

MINUTES
BOROUGH OF NEW MILFORD
7:00 PM WORK SESSION
Monday, May 13, 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	Present
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/ Clerk

OPEN SESSION:

1. NM BOE Superintendent – Michael Polizzi

The Mayor said she received a call late in the day from the Superintendent. He advised he would not be attending the meeting as he had nothing to discuss with the Council at this time.

2. Website Redesign Proposal

The Administrator's recommendation was discussed. Councilman Putrino said he had checked with the Administrator and was satisfied that the domain address and email addresses would remain unchanged. Councilwoman Grant asked if a new email program would be part of the package; she has difficulty using the current system. She was advised it would not change. The Council indicated unanimous consent to the Administrator's recommendation.

3. Sanzari Barbeque Request

The Mayor noted this is the same request made annually for two events to benefit Hackensack Children's Hospital. It was noted both the Zoning Officer and Police Chief were advised of the request and have provided the applicant with the requirements of their respective departments. The Council had no objections to the request.

4. Baldwin Avenue Traffic Sign Request

The Mayor noted the request was as a result of a resident letter. The Traffic Officer, Lt. Robert Jones, has issued an alert to all patrols requesting additional attention to this area. In addition, he will deploy the radar vehicle on a rotational basis and monitor the site personally when his schedule permits. Lt. Jones advised against placing a sign to prohibit turns as it is no more applicable in this location than in many others and it would be impossible to prohibit turns in all of those locations. The Administrator will notify the homeowner of the steps to be implemented.

5. Henley Avenue – Traffic Sign Request

The Mayor and Council reviewed the request to place a “No U-Turn” and “No Parking in Lot” sign in the Borough right-of-way at the corner of Henley Avenue and Columbia Avenue in front of the utility pole at the request of the owner of 101 Henley Avenue. The sign is strictly to prohibit these actions on the private property and cannot be enforced by the New Milford Police Department. The Council had no objection to the placement of the signs.

6. Eagle Scout Request

The Council discussed the request of an Eagle Scout applicant to polyurethane the gazebo and dig a bed around the structure to plant perennials and annuals. The Mayor suggested the applicant obtain the permission of the Eagle Scout who installed the gazebo. Councilman Colucci suggested the additional project of cutting a bed around and power washing the freedom pole. The Administrator will respond to the scout with these requests.

7. Walk-at-Work – May 29th

The Mayor and Council reviewed the Administrator’s request to allow the Borough employees to participate in the County sponsored “Walk At Work” event on May 29th. There were no objections.

8. Approval of Minutes – 9/10/12, 10/8/12, 10/22/12, 4/15/13, 4/22/13

Councilman Putrino asked to have the minutes from 2012 pulled out for a separate vote. Councilman Colucci made a motion to approve the minutes of the September 10, 2012 Work Session, the October 8, 2012 Work Session, and the October 22, 2012 Work/Public Session as corrected previously. Councilman Robalino seconded the motion. All present in favor with the exception of Councilman Putrino who abstained.

Councilman Colucci made a motion to approve the minutes from the April 15, 2013 Work Session, as corrected, and the April 22, 2013 Work/Public Session. Councilman Robalino seconded the motion. All present in favor with the exception of Councilwoman Duffie who abstained from the vote on the meeting of April 22, 2013.

APPOINTMENTS:

The Mayor said she would like to add the appointment of Donna Tamayne to the Library Board to replace Miriam Pickett.

Councilwoman Duffie said she did not believe there is currently a vacancy for a homeowner representative on the Rent Leveling Board; there is already one regular homeowner member and one alternate. She explained there are two tenant members and two landlord members and only one homeowner member for the purpose of breaking a tie. The Borough Attorney referenced the Borough Ordinance and confirmed there should be only one regular homeowner member. Mr. Loonam appointment was set aside as there is currently no vacancy.

Councilwoman Duffie asked to add to appointments to the Beautification Committee: Debbie Putrino and Xiomara Santos-Abreu. She made a motion to approve these appointments. Councilwoman Grant seconded the motion. All present in favor with the exception of Councilman Putrino who abstained from the vote.

Councilman Putrino made a motion to appoint Dan LaFaso as a Tenant representative to the Rent Leveling Board. Councilman Colucci seconded the motion. All present in favor, none opposed.

Councilwoman Grant made a motion to appoint Donna Tamayne to the Library Board of Trustees. Councilman Colucci seconded the motion. All present in favor with the exception of Councilman Ashley who abstained from the vote.

INTRODUCE ORDINANCE #2013:06

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

Councilman Colucci made a motion to introduce this ordinance. Councilman Robalino seconded the motion. The motion passed on a roll call vote as follows:

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

Against the motion: Ashley

The ordinance will be published in the Record and a public hearing will be held on May 29, 2013 at 7:45 PM.

ADOPT ORDINANCE #2013:05

BOND ORDINANCE TO AMEND SECTION 4.A OF THE BOND ORDINANCE (ORD. NO. 2010:07) ENTITLED: "BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVEMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY AND NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT IN, BY AND FOR THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$625,000 TO PAY THE COST THEREOF, TO MAKE A DOWN PAYMENT, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS," ADOPTED APRIL 26, 2010.

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

John Rutledge – 225 River Road. Mr. Rutledge asked if the Council had considered his request to have meetings videotaped. Mayor Subrizi said this question does not relate to the adoption of this ordinance. Mr. Rutledge asked if a quote for videotaping could have been obtained through the company replacing the sound system. The Mayor said the Council must first decide if they want to do it, which is a separate discussion.

Celeste Scavetta – 635 Mabie. Ms. Scavetta said that even if the Mayor and Council wished to pursue videotaping it would be necessary to update the sound system.

Council President Duffie made a motion to close to the public. Councilman Colucci seconded the motion. All present in favor, none opposed.

Council President Duffie made a motion to adopt this ordinance on its second and final reading. Councilwoman Grant seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

ADMINISTRATOR:

The Administrator reported that Lt. O'Malley is retiring on December 1, 2013 and has asked to have half of his terminal leave payout paid presently. The CFO does not believe the Borough can do this legally. The Auditor said it would be possible with a signed agreement. Given the need to issue a tax anticipation note to get to the third quarter the Administrator said she did not believe the Borough was in the position financially to make the payment. Mr. Leibman said he would not recommend it; the Council unanimously agreed with Mr. Leibman's recommendation.

The Administrator read the Engineer's notes from the April 30th County meeting on the FEMA Flood Insurance Rate Map.

The Administrator reminded the Council that Committee reports are to be submitted in writing and spread in full upon the minutes beginning with the meeting of May 29, 2013.

The Administrator asked the Council to consider changing the meeting date in July. It was agreed the July meeting will be held on July 29th.

The Administrator referenced resolution 2013:151 regarding the agreement with the BCUA. The current rate is \$70.27 per ton; the new rate will be \$65.35 per ton.

The Administrator reported the oil tank removal at Fire Co. #2 is scheduled for May 14th.

The Administrator reported she would be attending the New Jersey Municipal Clerk's Association/International Institute of Municipal Clerk's joint conference from May 20th – 22nd.

COUNCIL:

Council President Duffie said the Beatification Committee hosted a clean-up at the end of Henley Avenue earlier in the month and were aided by the Berkley Student Council. She asked to have the students recognized by the Mayor and Council for their efforts. Certificates will be prepared to be presented at the school.

She additionally reported discussions continue with Mid-Bergen, the County and the local Health Department; they are drafting a spreadsheet of all the services currently being provided. There is still the question of the Public Health Nurse being paid by New Milford but seeing patients from many of the other Mid-Bergen participating towns.

Council President Duffie reported on a conversation with Mr. Leibman with regard to the repair shops in town. They agree there is need for clarification of the Borough ordinances. Mr. Leibman said he had met with the Chief and had reviewed the relevant property maintenance issues. He said

the idea of gas stations in residential neighborhoods and retail operations just do not make sense. If they were kept clean there would be no issue; if not, then the question becomes who will enforce the various issues. He said the Health Department needs to be more active but is concerned with the limits of their authority; the Zoning Officer faces similar concerns. The Borough Code is out of date. As an example, the Code says the DPW Superintendent is to enforce sidewalks and aprons but the Borough does not currently have a Superintendent. He said he spoke with the Court and feels with some clarity, instruction and revisions to the ordinance borough officials would feel empowered to go out and enforce the property maintenance issues.

Council President Duffie said she would like to open the discussion to reinstate the position of a property maintenance officer. She acknowledged the responsibilities and hours of the position may need to be tweaked and perhaps consideration given to the seasonal nature of the position; noting the warmer months of April through November would be more intense. She said enforcement has gotten very loose and asked to have everyone review the old ordinance for the position.

Councilman Ashley said Council President Duffie should come with a proposal and it should be listed on the agenda as a topic for discussion. Council President Duffie said she would like for it to be listed for the next meeting. Mayor Subrizi said the position is not certificated; there was no clear idea of who they reported to and she suggested the position should report to the Building Department. Councilwoman Grant said all of the details could be worked out if the Council decides to go in this direction. Councilman Ashley said it is being addressed backwards; the ordinance should be revised prior to filling the position. Mr. Leibman said the ordinance needs to be updated to clearly define the responsibilities; sharpen the scope for the current personnel to follow.

Councilman Ashley said he thinks it needs to be pursued but the Council needs to address the ordinance first. Council President Duffie asked if a review of other town's ordinances would be appropriate. Mr. Leibman said Fort Lee is very good; the health officer is very buttoned up. Councilwoman Grant suggested she and Council President Duffie could review some ordinances from other towns and come back to the Council with some ideas. The matter will be listed for discussion at the June work session.

Council President Duffie invited everyone to come by the town lot at River Edge and Holland Avenue on Saturday; the Beautification Committee will be planting a six foot blue spruce among other things to beautify the area around the welcome sign.

Councilwoman Grant said the Environmental Commission discussed opportunities to go green in a bigger way and want to encourage the architects to go green on the upcoming Fire Department and Police Department renovation projects.

Councilman Colucci said the Fire Department has asked the Council to support legislation to require auto fire suppression sprinklers in new one and two family homes. The legislation has recently passed the general assembly. The Clerk will work with the Fire Department to locate a sample resolution to support the legislation.

Councilman Robalino referenced the lightning detection system included in this year's capital budget. He said Tenaflly has paid for a comparable system out of open space funds; he wanted the Council to know this was a possible source of funding. Councilman Putrino said he would prefer not to finance out of open space funds. The Mayor concurred, noting it has already been budgeted for as part of capital.

Mayor Subrizi said she is continuing her discussions with a committee from the Police Department on the possibility of converting to the Pittman schedule. She said she hopes to have the financial component and schedule worked out at some point during the year with a target start date of January 2014 if the Council and the Police Department can come to an agreement.

The Mayor noted resolution 2013:153 would be pulled from the consent agenda for a separate vote.

The Mayor reminded everyone of the Girl Scout Award Ceremony scheduled for May 22nd.

The Mayor reported the management company of the CVS Plaza at Madison Avenue will be completing a traffic study and will provide the results to the Mayor and Council.

The Mayor said she would like to be clear on this Council's intentions with regard to the United Water property. She read the following statement into the record:

The possible uses of the United Water property have been with us for many years. A past council could not muster the support the purchase of the property, largely due to the burden it would have placed on the taxpayers. I want the record to be clear what the intention of this current council is with regard to our option, which still exists, to re-zone. This was something we came very close to doing in September 2012, but the idea was abandoned when a new council formed.

As the application comes to a close at the ZBA, there is the distinct possibility that pass or fail, the application will be appealed and heard in Hackensack where a Judge will then be making the determination about what will be allowed on that property.

If we were to re-zone there could be a collaborative effort between the Borough Planner, the Developer, and the Planning Board to develop the property with certain advantages to be gained by both sides.

Some have asked if I have had private conversations with the Developer. I assure you I have not. What would I say to him? Without the council's approval to begin the re-zoning process I would have nothing to say to him.

If there is no majority to re-zone I want this to be clear.

The question I want to put forth tonight is, "Do you have any interest in pursuing an ordinance to re-zone?"

The Mayor said if there is no majority to rezone she wants the record to be clear; she would like to take a voice vote.

Councilman Colucci said he has an interest to rezone to keep the Borough out of the position of having a judge decide for the town. He referenced a recent decision in Cranford that has removed the Council and public from the process.

Councilman Putrino asked what "a collaborative effort" means. The Mayor said the Borough Planner will work with the Developer to craft an ordinance which would go to the Planning Board

and then to the Mayor and Council. Mr. Leibman elaborated on the Mayor's response. The Borough's representative will meet with the Developer's representative to try to craft a zoning ordinance to give the Borough what it wants and to give the Developer some of what they want. The Planning Board would need to amend the Master Plan to comport with the proposed ordinance and then send it back to the Mayor and Council for adoption. It can be done as an overlay zone, a new zone, or an amendment to an existing zone. The Borough would have the opportunity to be specific about all of the details; the need to provide "x" amount of acres of recreational space, landscaping, etc. Council President Duffie said this can be addressed when an application goes to the Planning Board. Mr. Leibman said it could be but the governing body would have no involvement in it; even if the rezoning was undertaken there would still be a site plan application to the Planning Board. Mayor Subrizi said the Planning Board would have no input if the application is denied by the Zoning Board and goes to the County on appeal.

Council President Duffie asked for clarification on the timing. The Mayor said the Zoning Board application is coming to an end and she does not believe the appeal process will favor the Borough. She said the previous Borough Attorney advised the Mayor and Council can always rezone but it will be out of the Council's hands if it goes to an appeal. Council President Duffie asked if the Mayor was saying that if the Council acts now it would halt an appeal. Mr. Leibman said the Zoning Board will not be the only named party if this goes to the County, the Borough would be named as well and for this reason he suggested the discussion continue in closed session.

The Mayor said she just wants the record to be clear that she asked the question.

Councilwoman Grant said this discussion should be held at a public meeting and that it should be listed as a topic on the agenda.

Mr. Leibman again suggested the discussion continue in closed session.

The Mayor said again she wants the record to be clear as to what this Council wants to do or does not want to do.

Councilwoman Grant asked why the Council did not rezone in 2011. The Mayor said the matter was not listed on the agenda in August 2011 when a vote was intended. Further discussion was tabled to the closed session.

RESOLUTIONS:

2013:147 Closed Session

2013:148 Payment of Bills and Vouchers

2013:149 Approve Introduction of Bond Ordinance 2013:06

2013:150 Record Approval of Design – Senior Citizen Activity Center

2013:151 Authorize Mayor to Sign Solid Waste Service Agreement with BCUA

2013:152 Authorize Mayor to Sign Shared Services Agreement with New Milford Board of Education

2013:153 Authorize Mayor to sign Release in BER-L-824-3

2013:154 Authorize Agreement with H & H Web Management, LLC for Website Redesign and Hosting

VOTE ON RESOLUTIONS

Councilman Colucci made a motion to approve the consent agenda, resolutions 2013:147 through 2013:149, 2013:151 through 2013:152 and 2013:154. Councilman Robalino seconded the motion. All present in favor, none opposed.

Council President Duffie made a motion to approve resolution 2013:150. Councilman Colucci seconded the motion. The motion was approved on a roll call vote as follows:

For the motion: Robalino, Ashley, Duffie, Colucci, Grant
Against the motion: None
Abstain: Putrino

Councilman Colucci made a motion to approve resolution 2013:153. Councilman Putrino seconded the motion. The motion passed on a roll call vote as follows:

For the motion: Robalino, Ashley, Duffie, Colucci, Putrino
Against the motion: None
Abstain: Grant

COMMENTS FROM THE PUBLIC

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

George Adelung – 723 Berkley Street. Mr. Adelung said the Mayor and Council need to put the past behind them and look at where we are now; the general beat of the town. He said he hoped the Council is aware of what that is. He said if the opportunity or means to buy no longer exists the Council should make a compromise; look at options and concerns and find a happy medium to make a majority of the town happy. He said he would hate for the town to get nothing; right now all we have is an unknown. He said the Council needs to take back some control and make a plan. He said even if the application fails and Hekemian leaves and the property is devalued to four million dollars would the town be in a position to outfit a field - if yes, then great; if no, then we would have kicked out the developer and done nothing with the property.

Mary McElroy – 297 Greve Drive. Ms. McElroy said two years ago she charged forward thinking the town could buy the property. She said a lot has changed in two years. She said the town needs to think globally; she noted town infrastructure needs and needs of the Board of Education and asked the value of sharing the information between the two entities if nothing is done with it. She asked, with all of the other expenses in town does the town have the money to purchase the property and if it does, is that the best use of the money. She said the town does not need another grass field and any of the environmental groups that may help to finance the purchase will not allow a turf field to be placed on the property. An audience member asked what Ms. McElroy was saying. She responded, if there is an opportunity to negotiate with the developer to get five or six acres of property that the town could use two million dollars to build a field/track and the NMHS field could be relocated, it should be considered.

Mr. Rutledge said the matter has been contentious and will continue to be. He said he has never gotten an answer to the question of what benefit would come to the town in the form of ratables if the development goes through. He said he does not believe Hekemian is a good steward of the opportunities that may exist. He asked Mayor Subrizi what her vision of compromise should be. The

Mayor said she does not have a vision but believes the town will do better by working with the developer rather than to allow it to get out of the Borough's hands. Mr. Rutledge asked what if the developer says they are unwilling to budge. The Mayor responded, that at least we will have tried.

Ms. Scavetta asked the Mayor and Council to consider the number of for sale signs in town and many owners have seen their property devalued. She asked to put the partisan issues aside to discuss the details and dollars of where this will bring us as a community. She said she was not anticipating the level of tax increases she has seen since she moved here. She asked that they look at the numbers and suggested meeting separately with the attorney and an accountant to crunch the numbers on financial impact to residents.

Anna Leone. Ms. Leone said she agreed with Ms. Scavetta's comments. She asked if anyone has come with an estimate of ratables if the Hekemian plan goes through as proposed. She asked if taxes would go down. She said regardless of the ratables, the need for additional police must be taken into account.

John Foley – 254 Stevens Court. Mr. Foley asked for an update on the Hirschfeld Brook project. Mayor Subrizi said the bond ordinance being introduced tonight includes \$1.4 million to address the plan. She said the Council continues to pursue grant funding for this project as well.

Ms. Scavetta asked if the property maintenance position mentioned earlier has been considered as a shared service. Mayor Subrizi said shared services are not always a cost savings to a town, particularly with a part-time position where each town just compensates the employee for the hours worked.

Donna Tomasini – 411 Charles Street. Ms. Tomasini asked if the Geese Police is something the Borough would be doing moving forward. She was advised that it is a new agreement with the Board of Education. Ms. Tomasini provided an update on a recently reported issue of a large Shop Rite truck traveling on Charles Street. She said a representative explained not all trucks are equipped with GPS and the driver was probably lost; it has not happened again. Ms. Tomasini said she has also contacted NJ Transit with regard to buses turning off Baldwin Avenue onto Charles Street to get to Madison Avenue. She was asked to provide the information to the Administrator who will follow up with NJ Transit.

Ulises Cabrera – 659 Columbia Street. Mr. Cabrera said according to the documents the contract Hekemian has with United Water expired April 29th and they have just forty-five days to close. He said this would not be enough time to implement rezoning. Mr. Cabrera said even if the development consisted only of Shop Rite it would require an additional police officer. He said he was happy to hear of the developments with the Brunetti property. Mayor Subrizi said the Brunetti representatives would be presenting a preliminary plan on May 29th.

Jody Seifert – Bulger Avenue. Ms. Seifert said she arrived late and asked what had happened with Superintendent Polizzi. It was explained that the Superintendent cancelled his appearance as he had nothing to bring to the Council at this time.

Mr. Rutledge asked why Councilman Ashley was the lone dissenter on the introduction of ordinance 2013:06. Councilman Ashley said he is against the \$200,000 expenditure for plans for a Police Department Building that we do not know we need yet. Mr. Rutledge asked if the geese problem is

predominantly a BOE problem. Mayor Subrizi said it is a problem for any field and we have partnered with the BOE so that we do not end up just chasing the geese to each other's fields. Council President Duffie asked if it included Hardcastle Pond. She was advised that it does not; the Administrator will speak to the Recreation Director to see if it can be included.

Ms. Leone asked if the Property Maintenance Officer needs to be licensed and suggested, if not, it could be done by a volunteer. She was advised that a volunteer would not be appropriate for a number of reasons.

Ms. Scavetta asked if additional business would take place after the closed session. The Mayor said she intends to ask the Council for a yes or no on the rezoning issue. Council President Duffie said this is one of the biggest issues before the Council and it would be improper for the Mayor to informally poll the Council without informing the public. The Mayor said this is not the first time Council President Duffie has commented similarly when the Mayor has attempted to get an answer in public for the record. Councilwoman Grant said if there was an interest on the Council someone would have made a motion or asked for it to be listed on the agenda. Councilman Putrino and Councilman Ashley expressed agreement that it should be listed for discussion on an agenda. Councilman Putrino said it should be recorded with an official vote.

Mr. Cabrera commented that he had learned at the Zoning Board meetings that the Shop Rite alone has triggered the need for eight more affordable units.

The Council agreed the issue of rezoning would be listed for discussion on the May 29th agenda.

The Mayor said the meeting would be closed and would reopen without further action.

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

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

CLOSED SESSION:

1. Potential Litigation – United Water Property

At the conclusion of the closed session Councilman Ashley made a motion to go back into open session. Council President Duffie seconded the motion. All present in favor, none opposed.

ADJOURNMENT

Council President Duffie made a motion to adjourn. Councilwoman Grant seconded the motion. All present in favor, none opposed. Time 10:06 PM.

Respectfully submitted,



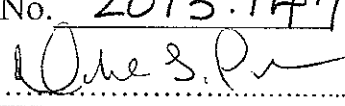
Christine Demiris, RMC
Borough Clerk

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:147

Offered by: 

Seconded by: 

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

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. Potential Litigation - United Water Property

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 May 13, 2013.

SEAL



BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:148

Offered by: Quirk

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 \$5,332,402.19.

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 May 13, 2013.

SEAL

Cristine Dennis

BOROUGH OF NEW MILFORD**Bill list****APRIL 16-30, 2013 PAYROLL**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PAYROLL	1354.17	APRIL 16-30, 2013 PAYROLL	GENERAL	2713
PAYROLL	8263.76	APRIL 16-30, 2013 PAYROLL	MUNICIPAL	2713
PAYROLL	7115.35	APRIL 16-30, 2013 PAYROLL	COLLECTION	2713
PAYROLL	1389.08	APRIL 16-30, 2013 PAYROLL	ASSESSMENT	2713
PAYROLL	750.00	APRIL 16-30, 2013 PAYROLL	ASSESSMENT	2713
PAYROLL	60.00	APRIL 16-30, 2013 PAYROLL	ZONING	2713
PAYROLL	5424.62	APRIL 16-30, 2013 PAYROLL	CODE	2713
PAYROLL	660.20	APRIL 16-30, 2013 PAYROLL	POLICE	2713
PAYROLL	5563.97	APRIL 16-30, 2013 PAYROLL	POLICE	2713
PAYROLL	4824.40	APRIL 16-30, 2013 PAYROLL	POLICE	2713
PAYROLL	12150.14	APRIL 16-30, 2013 PAYROLL	POLICE	2713
PAYROLL	150437.62	APRIL 16-30, 2013 PAYROLL	POLICE	2713
PAYROLL	250.00	APRIL 16-30, 2013 PAYROLL	UNIFORM	2713
PAYROLL	473.50	APRIL 16-30, 2013 PAYROLL	UNIFORM	2713
PAYROLL	262.56	APRIL 16-30, 2013 PAYROLL	PUBLIC	2713
PAYROLL	49553.10	APRIL 16-30, 2013 PAYROLL	PUBLIC	2713
PAYROLL	600.00	APRIL 16-30, 2013 PAYROLL	PUBLIC	2713
PAYROLL	1570.93	APRIL 16-30, 2013 PAYROLL	RECYCLING	2713
PAYROLL	3375.62	APRIL 16-30, 2013 PAYROLL	PUBLIC	2713
PAYROLL	4589.64	APRIL 16-30, 2013 PAYROLL	BOARD OF	2713
PAYROLL	460.60	APRIL 16-30, 2013 PAYROLL	RECREATION	2713
PAYROLL	2167.50	APRIL 16-30, 2013 PAYROLL	RECREATION	2713
PAYROLL	0.00	APRIL 16-30, 2013 PAYROLL	RECREATION	2713
PAYROLL	2915.00	APRIL 16-30, 2013 PAYROLL	RECREATION	2713
PAYROLL	1600.00	APRIL 16-30, 2013 PAYROLL	RECREATION	2713
PAYROLL	4816.25	APRIL 16-30, 2013 PAYROLL	SENIOR	2713
PAYROLL	20768.51	APRIL 16-30, 2013 PAYROLL	LIBRARY	2713
PAYROLL	5480.52	APRIL 16-30, 2013 PAYROLL	MUNICIPAL	2713
PAYROLL	63060.52	APRIL 16-30, 2013 PAYROLL	POLICE	2713
PAYROLL	1564.12	APRIL 16-30, 2013 PAYROLL	TITLE III -	2713
PAYROLL	8270.07	APRIL 16-30, 2013 BORO SOCIAL	SOCIAL	2714
PAYROLL	4904.98	APRIL 16-30, 2013 BORO MEDICARE	SOCIAL	2715

Total fund: 01 Current**374676.73****Total Bill List: 374676.73**

BOROUGH OF NEW MILFORD**Bill list****MAY 13, 2013**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
BOROUGH OF NEW	89628.00	WIRE-B.A.N. ROLLOVER 4/19/13	PMT NOTE	2716
DEPOSITORY TRUST	305000.00	WIRE-5/1/13 GENERAL OBLIGATION	PAYMENT	2717
DEPOSITORY TRUST	0.00	WIRE-5/1/13 GENERAL OBLIGATION	INTEREST ON	2717
DEPOSITORY TRUST	49812.50	WIRE-5/1/13 GENERAL OBLIGATION	INTEREST ON	2717
COUNTY OPEN SPACE	12000.00	2ND QTR 2013 COUNTY OPEN SPACE	COUNTY	2718
COUNTY OF BERGEN	1042000.00	2ND QTR 2013 TAXES	COUNTY	2719
NEW MILFORD	24322.50	2ND QTR 2013 MUNICIPAL OPEN SPACE	MUNICIPAL	2720
PAYROLL	127.50	2ND QTR 2013 BORO. SHARE DCRP	DCRP	2721
NEW MILFORD BOARD	10752.86	MARCH, NOV-DEC. CUSTODIAL OT-REC	RECREATION	2722
TERRI L. SMITH,	375.00	4/9/13 3 HRS CHILD HEALTH CLINIC	BOARD OF	2723
JAMES TAORMINA	355.39	JAN. 218 MILES, FEB. 175 MILS	CODE	2724
ROBERT PLANKER	243.52	JAN. 162 MILES, FEB. 139 MILES	CODE	2725
MICHAEL	189.85	JAN. 90 MILES, FEB. 133 MILES &	CODE	2726
JOHN P. PAMPALONI	395.00	MAY 2013 SEWER INSPECTOR	PUBLIC	2727
EILEEN LEONARD	180.00	1/23/13, 2/27/13 & 3/20/13 SHADE	SHADE TREE	2728
NEW MILFORD FIRE	231.00	MAINTENANCE, SUPPLIES AND	FIRE O/E	2729
NEW MILFORD FIRE	0.00	MAINTENANCE, SUPPLIES AND	FIRE O/E	2729
NEW MILFORD FIRE	64.87	MAINTENANCE, SUPPLIES AND	FIRE O/E	2729
W MILFORD FIRE	278.00	MAINTENANCE, SUPPLIES AND	FIRE O/E	2729
MATTHEW T. PRIORE,	6072.50	2/13-4/5/13 GRANT VS. ASHLEY LEGAL	LEGAL	2730
WATERS, MCPHERSON,	15556.33	GRANT VS.ASHLEY2/28-3/11 102.5 HRS	LEGAL	2731
JOHN L.	2325.90	1/17-2/28/13 LABOR COUNSEL	LEGAL	2732
KAUFMAN, SEMERARO,	2615.51	INV.208230 MARCH 2013 LEGAL	LEGAL	2733
PHILLIPS PREISS	471.25	INV.16964 MARCH 2013 J13008G	MUNICIPAL	2734
BOSWELL MCCLAVE	264.00	INV.75473 4/23/13 NM602 GENERAL	ENGINEERING	2735
ABDI, ALI &	1564.27	REPLACE 2012 TAX REFUND CK#2005	OPERATIONS	2736
RELIANCE STANDARD	1322.75	MAY 2013 PREMIUM STD 159044	INSURANCE	2737
FLAGSHIP HEALTH	80.70	MAY 2013 PREMIUM	INSURANCE	2738
CABLEVISION	194.24	APRIL REC,DPW,FIRE CO.1&2 & POLICE	MUNICIPAL	2739
CABLEVISION	0.00	APRIL REC,DPW,FIRE CO.1&2 & POLICE	POLICE	2739
CABLEVISION	20.90	APRIL REC,DPW,FIRE CO.1&2 & POLICE	POLICE	2739
CABLEVISION	59.90	APRIL REC,DPW,FIRE CO.1&2 & POLICE	PUBLIC	2739
CABLEVISION	84.90	APRIL REC,DPW,FIRE CO.1&2 & POLICE	RECREATION	2739
DELTA DENTAL OF	10067.27	APRIL BALANCE AND MAY PREMIUM	INSURANCE	2740
MID-BERGEN	12470.00	2ND QTR 2013 PUBL.HLTH	BOARD OF	2741
VERIZON	73.38	201-Z02-9455 MAY 2013 INV.041613	O/E	2742
NEW JERSEY STATE	25.00	CHIEF FRANK PAPAPIETRO	POLICE	2743
NEW JERSEY STATE	470.00	REG. FRANK PAPAPIETRO 6/24-6/27/13	POLICE	2744
CROWNE PLAZA HOTEL	327.75	5/20, 21 & 22 DENISE AMOROSO	COLLECTION	2745
HOLY NAME HOSPITAL	70.00	INV.813882102013020H 3/5/13	PUBLIC	2746
INFOCROSSING, INC.	228.78	INV. 5008707 4/22/13 8418 SET UP	COLLECTION	2747
EWART BUSINESS	181.00	INV. 19D403 MARCH MAINTENANCE ON	MUNICIPAL	2748
NEW JERSEY FOREST	60.00	ANNUAL TUBE SEEDLINGS	SHADE TREE	2749
TRI STATE M.V.	250.00	2 TRUCKS MEMORIAL DAY PARADE	CELEBRATION	2750
NORTH JERSEY	400.00	10 CARS-MEMORIAL DAY PARADE	CELEBRATION	2751
STAPLES INC.	85.18	INV.3197764464 2 CARTRIDGES	FIRE O/E	2752
STAPLES ADVANTAGE	197.09	INV.3195405194,3195405195,31972609	PUBLIC	2753

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
STAPLES ADVANTAGE	355.61	INV.3195855775,3197150407,31971504	BOARD OF	2754
STAPLES ADVANTAGE	525.79	INV. 3197313318 SUPPLIES	CODE	2755
STAPLES ADVANTAGE	807.50	INV. 3196367405 25 CASES COPY	MUNICIPAL	2756
STAPLES ADVANTAGE	189.99	INV. 31964577265 1 HERRICK	PUBLIC	2757
NN LAW BOOKS	59.00	INV. D503694 2013 NJ STATE POLICE	MUNICIPAL	2758
DEPTCOR	2400.00	INV.119969 CAFETERIA TABLE	POLICE	2759
R & R RADAR INC.	146.50	INV. 40088 REPAIR/MAINT. STALKER	POLICE	2760
GILLIES' AUTO BODY	1429.20	INV. 2516 REPAIR CAR 306	VEHICLE	2761
NJ DRUG	25.00	2013 MEMBERSHIP DUES-SGT. WILLIAM	POLICE	2762
NORTHWEST BERGEN	7000.00	INV.9943 2ND QTR 2013 DISPATCH	POLICE	2763
ENFORSYS POLICE	2310.00	INV. 7083 2ND QTR 2013 MAINT. FEE	POLICE	2764
HARRIS UNIFORMS	600.00	INV. 21129 100 BREAST LOGOS "NEW	POLICE	2765
HARRIS UNIFORMS	849.80	INV.21107,21108,21109,21110	POLICE	2766
LYNCO ALARMS	1246.00	INV.10164 FIRE ALARM REPAIR-BORO	PUBLIC	2767
LYNCO ALARMS	320.00	INV.10042 2013 FIRE/BURGLAR	PUBLIC	2768
LYNCO ALARMS	450.00	INV. 10022 2013 FIRE ALARM-FIRE	PUBLIC	2769
LYNCO ALARMS	450.00	INV. 9937 2013 FIRE ALARM-FIRE	PUBLIC	2770
NCH CORPORATION	532.97	INV. 1051544 MAX TUBE GREASE	PUBLIC	2771
OIL TANK SERVICES	200.00	INV. 4037 TANK INVESTIGATION FIRE	PUBLIC	2772
HACKENSACK SUPPLY	300.40	INV.120838 PAPER TOWELS, NAPKINS,	PUBLIC	2773
R & J CONTROL INC.	1135.00	INV.213002376-78 BORO GENERATORS	PUBLIC	2774
ALPINE MONUMENTS	1300.00	MOVE & RELOCATE JEWISH WAR	PUBLIC	2775
HANDI HUT, INC.	648.00	INV.18152 PARTS TO REPAIR BROKEN	PUBLIC	2776
DURIE LAWN MOWER &	21.95	INV. 11909 3/25/13 SNAPPER BELT	PUBLIC	2777
ALL AMERICAN FORD	578.37	INV.176863, 179666 VEHICLE REPAIRS	VEHICLE	2778
GATES FLAG &	124.80	INV.168449 FLAGS FOR MEMORIAL DAY	PUBLIC	2779
ERICANWEAR	74.40	ACCT. 2176 JAN-MARCH UNIFORMS	PUBLIC	2780
ERICANWEAR	642.00	ACCT. 2174 & 2175 MARCH UNIFORMS	PUBLIC	2781
BEHNKE'S BUILDING	102.05	INV. 15970 PISTOL RANGE SUPPLIES	POLICE	2782
LORCO PETROLEUM	160.00	INV. 896484 2 DRUMS FOR USED OIL	RECYCLING	2783
ONE CALL CONCEPTS,	62.70	55 MARCH MARK OUT MESSAGES	O/E	2784
GOODYEAR AUTO	2600.32	INV. 196188 4/4/13 8 TIRES	PUBLIC	2785
DAVE STERN, INC	732.00	INV. 272799 4/4/13 2 TIRES FOR VAC	CLEAN	2786
RED WING SHOE	2992.26	10 PAIR BOOTS-INV.55-2466,55-2488	PUBLIC	2787
DORCHESTER MANOR	1500.00	1ST QTR 2013 JAN-MARCH 2013	GARBAGE &	2788
RACHLES/MICHELE'S	2984.37	INV.166588 3/25/13 DIESEL	O/E GAS &	2789
RACHLES/MICHELE'S	1568.05	INV.167629 4/3-4/16/13 GAS	O/E GAS &	2790
RACHLES/MICHELE'S	2356.53	INV.167293 4/11/13 DIESEL	O/E GAS &	2791
FERRETTI CARTING,	4500.00	INV. 4357 APRIL APT/NMHS/NMMS	RECYCLING	2792
FERRETTI CARTING,	12083.33	INV. 4356 APRIL RESIDENTIAL	RECYCLING	2793
WASTE MANAGEMENT	1274.34	INV.2413228-1374-2 FEB. DPW	GARBAGE &	2794
UNITED WATER NEW	15437.43	APRIL 2013 HYDRANT CHARGES	O/E WATER	2795
BERGEN COUNTY	367941.00	2ND QTR 2013 WASTE WATER SERVICE	SEWER	2796
PUBLIC SERVICE	11115.63	MARCH 2013 ELECTRIC & GAS	O/E STREET	2797
PUBLIC SERVICE	0.00	MARCH 2013 ELECTRIC & GAS	O/E	2797
PUBLIC SERVICE	11774.01	MARCH 2013 ELECTRIC & GAS	O/E	2797
MARK WINKLER, ESQ.	375.00	4/24/13 3 HRS ALTERNATE PUBLIC	MUNICIPAL	2798
FERRAIOLI,	1500.00	4/22/13 AMEND & ADOPT 2013 BUDGET	FINANCIAL	2799
HOLY NAME HOSPITAL	180.00	INV.81388199, 81388202 2 EMPLOYEES	PUBLIC	2800
LY NAME HOSPITAL	1100.00	INV. 81389799 20 HEARING TESTS	PUBLIC	2801
UNITED STATES	3000.00	POSTAGE REPLENISHMENT	MUNICIPAL	2802
SHEMIN NURSERIES	3567.00	INV. 308650 TREES & SUPPLIES	PUBLIC	2803
GLENDALE PARADE	34.50	INV. T462364 2 BRAIDED SHOULDER	POLICE	2804
DEPTCOR	680.00	INV.120174 2 DESK CHAIRS	POLICE	2805
M & N SCREEN	150.00	INV. 1500 5 SHIRTS-DARE OFFICERS	POLICE	2806

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
BERGEN COUNTY	240.66	JAN-JUNE 2013 SHARED SERVICE	MUNICIPAL	2807
BERGEN COUNTY	240.67	JAN-JUNE 2013 SHARED SERVICE	POLICE	2807
BERGEN COUNTY	240.67	JAN-JUNE 2013 SHARED SERVICE	PUBLIC	2807
BERGEN COUNTY	0.00	JAN-JUNE 2013 SHARED SERVICE	BOARD OF	2807
BERGEN COUNTY	2075.00	JAN-JUNE 2013 SHARED SERVICE	BOARD OF	2807
BERGEN COUNTY	10213.00	JAN-JUNE 2013 SHARED SERVICE	ANIMAL	2807
INDIAN HARBOR	4406.00	INV. 5355 CLAIM XJ-0621	LEGAL	2808
NEW MILFORD BOARD	2331002.17	MAY 2013 SCHOOL APPROPRIATION	SCHOOL	2809
AETNA	134187.25	MAY PREMIUM INV.G-1630128	INSURANCE	2810
EDIE RYERSON	70.00	4/2/13 ENVIRONMENTAL COMM. MTG	ENVIRONMENT	2811
DE COTIIS,	1057.10	APRIL SERVICES FILE 11-009.8 PBA	LEGAL	2812
FERRAIOLI,	750.00	5/2/13 SUPPLEMENTAL DEBT STATEMENT	FINANCIAL	2813
SCOTT GRAPHICS	190.00	INV.10607 1,000 BLACK & WHITE	MUNICIPAL	2814
PAYCHEX	798.83	APRIL PAYROLL INV.254233, 255928	MUNICIPAL	2815
DART COMPUTER	1259.00	JAN/FEB/MARCH 2013 SERVICES	MUNICIPAL	2816
D. & E. UNIFORMS	329.75	INV.48877,48914,48954,48969	POLICE	2817
10-75 EMERGENCY	40.00	INV. 1897 SIGNAL LIGHTS	VEHICLE	2818
P & G AUTO, INC.	162.30	INV. 865067, 871511	VEHICLE	2819
LEXIS NEXIS	209.00	APRIL 2013 ACCT.124GRX	O/E	2820
STATE LINE	56.85	INV. 89070, 89042 TESTING OF	FIRE O/E	2821
STATE LINE	0.00	INV. 89070, 89042 TESTING OF	FIRE O/E	2821
STATE LINE	37.00	INV. 89070, 89042 TESTING OF	FIRE O/E	2821
QUENCH	0.00	MAY-JULY WATER COOLER RENTAL	PUBLIC	2822
QUENCH	183.00	MAY-JULY WATER COOLER RENTAL	PUBLIC	2822
QUENCH	183.00	MAY-JULY WATER COOLER RENTAL	PUBLIC	2822
QUENCH	183.00	MAY-JULY WATER COOLER RENTAL	SENIOR	2822
LEANING WORLD	1110.00	INV.62899 APRIL CLEANING	PUBLIC	2823
CLEANING WORLD	0.00	INV.62899 APRIL CLEANING	RECREATION	2823
CLEANING WORLD	350.00	INV.62899 APRIL CLEANING	RECREATION	2823
CLEANING WORLD	550.00	INV.62899 APRIL CLEANING	SENIOR	2823
ARROW ELEVATOR	185.00	MAY 2013 ELEVATOR MAINT.	PUBLIC	2824
AUTOMOTIVE BRAKE	49.02	INV. 138883 4/10/13	PUBLIC	2825
NORTHEAST GAS	156.02	MARCH INV.15604, APRIL 230528	PUBLIC	2826
P & A AUTO PARTS	103.04	INV.13-470453,467356,467495,467504	RECREATION	2827
STORR TRACTOR	65.76	INV. 595817 HARNESS WIRE FOR SAND	RECREATION	2828
BERGEN COUNTY	25006.28	MARCH 2013 RESIDENTIAL INV.3580	GARBAGE &	2829
MEDICAL INSURANCE	40000.00	MEDICAL REIMBURSEMENT	INSURANCE	2830
FRANK PAPAPIETRO	179.94	REPLENISH PETTY CASH	POLICE	2831
PAYROLL	1354.17	MAY 1-15, 2013 PAYROLL	GENERAL	2832
PAYROLL	8255.96	MAY 1-15, 2013 PAYROLL	MUNICIPAL	2832
PAYROLL	7115.35	MAY 1-15, 2013 PAYROLL	COLLECTION	2832
PAYROLL	1389.08	MAY 1-15, 2013 PAYROLL	ASSESSMENT	2832
PAYROLL	750.00	MAY 1-15, 2013 PAYROLL	ASSESSMENT	2832
PAYROLL	112.50	MAY 1-15, 2013 PAYROLL	ZONING	2832
PAYROLL	5410.48	MAY 1-15, 2013 PAYROLL	CODE	2832
PAYROLL	1809.39	MAY 1-15, 2013 PAYROLL	POLICE	2832
PAYROLL	8754.62	MAY 1-15, 2013 PAYROLL	POLICE	2832
PAYROLL	4732.82	MAY 1-15, 2013 PAYROLL	POLICE	2832
PAYROLL	24335.14	MAY 1-15, 2013 PAYROLL	POLICE	2832
YROLL	150437.62	MAY 1-15, 2013 PAYROLL	POLICE	2832
PAYROLL	200.00	MAY 1-15, 2013 PAYROLL	UNIFORM	2832
PAYROLL	473.50	MAY 1-15, 2013 PAYROLL	UNIFORM	2832
PAYROLL	494.26	MAY 1-15, 2013 PAYROLL	PUBLIC	2832
PAYROLL	50174.70	MAY 1-15, 2013 PAYROLL	PUBLIC	2832
PAYROLL	600.00	MAY 1-15, 2013 PAYROLL	PUBLIC	2832

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PAYROLL	1570.93	MAY 1-15, 2013 PAYROLL	RECYCLING	2832
PAYROLL	3375.62	MAY 1-15, 2013 PAYROLL	PUBLIC	2832
PAYROLL	4639.64	MAY 1-15, 2013 PAYROLL	BOARD OF	2832
PAYROLL	571.77	MAY 1-15, 2013 PAYROLL	RECREATION	2832
PAYROLL	3950.70	MAY 1-15, 2013 PAYROLL	SENIOR	2832
PAYROLL	0.00	MAY 1-15, 2013 PAYROLL	LIBRARY	2832
PAYROLL	23142.33	MAY 1-15, 2013 PAYROLL	LIBRARY	2832
PAYROLL	110.57	MAY 1-15, 2013 PAYROLL	MUNICIPAL	2832
PAYROLL	4270.64	MAY 1-15, 2013 PAYROLL	MUNICIPAL	2832
PAYROLL	700.00	MAY 1-15, 2013 PAYROLL	POLICE	2832
PAYROLL	1500.54	MAY 1-15, 2013 PAYROLL	TITLE III -	2832
PAYROLL	8131.01	MAY 1-15, 2013 BORO SOCIAL	SOCIAL	2833
PAYROLL	4129.33	MAY 1-15, 2013 BORO MEDICARE	SOCIAL	2834

Total fund: 01 Current 4944349.37

Total Bill List: 4944349.37

BOROUGH OF NEW MILFORD

Bill list

MAY 13, 2013 CAPITAL

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
BOSWELL MCCLAVE	1543.00	INV.75472 4/23 NM593 REICHELT RD	2012	1112
BOSWELL MCCLAVE	3900.00	INV. 75471 4/23/13 KENNEDY FIELD	2012	1113
BOSWELL MCCLAVE	264.00	INV. 74609 3/14/13 KENNEDY FIELD	2012	1114
BOSWELL MCCLAVE	2088.00	INV.75476 4/23/13 NM-607 2013 ROAD	2009	1115
BOSWELL MCCLAVE	88.00	INV.75467 4/23/13 NM-539	2010	1116
BOSWELL MCCLAVE	88.00	INV.75468 4/23/13 NM-542 CHARLES	2010	1117
BOSWELL MCCLAVE	264.00	INV.75466 4/23/13 NM-515 2009 SAN	2010	1118
BOSWELL MCCLAVE	1020.00	INV.75470 4/23/13 NM 581 2012 ROAD	2012	1119
BOSWELL MCCLAVE	88.00	INV.75469 4/23/13 NM-561 RIVER RD	2012	1120
BOSWELL MCCLAVE	706.00	INV. 75679 4/30 NM593 REICHELT RD	2012	1121
BOSWELL MCCLAVE	518.00	INV. 75678 4/30/12 KENNEDY FIELD	2012	1122

Total fund: 04 CAPITAL 10567.00

Total Bill List: 10567.00

BOROUGH OF NEW MILFORD

Bill list

MAY 13, 2013

Combined ANIMAL CONTROL 13

Vendor

Amount Description

Account

Check #

NJ STATE DEPT. OF

52.20 APRIL 2013 DOG LICENSE FEES

RES'V FOR

1017

Total fund: 2930 RES'V FOR ANIMAL CTRL EXPENSE

52.20

Total Bill List:

52.20

BILL LIST FOR MEETING OF:

**MAY 15, 2013
DEVELOPER'S ESCROW**

VENDOR	ACCOUNT	CHECK NO.	AMOUNT
NORTH JERSEY MEDIA GROUP	FARRELL	1291	\$18.90
NORTH JERSEY MEDIA GROUP	S. HEKEMIAN	1292	\$53.87
PHILLIPS PREISS GRYGIEL LLC	ALEX & SONS	1293	\$435.00
PHILLIPS PREISS GRYGIEL LLC	S. HEKEMIAN	1294	\$202.50
		TOTAL	\$710.27

BOROUGH OF NEW MILFORD

Bill list

MAY 13, 2013

Combined TRUST FUND 12

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NEW MILFORD BUDDY	200.00	DONATION "MR. NEW MILFORD" BUDDY	RESERVE FOR	1013
NEW MILFORD BUDDY	300.00	DONATION-BUDDY PROG"-ROCK FOR	RESERVE FOR	1014
CREATIVE PRODUCT	1508.10	INV.59588 200 T-SHIRTS, MEDALS,	RESERVE FOR	1015

Total fund: 2802 RESERVE FOR DRUG & ALCOLHOL AL 2008.10

Total Bill List: 2008.10

BOROUGH OF NEW MILFORD

Bill list

MAY 13, 2013

Combined TRUST FUND 12

Vendor

GERARD RASULO

Amount Description

38.52 REIMB. FOR PAYMENT OF PIZZA FOR

Account

BEAUTIFICAT

Check #

1021

Total fund: 2700 SPECIAL DEPOSITS

38.52

Total Bill List:

38.52

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:149

Offered by: James P. Put

Seconded by: [Signature]

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

BE IT RESOLVED that the ordinance entitled:

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

Heretofore introduced, does now pass on first reading, and that said ordinance be further considered for final passage at a meeting to be held on the 29th day of May, 2013, at 7:00 P.M., or as soon thereafter as the matter can be reached, at the regular meeting place of the Borough Council, and that at such time and place all persons interested be given an opportunity to be heard concerning said ordinance, and that the Borough Clerk is hereby authorized and directed to publish said ordinance according to law with a notice of its introduction and passage on first reading and of the time and place when and where said ordinance will be further considered for final passage.

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on May 13, 2013.

SEAL

Christine Bernieris

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:159

Offered by: [Signature]

Seconded by: [Signature]

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

CONSTRUCTION DESIGN IMMUNITY

WHEREAS, N.J.S.A. 59:4-6 provides in pertinent part that neither the public entity nor a public employee is liable for an injury caused by the plan or design of public property or any improvement thereto where the plan or design was approved in advance of construction by the Mayor and Council or a public employee exercising discretionary authority on its behalf or where such plan or design was prepared in conformity with standards previously approved by the Mayor and Council; and

WHEREAS, the following improvement to public property has been designed by Daniel Dressel, Architect; and

WHEREAS, the Mayor and Council wishes to record its approval of said design.

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

1. Plans and specifications entitled Renovations at the Senior Citizen Activity Center prepared Dan Dressel, Architect dated April 12, 2013 be, and hereby are, approved.
2. Upon the completion of the improvements described herein above, Dan Dressel, Architect shall inspect said improvement and certify to the Mayor and Council, before final payment is made for same that said improvement has been constructed in accordance with the above referenced design.
3. The Borough Clerk shall archive the Resolution in a manner consistent with the purpose of perpetually documenting governmental immunity in the event of any claim based upon the plan, design or construction of the improvement.

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 May 13, 2013.

SEAL

[Signature]

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No

2013-151

Offered by: Richard P. Subrizi

Seconded by: [Signature]

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

WHEREAS, the Bergen County Utilities Authority (BCUA) issued bid specifications for solid waste processing, transport and disposal services for the acceptance, processing and disposal of municipal solid waste generated by participating Bergen County municipalities; and

WHEREAS, on April 25, 2013, ADS Solid Waste of NJ, Inc. was awarded a contract with the BCUA for the acceptance, processing and disposal of municipal solid waste; and

WHEREAS, the Borough of New Milford wishes to enter into an agreement with the BCUA to participate in the Solid Waste Cooperative for the acceptance, processing and disposal of municipal solid waste;

NOW, THEREFORE, BE IT RESOLVED that the Council hereby authorizes Mayor Ann Subrizi to sign the Solid Waste Service Agreement with the Bergen County Utilities Authority and further authorizes the Borough Clerk to attest to the same.

BE IT FURTHER RESOLVED, that a copy of this resolution and two (2) copies of the signed Agreement be forwarded to Richard Wierer, Director of Solid Waste and Information Technology Systems, Bergen County Utilities Authority, Box 9, Foot of Mehrhof Road, Little Ferry, NJ 07643.

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 May 13, 2013.

SEAL

Christine Demers

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:152

Offered by: [Signature]

Seconded by: [Signature]

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

WHEREAS, the Mayor and Council of the Borough of New Milford wish to enter into a Shared Services Agreement on behalf of the New Milford Recreation Commission with the New Milford Board of Education for geese clearing services pursuant to the provisions of the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.); and

WHEREAS in accordance with Local Public Contracts Law the Borough has obtained quotes and procured the services of Geese Chasers of North Jersey as a geese clearing specialist; and

WHEREAS, the Board has agreed to reimburse the Borough fifty percent of the cost of the service of the geese clearing specialist.

NOW THEREFORE BE IT RESOLVED, that the Mayor and Borough Clerk are hereby authorized to execute the Shared Services Agreement for Geese Clearing Services pursuant to the Uniform Shared Services and Consolidation Act, subject to the review and approval of the agreement by the Borough Attorney.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded with the signed Agreement to the New Milford Board of Education.

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 May 13, 2013.

SEAL

[Signature]

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:153

Offered by: Don J. P.N.

Seconded by: [Signature]

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

WHEREAS, the Borough of New Milford was named as a party in the matter of Grant vs. Ashley, et als. Docket No. BER-L-824-13; and

WHEREAS, the Order to Show Cause was denied on March 19, 2013; and

WHEREAS, Ron Mondello, Esq. represented the Borough in the above referenced matter; and

WHEREAS, Mr. Mondello has recommended the Borough execute a release of any and all claims raised, or that could be raised in the matter of Docket No. BER-L-824-13.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Milford that Mayor Subrizi is hereby authorized the sign the release on behalf of the Borough and the Borough Clerk is authorized to attest to the same.

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 May 13, 2013.

SEAL

Christine Demers

Release

This Release, dated April 10, 2013
BY the Releasor(s) Borough of New Milford

, is given

referred to as "I,"
TO Hedy Grant

referred to as "You,"

If more than one person signs this Release, "I" shall mean each person who signs this Release.

1. Release. I release, give up and forever discharge any and all claims and rights which I may have against You. This releases all claims, including those of which I am not aware and those not mentioned in this Release. This Release applies to claims resulting from anything which has happened up to now. I specifically release the following claims:
Any and all claims, allegations and requests, that were raised or that could have been raised, arising out of the differences between the parties, including but not limited to those for legal fees and costs, and every and any other matter between the parties, including but not limited to those matters which were the subject of a certain lawsuit in the Superior Court Of New Jersey bearing the docket number L-824-13.

2. Payment. I have been paid a total of \$1.00 and other good and valuable consideration, the receipt and sufficiency of which is hereby acknowledged, in full payment for making this Release. I agree that I will not seek anything further, including any other payment, from You.

3. Who is bound. I am bound by this Release. Anyone who succeeds to my rights and responsibilities, such as my heirs or the executor of my estate, is also bound. This Release is made for your benefit and all who succeed to your rights and responsibilities, such as your heirs or the executor of your estate.

4. Signatures. I understand and agree to the terms of this Release. If this Release is made by a corporation, its proper corporate officers sign and its corporate seal is affixed.

Witnessed or Attested by:

Christine Demaris

Ann Subrizi (Seal)
Borough of New Milford

(Seal)

STATE OF NEW JERSEY, COUNTY OF Bergen

SS:

I CERTIFY that on 5/14/13

Ann Subrizi

personally came before me and stated under oath to my satisfaction that this person (or if more than one, each person):

(a) was the maker of the attached instrument; and,

(b) executed this instrument as his or her own act.

Kathleen Michkowsky

KATHLEEN MICHKOWSKI
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires Dec. 9, 2013

Print name and title below

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2013:154

Offered by: Wesley P. ...

Seconded by: Debra J. ...

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

WHEREAS, the Mayor and Council of the Borough of New Milford wish to pursue the redesign of the Borough website; and

WHEREAS, the Administrator has obtained three quotes for the design and maintenance of the Borough website; and

WHEREAS, H & H Web Management, LLC has provided the lowest responsible quotation for one-time design of \$2,000 and an annual fee of \$360 for software and website hosting.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Milford authorize the Administrator to enter into an agreement with H & H Web Management, LLC for the redesign of the Borough website as outlined in the proposal dated May 6, 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 May 13, 2013.

SEAL

Christine Demaris