.00	237,260.00
Salaries and Wages		
Other Expenses	47,900.00	43,900.00
Public Building and Grants	310,000.00	283,000.00
Other Expenses		
Vehicle Maintenance	68,320.00	67,500.00
Other Expenses		
Board of Health	36,000.00	33,000.00
Other Expenses		
Environmental Committee	66,030.00	65,030.00
Salaries and Wages		
Other Expenses	770.00	745.00
	1,100.00	1,000.00
TOTAL OPERATIONS (Item 8(A) Within "CAPS")	13,432,802.00	13,360,531.00
TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN "CAPS"	13,432,802.00	13,360,531.00
Detail:		
Salaries and Wages	7,470,340.00	7,424,589.00
Other Expenses (Including Contingent)	5,962,462.00	5,935,942.00
(H-1) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES WITHIN "CAPS"	15,072,292.00	15,000,021.00
8. (A) Operations - Excluded from "CAPS"		
Maintenance of Free Public Library	709,055.00	702,000.00
Total Other Operations Excluded from "CAPS"	2,350,472.00	2,343,417.00
TOTAL OPERATIONS - EXCLUDED FROM "CAPS"	2,377,435.00	2,370,380.00
Detail:		
Other Expenses	From	To
	2,377,435.00	2,370,380.00

(H-2) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES EXCLUDED FROM "CAPS"

(O) TOTAL GENERAL APPROPRIATIONS - EXCLUDED FROM "CAPS"

(L) SUBTOTAL GENERAL APPROPRIATIONS (Items (H-1) and (O))

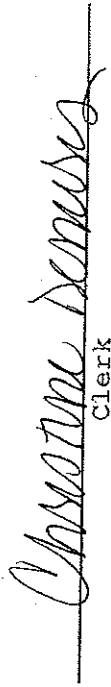
9. TOTAL GENERAL APPROPRIATIONS

From	To
3,774,403.00	3,767,348.00
3,774,403.00	3,767,348.00
18,846,695.00	18,767,369.00
19,406,695.00	19,327,369.00

BE IT FURTHER RESOLVED, that three certified copies of this resolution be filed forthwith in the Office of the Director of Local Government Services for his certification of the 2013 Local Municipal Budget so amended.

IT IS HEREBY CERTIFIED that the Amended Budget hereto and hereby made a part hereof is a true copy of the Amended Budget approved by resolution of the Governing Body on the 22nd day of April, 2013

Certified by me, this 22nd day of April, 2013

  
Clerk

IT IS HEREBY CERTIFIED that the Adopted Budget Amendment annexed hereto and hereby made a part of the 2013 Budget is a copy of the original on file with the Clerk of the Governing Body, that all additions are correct, all statements contained herein are in proof and the total of anticipated revenues equals the total of appropriations.

Certified by me, this 22nd day of April, 2013

  
Registered Municipal Accountant

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2012:132

Offered by: Alan J. Put

Seconded by: [Signature]

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

**WHEREAS**, the 2013 Municipal Budget was introduced and approved by the Mayor and Council of the Borough of New Milford on March 11, 2013; and

**WHEREAS**, the 2013 Municipal Budget was published in the March 18, 2013 edition of the Record; and

**WHEREAS**, a public hearing was held on the 2013 Municipal Budget at the New Milford Borough Hall on April 27, 2013; and

**WHEREAS**, the 2013 Municipal Budget was amended by resolution #2013:131 on April 22, 2013.

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of New Milford, that the 2013 Municipal Budget be hereby adopted as introduced and amended.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded, for overnight delivery, with three (3) copies of the 2013 Municipal Budget to the Director of the Division of Local Government Services, Department of Community Affairs, CN803, Trenton, NJ 08625 and with one (1) copy of the 2013 Municipal Budget to the Bergen County Board of Taxation, One Bergen County Plaza, Room 370, Hackensack, NJ 07601.

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 22, 2013.

SEAL

Christine Demusis

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

(a) 15,179,664.00 (Item 2 below) for municipal purposes, and the same amount set forth as appropriations, and authorization of the amount of:

(b) \_\_\_\_\_ 0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 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

**Minimum Library tax**  
Type II School Districts only (N.J.S.A. 18:9-3) and the certification to the County Board of Taxation of the following summary of general revenues and appropriations.

ROBALINO  
ASHLEY  
COLUCCI  
GRANT  
PUTRINO

RECORDED VOTE  
(Insert last name)

Aves	Nays
ASHLEY	N/A
COLUCCI	
GRANT	
PETRINO	

Abstained { N/A  
Absent { DUFFIE

## SUMMARY OF REVENUES

[illegible]

# SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:		
Within "CAPS"	XXXXXX	XXXXXXXXXXXXXXXXXX
(a&b) Operations Including Contingent	XXXXXX	XXXXXXXXXXXXXXXXXX
(c) Deferred Charges and Statutory Expenditures - Municipal		13,360,531.00
(g) Cash Deficit		1,639,480.00
Excluded from "CAPS"		
(a) Operations - Total Operations Excluded from "CAPS"	XXXXXX	XXXXXXXXXXXXXXXXXX
(c) Capital Improvements		2,370,380.00
(d) Municipal Debt Service		235,255.00
(e) Deferred Charges - Municipal		1,081,713.00
(f) Judgements		80,000.00
(h) Transferred to Board of Education for Use of Local Schools (N.J.S.A. 40A:48-17.1 & 17.3)		
(g) Cash Deficit		
(k) For Local District School Purposes		
(m) Reserve for Uncollected Taxes (Include Other Reserves if any)		
6. SCHOOL APPROPRIATIONS - TYPE I SCHOOL DISTRICTS ONLY (N.J.S.A. 40A:4-13)		560,000.00
Total Appropriations	22nd	19,327,369.00
		day of April

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 \_\_\_\_\_ 2013. 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 2013 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 22nd day of April 2013, Charles J. Demura Clerk.



BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2013:133

Offered by:.....

Seconded by:.....

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

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

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

**WHEREAS**, the Governing Body wishes to discuss:

1. Personnel – DPW/Recycling Coordinator
2. Legal Advice – Potential Litigation

**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 22, 2013.

SEAL

*Cristine Demus*

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No.

2013:134

Offered by: [Signature]

Seconded by: [Signature]

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

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

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council hereby authorize the payment of these claims, and that warrants be drawn therefore when funds are available in the aggregate amount of \$6,272,458.12.

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 22, 2013.

SEAL

Christine Demus

**BOROUGH OF NEW MILFORD****Bill list****APRIL 22, 2013**

<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>
FORD MOTOR CREDIT	3705.67	ACCT.5381016 PAYMENT 1 (4) 2013	POLICE	2675
FORD MOTOR CREDIT	-17281.50	ACCT.5381015 LEASE (4) FORD CROWN	POLICE	2676
FORD MOTOR CREDIT	0.00	ACCT.5381015 LEASE (4) FORD CROWN	POLICE	2676
FORD MOTOR CREDIT	17281.50	ACCT.5381015 LEASE (4) FORD CROWN	POLICE	2676
FORD MOTOR CREDIT	3456.30	PAYMENT NO. 32 ACCT.5381015 LEASE	POLICE	2677
RONALD P.	6095.60	INV.10026 2/12-3/28/13 LEGAL	LEGAL	2678
MICHAEL CALAMARI	25.00	4/6/13 MEAL MONEY REIMB.	PUBLIC	2679
HENRY B. CHERNIN	65.00	4/6/12 PRONOUNCEMENT R.DASS	POLICE	2680
JOHN P. PAMPALONI	395.00	APRIL 2013 SEWER INSPECTOR	PUBLIC	2681
NELSON-PATTERSON	1098.04	MAY 2013 PREMIUM-FIREMEN'S LIFE	INSURANCE	2682
NORTH JERSEY MEDIA	10.40	AD#3404541 ACCT. 1101720 TAX LIST	ASSESSMENT	2683
VERIZON WIRELESS	806.72	2/24-3/23/13 ACCT.386516835-01	O/E	2684
PAYCHEX	1039.93	MARCH 2013 PAYROLL INV.251074,	MUNICIPAL	2685
HARRIS UNIFORMS	615.95	INV.21088 AUX. POLICE UNIFORMS	EMERGENCY	2686
PALMERS HOME	56.77	INV. 653809, 653818 SUPPLIES	PUBLIC	2687
P & A AUTO PARTS	255.53	INV.13-472930 , CM	FIRE O/E	2688
RACHLES/MICHELE'S	2139.22	INV.166166 3/7-3/21/13 703.60 GALS	O/E GAS &	2689
WASTE MANAGEMENT	30276.85	APRIL GARBAGE INV.2415765-1374-1	GARBAGE &	2690
COLLECTORS &	330.00	5/21, 22 & 23/2013 DENISE AMOROSO	COLLECTION	2691
NEW MILFORD BOARD	2331002.17	APRIL 2013 SCHOOL APPROPRIATION	SCHOOL	2692
DEPOSITORY TRUST	34662.49	WIRE-PAYMENT OF BAN 4/19/13	INTEREST ON	2693
VALLEY NATIONAL	7710.00	WIRE-PAYMENT OF BAN 4/19/13	INTEREST ON	2694
DE COTIIS,	275.00	MARCH 2013 FILE 11-009.7 PBA	LEGAL	2695
DE COTIIS,	825.00	MARCH 2013 FILE 11-009.8 PBA	LEGAL	2696
MARK D. MADAIO,	225.00	2/25-3/28/13 LEGAL SERVICES	LEGAL	2697
MARK D. MADAIO,	0.00	2/25-3/28/13 LEGAL SERVICES	HAZARD	2697
MARK D. MADAIO,	2920.00	2/25-3/28/13 LEGAL SERVICES	HAZARD	2697
NORTH JERSEY MEDIA	1200.09	MARCH LEGAL ADS ACCT. 1101720	MUNICIPAL	2698
GREEN-A-LAWN	600.00	EARLY SPRING LAWN CARE	PUBLIC	2699
RAPID PUMP & METER	285.00	INV.91796R APRIL JACKSON AVE PUMP	PUBLIC	2700
S. MELTZER & SONS,	54.99	INV.10063 OFF DUTY HOLSTER-PETRI	POLICE	2701
P & A AUTO PARTS	1571.18	MARCH INVOICES & CREDITS	PUBLIC	2702
P & A AUTO PARTS	510.24	APRIL 1-4 INVOICES & CREDITS	PUBLIC	2703
K & J ACCESSORIES	400.00	INV. 3521 REPAIR BASKETBALL	RECREATION	2704
WINE & ROSES, INC.	390.00	INV.624656 GIFT BASKETS FOR EASTER	RECREATION	2705
SCREEN STYLES	106.30	INV. 56416 11 BASKETBALL TEAM	RECREATION	2706
SCREEN STYLES	1400.00	INV. 56973 280 SOFTBALL T-SHIRTS	RECREATION	2707
NEW MILFORD	7000.00	SOFTBALL UMPIRE FEES	RECREATION	2708
D. & E. UNIFORMS	120.00	INV. 1013 7 DETECTIVE BADGES-KEVIN	POLICE	2709
REGIONAL	90.00	INV.120827 NARROW BAND RADIO & ADD	FIRE O/E	2710
RACHLES/MICHELE'S	4585.38	INV.166992 1500.5 GALS GAS	O/E GAS &	2711
ROPOLITAN	2209.84	4/15-5/14/13 TELEPHONE	O/E	2712

**Total fund: 01 CURRENT****2448514.66****Total Bill List:**

2448514.66

**BOROUGH OF NEW MILFORD**

**Bill list**

**APRIL 22, 2013 CAPITAL**

<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>
GOOSETOWN	542.21	INV.61562 KENWOOD PORTABLE RADIO &	2012	1108
ANGELS LANDSCAPE	3040.00	INV.31008 3/28 RESET (5) & NEW	2012	1109
DEPOSITORY TRUST	2773000.00	WIRE-PAYMENT OF BAN 4/19/13	BOND ANT	1110
VALLEY NATIONAL	881000.00	WIRE-PAYMENT OF BAN 4/19/13	BOND ANT	1111

**Total fund:      04 CAPITAL                      3657582.21**

**Total Bill List:              3657582.21**

**BILL LIST FOR MEETING OF:**

**APRIL 22, 2013  
DEVELOPER'S ESCROW**

<b>VENDOR</b>	<b>ACCOUNT</b>	<b>CHECK NO.</b>	<b>AMOUNT</b>
BOROUGH OF NEW MILFORD CURRENT ACCOUNT	S. HEKEMIAN	1290	\$197.89
		TOTAL	\$197.89

**BOROUGH OF NEW MILFORD**

**Bill list**

**APRIL 22, 2013**

**Combined TRUST FUND 12**

<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>
R. ROTHMAN	96689.45	CERT.#06-02 BL.1112 LT.9	TTL &	1017
R. ROTHMAN	45418.91	CERT.#11-03 BL.709 LT.6 REDEMPTION	TTL &	1018
<b>Total fund: 2700 SPECIAL DEPOSITS</b>				<b>142108.36</b>
ANGELS LANDSCAPE	13205.00	INV. 31007 3/28/13 REPAIR &	SNOW	1019
S. ROTONDI & SONS,	10850.00	INV.244125 2/28/13 REMOVAL OF	SNOW	1020
<b>Total fund: 2705 SNOW REMOVAL RESERVE</b>				<b>24055.00</b>
<b>Total Bill List:</b>	166163.36			

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:135

Offered by: *Wesley*

Seconded by: *JD*

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

WHEREAS, Tax Sale Certificate 11-03 on Block 709 Lot 6 whose address is 393 Luhmann Drive, was sold to R. Rothman on December 1, 2011; and

WHEREAS, redemption was made on Tax Sale Certificate 11-03 and held in the Borough of New Milford Trust Account; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of New Milford, that a check in the amount of \$45,418.91 be made payable to R. Rothman, 411 Grand Avenue, Englewood, NJ 07631

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 22, 2013.

SEAL

*Cristine Dennis*

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:136

Offered by: *Alhus*

Seconded by: *[Signature]*

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

WHEREAS, Tax Sale Certificate 06-02 on Block 1112 Lot 9 whose address is 226 Bergen, was sold to R. Rothman on November 30, 2006; and

WHEREAS, redemption was made on Tax Sale Certificate 06-02 and held in the Borough of New Milford Trust Account; and

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of New Milford, that a check in the amount of \$96,689.45 be made payable to R. Rothman, 411 Grand Avenue, Englewood, NJ 07631

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 22, 2013.

SEAL

*Christina Demus*



BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:137

Offered by: John S. Re

Seconded by: Chris Demus

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

WHEREAS, 161 Washington Avenue, also known as Block 1525 Lot 17 was owned by Lawrence R. & Krista S. Merschrod and sold to the Borough of New Milford on March 1, 2013; and

WHEREAS, first half 2013 property taxes has already been levied against said property in the amount of \$3,411.29; and

WHEREAS, first quarter 2013 property taxes in the amount of \$1,137.10 was paid by said owner to the Borough for taxes due from January 1 – February 28, 2013 leaving a balance due for first quarter 2013 in the amount of \$568.55 and second quarter in the amount of \$1,705.64; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of New Milford that the balance of the first quarter 2013 taxes and second quarter taxes levied against Block 1525 Lot 17 in the amount of \$2,274.19 is cancelled.

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 22, 2013.

SEAL

Chris Demus

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:138

Offered by: [Signature]

Seconded by: [Signature]

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

WHEREAS, 171 Washington Avenue, also known as Block 1525 Lot 16 was owned by Robert S. Ferreri and sold to the Borough of New Milford on March 1, 2013; and

WHEREAS, first half 2013 property taxes has already been levied against said property in the amount of \$3,071.02; and

WHEREAS, first quarter 2013 property taxes in the amount of \$1,535.51 was paid by said owner before being sold on March 1, 2013; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of New Milford that the 2<sup>nd</sup> quarter 2013 taxes levied against Block 1525 Lot 16 in the amount of \$1,535.51 is cancelled.

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 22, 2013.

SEAL

[Signature]

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:139

Offered by: [Signature]

Seconded by: [Signature]

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

WHEREAS, 668 Columbia Street, also known as Block 906 Lot 13 was owned by Steven and Linda Powers and sold to the Borough of New Milford on April 10, 2013; and

WHEREAS, second quarter 2013 property taxes has already been levied against said property in the amount of \$2,000.63; and

WHEREAS, second quarter 2013 property taxes in the amount of \$197.82 was paid by said owner to the Borough for taxes due from April 1 – April 9, 2013 leaving a balance due for second quarter 2013 in the amount of \$1,802.81; and

NOW, THEREFORE BE IT RESOLVED by the Mayor and Council of the Borough of New Milford that the balance of the second quarter 2013 taxes levied against Block 906 Lot 13 in the amount of \$1,802.81 is cancelled.

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 22, 2013.

SEAL

Christine Demusis

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:40

Offered by: [Signature]

Seconded by: [Signature]

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

RAFFLE/BINGO LICENSE

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

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

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

APPLICANT                      TYPE OF LICENSE                      DATE/TIME/PLACE                      LICENSE #

New Milford  
Volunteer Fire Co. 1

On Premise  
Merchandise

6/15/13

2013-08

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 April 22, 2013.

SEAL

Christine Demaris

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013: 141

Offered by:

Seconded by:

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

**WHEREAS**, a vacancy has occurred in the position of Senior Center Director; and

**WHEREAS**, the Borough Administrator advertised the position, interviewed candidates, and recommends Lynn Sullivan for the position of Senior Center Director; and

**WHEREAS**, Lynn Sullivan has is AFAA Certified in Group Exercise, Senior Fitness, ZUMBA GOLD and Practical Yoga; is CPR/AED Certified; and has developed and executed Senior Citizen programming for a number of Bergen County facilities; and

**WHEREAS** she has served as a Manager of Operations for Radio City Entertainment with extensive human resource, payroll, event planning and budget responsibilities; and

**WHEREAS**, the Mayor and Council wish to hire Lynn Sullivan to fulfill the duties of the position of Senior Center Director, requiring thirty-five hours per week, Monday through Friday, during regular center hours and an additional two to three Saturday mornings per month and will include a minimum of two fitness classes per week; and

**WHEREAS**, Lynn Sullivan has agreed to accept this full-time position at a salary of \$50,000 annually;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of New Milford hereby approve the appointment, of Lynn Sullivan as Senior Center Director for the Borough of New Milford, effective May 6, 2013.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution shall be forwarded with a letter of employment to Lynn Sullivan, 6 Pine Hill Road, Kinnelon, NJ 07405 with an additional certified copy to Ms. Lorraine Joewono, Director, Division of Senior Services, One Bergen County Plaza, Hackensack, NJ 07601.

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 22, 2013.

SEAL

*Christine Demaris*

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2013:142

Offered by: [Signature]

Seconded by: [Signature]

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

**WHEREAS**, there exists a need in the Borough of New Milford for a Prosecutor; and

**WHEREAS**, funds are available for this purpose; and

**WHEREAS**, Local Public Contracts law (N.J.S.A. 40A:11-1 et seq.) requires a Resolution authorizing the award of contracts for "Professional Service" without competitive bids must be publicly advertised.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Borough of New Milford as follows:

1. The Mayor and Borough Clerk are hereby authorized to execute an agreement with:  
Elsbeth J. Crusius, Esq..
2. This contract is awarded without competitive bidding as a "Professional Service" under provisions of the Local Public Contracts Law because the service to be performed and rendered is professional practice recognized by the laws of the State of New Jersey, and it is not possible to obtain bids.
3. This appointment will expire on December 31, 2013.
4. A copy of this resolution shall be published in the official newspaper as required by law within ten days of its passage.
5. The parties agree to incorporate into this contract the mandatory Equal Employment Opportunity Language pursuant to N.J.S.A. 10:5-31 et seq., and N.J.A.C. 17:27.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on April 22, 2013.

SEAL

Christine Demusis

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:143

Offered by: [Signature]

Seconded by: [Signature]

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

**SPECIAL EMERGENCY RESOLUTION N.J.S.A. 40A:4-53**

**WHEREAS**, an ordinance has been adopted creating a special emergency appropriation of \$299,705 for severance liabilities for Payment of Accrued Vacation and Sick Time and no adequate provision was made in the 2013 budget for the aforesaid purpose, and N.J.S.A. 40A:4-53 provides for the creation of a special emergency appropriation for the purpose above mentioned, and

**WHEREAS**, the total amount of Emergency Appropriations created including the appropriation to be created by this resolution is.....\$299,705

**NOW, THEREFORE, BE IT RESOLVED** (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-48 and 40A:4-53:

1. A special emergency appropriation be and the same is hereby made for Severance Liabilities for Payment of Accrued Vacation and Sick Time .....\$299,705
2. Total amount per ordinance is for \$299,705 and the Mayor and Council hereby requests that an exclusion from the "Cap" be granted by the Director of the Division of Local Government Services in accordance with P.L. 1981 Chapter 56 in the amount of \$59,941 per year in the budgets of the next five succeeding years commencing with the budgets of 2014 in accordance with 40A:4-55 (C).
3. That a special emergency note or notes be authorized not in excess of \$299,705, the amount appropriated by ordinance as stated above.
4. Such notes are hereby authorized to be issued pursuant to the Ordinance and this resolution and shall be negotiable notes payable to bearer, or registered notes, and shall bear interest at a rate per annum within the limitations prescribed by law, and such interest shall be payable at the maturity of such notes. The notes shall be dated on or about the date of their issuance and may be renewed from time to time, but at least 1/5 of the total amount of notes hereby authorized, and the renewals thereof, shall mature and be paid in each year, so that all notes and renewals shall have matured and have been paid not later than the last day of the fifth year following the date of this resolution. The issuing officers are authorized to provide that the notes may be redeemable at the option of the Borough.

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:143

Offered by:.....

Seconded by:.....

5. The Mayor and the Chief Financial Officer are hereby authorized to execute said notes, and the Borough Clerk is hereby authorized to affix the seal of the Borough to such notes and to attest such seal and said notes, and said officers are hereby authorized to issue said notes in such form as they may adopt in conformity with law and to recite therein that all requirements and conditions of law have been complied with in the issuance of said notes, and that said notes are within every debt and other limit prescribed by the Constitution or statutes of New Jersey.
6. The Chief Financial Officer is hereby authorized to sell said notes and any renewals thereof from time to time, at public or private sale, at not less than par and accrued interest and to determine within the limitations prescribed by this resolution, the date, principal amount, maturity date, and denomination of said notes, and the rate of interest said notes shall bear and to deliver such notes upon receiving the purchase price to be paid therefor.
7. The Borough Council hereby designates the Special Emergency Notes as "qualified tax-exempt obligations" for the purpose of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended (the "Code"). It is hereby determined and stated that the Special Emergency Notes (1) are not "private activity bonds" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of tax-exempt obligations (other than private activity bonds) during the calendar year 2013. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, the Borough does not covenant to do so, and expressly states that a covenant is not made hereby.
8. That two certified copies of this resolution be filed with the Director of the Division of Local Government Services.
9. This resolution shall take effect immediately upon its adoption.

I, Christine Demir, Clerk of the Borough of New Milford, County of Bergen, do hereby certify the foregoing to be a true and correct copy of a resolution adopted by the Governing Body at a meeting of said Governing Body held on April 22, 2013, and said resolution was adopted by not less than a two-thirds vote of the members of the Governing Body.

Christine Demir

Witness my hand and seal of the  
Borough New Milford this  
22<sup>nd</sup> day of April, 2013.



BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:144

Offered by: [Signature]

Seconded by [Signature]

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

**WHEREAS**, commencing in 2012, New Jersey municipalities are required by the New Jersey Recycling Enhancement Act P.L. 2008, Chapter 6 to have the mandatory Annual Recycling Tonnage Reports approved and signed by a Certified Recycling Professional ("CRP"); and

**WHEREAS**, the Annual Recycling Tonnage Reports must be submitted via email to the New Jersey Department of Environmental Protection ("NJDEP") utilizing a spreadsheet provided by the NJDEP on or before April 30<sup>th</sup> of each year; and

**WHEREAS**, the Mayor and Council appointed Eamonn Radburn via resolution 2013:112 to prepare the Annual Recycling Tonnage Report on behalf of the Borough; and

**WHEREAS**, Eamonn Radburn has agreed to serve as the Interim Recycling Coordinator for the Borough of New Milford for the express limited purpose of signing and submitting the Annual Recycling Tonnage Report to the NJDEP on or before April 30, 2013; and

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of New Milford that Eamonn Radburn is hereby appointed as the Interim Recycling Coordinator for the Borough of New Milford for the express limited purpose of signing and submitting the Annual Recycling Tonnage Report to the NJDEP on or before April 30, 2013.

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 22, 2013.

SEAL

[Signature]

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:145

Offered by: Councilman Colucci

Seconded by: Councilman Robalino

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

**WHEREAS**, a vacancy has occurred in the position of Recycling Coordinator;  
and

**WHEREAS**, the Assistant Superintendent of the DPW has recommended Julia Burdge for the position; and

**WHEREAS**, Julia Burdge has been employed part-time as the DPW Secretary since November 6, 2012 and has agreed to obtain the necessary certification to become a Certified Recycling Professional; and

**WHEREAS**, Julia Burdge has agreed to accept a full-time position as the Recycling Coordinator/DPW Secretary at a salary of \$30,303.00 annually and will be entitled to the benefits afforded to all full-time members of RWDSU, Local 108; and

**WHEREAS**, upon receipt of her certification as a Certified Recycling Professional, Julia Burdge will receive an additional \$7,500.00 annually.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the Borough of New Milford hereby approve the recommendation of Julia Burdge as the full-time Recycling Coordinator/DPW Secretary effective May 1, 2013.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded, to Julia Burdge and the Assistant Superintendent of the Department of Public Works.

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 22, 2013.

SEAL

*Christine Dennis*

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2013:146

Offered by: Councilman Robalino

Seconded by: Councilman Colucci

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

**WHEREAS**, the Borough of New Milford received a Bergen County Community Development Grant in the amount of \$127,000 for the Senior Center Rehabilitation; and

**WHEREAS**, funding was allocated for Renovations at the New Milford Senior Citizens Activity Center via Capital Ordinance #2012:07 in the amount of \$170,000;

**WHEREAS**, bids were advertised for and received in New Milford Borough Hall for the Renovations at the New Milford Senior Citizens Activity Center on April 18, 2013 at 10:00 AM with the lowest three bids as follows:

	<u>Base Bid</u>	<u>Alt. 3</u>	<u>Alt. 4</u>	<u>Alt. 5</u>
SZ Construction, LLC Rochelle Park, NJ	\$130,000.00	\$1,500.00	\$1,200.00	\$2,000.00
DiCarolus Assoc. Inc. Hackensack, NJ	\$126,997.00	\$2,500.00	\$1,990.00	\$7,998.00
Brahma Const. Corp. Hackensack, NJ	\$152,850.00	4,200.00	3,000.00	8,060.00

**WHEREAS** the bids were reviewed by the architect appointed to provide architectural and engineering services for the project and a recommendation has been made to award the Base Bid and Alternate 5 to the lowest responsible bidder.

**NOW, THEREFORE, BE IT RESOLVED**, the Mayor and Council hereby award the contract for the Base Bid and Alternate 5 for the Renovations at the New Milford Senior Citizens Activity Center to the lowest responsible bidder, SZ Construction, LLC in the amount of \$132,000.00 and authorize Mayor Subrizi to sign said contract and authorize the Borough Clerk to attest to the same.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be mailed to SZ Construction, LLC, 38 Grove Avenue, Rochelle Park, NJ 07662.

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 22, 2013.

SEAL

