

JULY 28, 2008

**MINUTES**  
**BOROUGH OF NEW MILFORD**  
**7:00 PM WORK SESSION**  
**OPEN SESSION immediately following**  
**8:30 PM PUBLIC MEETING**  
**Thursday, May 29, 2008**

Councilman Arthur Zeilner	Present
Councilman Keith Bachmann	Present
Council President Tina DeLucia	Present
Councilwoman Ann Subrizi	Present (arrived 7:06)
Councilman Michael Putrino	Present
Mayor Frank DeBari	Present

Mayor DeBari read the Open Public Meeting and Mission Statements.

**Open Session:**

1. Donation Boxes

The Administrator stated that at the last meeting she was asked to compile an inventory of Donation Boxes in town, she then supplied the Council with the list. Mayor DeBari stated CVS North requested the boxes be removed; Council President DeLucia stated she believed they had been removed. Councilman Bachmann stated D.A.R.E. wanted a box. The Borough Attorney stated most of the money goes for profit; the charitable organizations only receive a small percentage. Mayor DeBari suggested putting two donation boxes in the swim club gravel overflow parking lot; one for D.A.R.E. and the other for the Fire Department. It was decided; Councilman Bachmann and Councilman Putrino will review the Library and Swim Club parking lots and decide which will be a better location for the donation boxes.

**Administrator's Report**

The Clerk referenced a sample resolution from the NJ League of Municipalities and asked if the Council had any objection to her preparing a resolution, against expanding the scope of negotiations, for consideration at the next meeting. The Council discussed the matter and had no objection.

The Clerk referenced the memo from the Labor Attorney regarding an amendment to Policies and Procedures on short term disability and asked if the Council had any objection to her preparing a resolution, to include said amendment. The Council discussed the matter and had no objection.

The Administrator referenced the proposed website disclaimer from the Borough Attorney. The Council discussed the matter and had no objection.

The Administrator referenced the proposed ordinance on temporary storage containers as recommended by the Zoning Officer. Councilman Bachmann feels it is a necessary piece of legislation, but believes six months is too long. Mayor DeBari stated the possibility of three months, with a three month renewal option at no extra cost. Councilman Bachmann

recommended a monetary incentive to move the storage container off the property quickly. Mayor DeBari stated the \$10 administrative fee is too low; a \$35 fee is more feasible. Councilman Zeilner suggested a flat fee for the first three months with an additional fee per month after that, maximum of three months. The Borough Attorney stated it must be related to a standard in the Zoning Code, such as container can be obtained only in the event of flood, fire or construction. Councilman Zeilner recommended the option of up to six months out of a twelve month period. The Council discussed the zoning districts in the Borough. Councilman Bachmann stated there should be a fine for violating the ordinance. Council President DeLucia stated the Borough Attorney should be copied on all proposed ordinances prior to the meeting. Council President DeLucia stated the ordinance should state what can and cannot be stored in the container. The Administrator will verify with Chief Papapietro that there are no law enforcement concerns. The Borough Attorney will review and revise the ordinance prior to introduction.

The Administrator questioned if she needs to continue copying the Council on the weekly gas reports, or can she keep a master copy in her office for reference. The Council discussed the matter and had no objection to keeping a master copy in the Administrator's office.

The Administrator stated the Girl Scouts requested use of the Borough parking lot on Saturday, June 7<sup>th</sup> for a car wash; the Recreation Department and Police have no objections. The Council discussed the matter and had no objection.

The Administrator stated with regards to the Federal Subpoena, she has been working with several departments to ensure full compliance. Councilman Bachmann referenced minutes from the November 28, 2005 Council meeting that should be included. The Administrator stated she will list all items provided for reference.

The Administrator stated a resident requested the soccer posts at Williams Field be put up prior to September so children may practice over the summer. The resident stated he already spoke with John Bigger, Recreation Director and his request was refused. The Administrator stated he should attend a Recreation Commission meeting; the resident requested the Council Liaison to Recreation mention it at the next Recreation meeting. Councilman Bachmann stated he will address the issue.

The Administrator was approached by Council President DeLucia and Terrie McColl, Library Director, requesting the Girl Scouts be recognized for their landscaping work at the Library. Mayor DeBari suggested certificates be presented to the Girl Scouts at the June 23<sup>rd</sup> public meeting.

The Administrator stated she needs to know whether or not Councilman Zeilner and Councilwoman Subrizi wish to add their e-mail addresses to the website. Councilman Zeilner, Councilwoman Subrizi and Councilman Bachmann asked to have an e-mail account created for him.

### **Council Reports**

Councilman Putrino referenced Resolution 2008:141, and questioned what the current rate is for police protection during road construction. The Administrator stated \$75.00. Councilman Bachmann questioned the process. Mayor DeBari stated the Borough pays the Police and the contractor reimburses the Borough.

Councilman Putrino commented on the fine imposed upon Shukla and Sons. Councilman Putrino stated it was merely a slap on the wrist. Mayor DeBari further stated the State benefits from the fine, not the Borough.

Councilwoman Subrizi had nothing to report.

Councilman Bachmann referenced the memo from Boswell regarding Mrs. Azarian's property and questioned if there was any reason Mrs. Azarian could not be copied on said memo. The Borough Attorney had no objection to Mrs. Azarian being copied.

Councilman Zeilner asked the Administrator if she received any communication from the Environmental Commission regarding Clean Communities Day. The Administrator stated she did not.

Councilman Zeilner questioned what happened to the ordinance on temporary utilities. Mayor DeBari stated it went to the Borough Attorney to draft. The Borough Attorney will draft an ordinance, as long as there is a consensus, to state nothing can cross the roadway and must be confined to the construction site.

Councilman Zeilner questioned the road program schedule. The Administrator stated she does not have a schedule yet, the road program is through the Riverside Co-op.

Council President DeLucia stated she had a correction on page 5 of the March 24<sup>th</sup> minutes. The statement "per resident" must be added to her comment regarding the average value of things borrowed during the previous month was \$247.00.

The Borough Attorney stated the second installment checks for the farms were delivered. Mr. Moscaritolo stated he received a check from the farmers, reimbursing the Borough for 50% of the closing costs, totaling approximately \$30,000 to be put in the Open Space Fund.

Mayor DeBari referenced a letter from the Municipal Chair of the New Milford Democratic County Committee stating the three candidates for the Council vacancy are Randi Duffie, Ira Grotzky and Donald Commerford.

Mayor DeBari stated the Borough received a letter from Bergen County Open Space informing the Borough that the County has authorized \$89,000 for repairs to the Babe Ruth Field.

Councilwoman Subrizi questioned what precipitated the memos regarding Police compensation time. Mayor DeBari stated the first memo stated the Borough is trying to curtail paying out anything over 480 hours. Mayor DeBari stated he was trying to stop the accumulation of comp time and he did not know it was a negotiable item until he received a letter from the negotiation committee and a call from the Labor Attorney. The Labor Attorney stated the Borough cannot stop comp time, but can limit the overtime to only that of an emergent nature. The second memo from the Administrator stated the first memo was being retracted by the Mayor. Advised by the Labor Attorney, Mayor DeBari retracted the original memo due to possible unfair labor practices be created if pursued.

Councilwoman Subrizi stated it would have been more considerate to notify the Council of the memo prior to the Mayor sending it out.

Councilwoman Subrizi asked if the Library intended to contribute to the Medical Insurance.

Mayor DeBari stated the Library will agree to pay \$40,000 toward Medical Insurance, same as last year. It was stated the Library has already presented their budget; going forward the Borough should ask for more.

Councilwoman Subrizi referenced the water bill for the Library; she thought they paid their own utilities. The Administrator stated all United Water bills, for Borough buildings, are paid through the Borough.

Councilwoman Subrizi questioned where the money is going for sewer back-ups; stated she has never seen any money. The Administrator stated all claims go to Art Caughlan, and he decides which go to JIF.

Councilman Bachmann requested a report from Art Caughlan be supplied on what Servpro bills have been paid, which have been submitted for reimbursement and if the Borough has received any reimbursement. Mayor DeBari stated the Borough can request from JIF as well.

Council President DeLucia made a motion to close the work session to the public. Councilman Putrino seconded the motion. All present in favor, none opposed.

#### **Closed Session:**

##### **1. Personnel**

Upon conclusion of the closed session Councilwoman Subrizi made a motion to reopen the work session to the public. Councilman Murray seconded the motion. All present in favor, none opposed.

#### **Mayor and Council**

##### **8:30 PM Public Session**

(Actual Start Time 8:46 PM)

Councilman Arthur Zeilner	Present
Councilman Keith Bachmann	Present
Council President Tina DeLucia	Present
Councilwoman Ann Subrizi	Present
Councilman Michael Putrino	Present
Mayor Frank DeBari	Present

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

The Mayor asked for a motion to approve the minutes from the March 10, 2008 Work Session and the March 24, 2008 Public Session. Council President DeLucia noted her request to have the

minutes from the March 24, 2008 Public Session amended to include "per resident" to her comment regarding the average value of things borrowed during the previous month was \$247.00.

The minutes from the March 10, 2008 Work Session and the minutes from the March 24, 2008, Public Session, as amended, were approved on a motion by Council President DeLucia. The motion was seconded by Councilman Zeilner. All present in favor, none opposed.

**PRESENTATION: NEW MILFORD CUB SCOUTS - DEN #1**

**APPOINTMENTS: COUNCIL VACANCY**

Mayor DeBari read the letter from Eileen DeBari, the Municipal Chair of the New Milford Democratic County Committee into record. The Democratic County Committee nominated Randi Duffie, Ira Grotsky and Donald Commerford as candidates for the Council vacancy.

Council President DeLucia made a motion to appoint Randi Duffie to fill the Council vacancy left by Joseph Murray. Councilman Putrino seconded the motion.

For the motion: Zeilner, DeLucia, Putrino

Abstain: Bachmann, Subrizi

Randi Duffie was sworn in as a Councilwoman by Mayor DeBari. Mayor DeBari thanked Eileen DeBari for holding the meeting, as well as Ira Grotsky and Donald Commerford for volunteering.

Councilwoman Duffie thanked the Municipal Chair and the Democratic County Committee members for bringing her name forward. Councilwoman Duffie stated she has big shoes to fill; Joe Murray defined what public service was all about. Councilwoman Duffie further stated she will do her best and her thoughts are with him.

Mayor DeBari stated Councilwoman Duffie will continue with the liaisons set forth for Joe Murray.

Councilwoman Subrizi explained her abstention vote to Councilwoman Duffie by stating they are both on the November ballot and she felt it best not to vote either way. Councilwoman Subrizi welcomed Councilwoman Duffie to the Council and looked forward to working with her.

**CORRESPONDENCE: LETTER FROM LT. JOHN MC GRATH**

Mayor DeBari read into the record, a letter from retired Lt. John McGrath.

**PROCLAMATIONS: MYASTHENIA GRAVIS FOUNDATION MONTH  
CELEBRATE NEW JERSEY MONTH  
FLAG DAY**

**PUBLIC HEARING: 2008 MUNICIPAL BUDGET**

Steve Wielkottz, Borough Auditor and Mark Polito, CFO are present. Mr. Wielkottz stated tonight's meeting is the Public Hearing of the Introduced 2008 Budget and the amendment to the budget resolution that is required based on the Cap Rate Index not being passed by Mayor and Council. The Borough is in a holding mode, having applied for extraordinary aid and awaiting the State Budget. Mr. Wielkottz is hopeful some State aid cuts will be restored. Mayor DeBari asked Mr. Wielkottz if this would be resolved before July; Mr. Wielkottz stated no. Mr. Wielkottz stated the Borough is authorizing estimated tax bills via resolution tonight, to help alleviate any additional burden. Mr. Wielkottz stated the budget is up 2.4% in spending, approximately \$400,000; the amendment will cut that to 2%, approximately \$300,000. The Borough's tax levy is up over 10% due to \$312,000 loss in state aid, flood reimbursements, \$317,000 increase in payments to the mandated State pension system, \$108,000 increase in mandated payment to the Bergen County Utilities Authority, \$196,000 in garbage, and \$274,000 in health benefits. Mr. Wielkottz stated there is a \$26,000 increase in all things the Council controls; however after the amendment is passed the number will be a negative number, less than appropriated last year.

Councilman Putrino questioned when the New Jersey State Budget is due. Mr. Wielkottz stated June 30<sup>th</sup>; final numbers should not be expected until after July.

Councilman Zeilner asked Mr. Wielkottz to further explain the \$26,000 that the Council controls, and what was meant by a negative number. Mr. Wielkottz stated the increase of \$26,000 is on a \$17 million budget; however after the amendment, things Council controls will be less than last year's appropriation.

The meeting was opened to the public for comment on the budget, on a motion from Council President DeLucia, which was seconded by Councilman Putrino. All present in favor, none opposed.

Ruth Horvath, 486 Knoll Road, read a quote from the Governor stating municipalities should keep increases under 4%. Ms. Horvath stated when she worked there were times of 2% or no increases. Ms. Horvath stated the town needs to learn to live within its budget, and urged the Mayor and Council to consider. Mayor DeBari stated the Borough must deal with four separate unions.

As there were no further comments from the public on the budget, the meeting was closed on a motion from Councilman Putrino. Council President DeLucia seconded the motion. All present in favor, none opposed.

Mayor DeBari stated the budget amendment resolution 2008:146 is to be pulled from the consent agenda for a separate vote.

Councilman Bachmann made a motion to approve resolution #2008:146. Councilwoman Subrizi seconded the motion.

For the motion: Zeilner, Bachmann, Duffie, DeLucia, Subrizi, Putrino

Against the motion: none

## **COUNCIL COMMITTEE REPORTS:**

### **Councilman Arthur Zeilner**

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

Councilman Zeilner welcomed Councilwoman Duffie to the Council.

Councilman Zeilner reported Buildings and Grounds performed general maintenance on all Borough buildings.

Councilman Zeilner had no report for DPW; however he wanted to commend, Sal Cuocci, Mike Calamari and the DPW for their efforts at the Memorial Day Parade.

Councilman Zeilner stated he was unable to attend the Environmental or Police Auxiliary meetings. He mentioned the tree farm is currently open for the season, on May 17<sup>th</sup> the Girl Scouts did their gardening and had taken Silky Dogwood Trees to Carlton Place.

Councilman Zeilner summarized the calls for the Police Department for the previous month.

### **Councilman Keith Bachmann**

Ambulance Corps, Drug Alliance, Recreation

Councilman Bachmann was unable to attend the Ambulance Corps meeting this month

Councilman Bachmann was unable to attend the Drug Alliance meeting due to work schedule. He reported the Fishing Derby will be held on June 14<sup>th</sup> at Hardcastle Pond.

Councilman Bachmann reported that the Recreation Commission is arranging the traveling teams and this summer recreation program will include specialties such as soccer and tennis programs.

### **Council President Tina DeLucia**

Chamber of Commerce, Planning Board, Library Board

Council President DeLucia welcomed Councilwoman Duffie to the Council.

Council President DeLucia reported Art Caughlan was reelected as president of the Chamber of Commerce at the meeting held May 28, 2008. The Chamber of Commerce will not meet until September.

Council President DeLucia reported that the Planning Board had no current applications and is working on revising its bylaws.

Council President DeLucia reported the Library had a successful National Library Week. She reported the Library is very happy with the landscaping work around the back of the building, done by the Girl Scouts. She invited everyone to the Library on June 10<sup>th</sup> to celebrate New Milford's History.

### **Councilwoman Ann Subrizi**

Board of Education, Historic New Bridge Landing, Public Events

Councilwoman Subrizi thanked all Memorial Day Parade participants and attendees. She reported the next public event will be July 4<sup>th</sup> Fireworks.

Councilwoman Subrizi stated the next meeting of the New Bridge Landing Committee will be June 5<sup>th</sup>, however she is unable to attend and will file the minutes in the office of the Borough Clerk. She reported that at the last meeting it was decided the Committee will receive remediation reports on the junkyard property. She will report findings when she receives them. She further reported the Historic New Bridge Landing Park Commission is struggling to become autonomous and continues in its endeavor to reclaim their money from the State line item; she may then appropriate the money to where it is needed.

Councilwoman Subrizi reported from the Board of Education minutes that Raymond Harrison, Dale Major, Carol Restivo and Thomas Slane had retired. She read the facilities portion of the April 14<sup>th</sup> minutes into the record regarding Mr. McCarten and his committee meeting with an architect. The committee recommended two phases, the first being the resurfacing of the track to begin July 2008; the second being the drainage upgrade that will be budgeted for in the future. She further read that Mr. McCarten met with Mayor DeBari, Recreation, a Board representative and Boswell Engineering regarding turf on the Middle School field. She read the price is over \$2 million, they are looking in to Open Space and Green Acres grants with the remainder being split between Council and Board of Education. The Mayor and Council will place the turf project as a capital expenditure on their next budget. Councilwoman Subrizi stated she had many problems with the statements just read. She stated her real concern is that she was neither present at said meeting nor was she invited. She stated to the Mayor that it seems the Board of Education goes directly to him when something is needed, it may best for the Mayor to serve as Board of Education liaison. Mayor DeBari stated the Board of Education will have future meetings with the Mayor and Council to discuss for 2009. Mayor DeBari stated the turf is a big expense but needs to be looked at; many surrounding towns are using them. He stated Recreation participation is up and the current fields are worn. He stated in effect all parties involved will put up \$500,000. The Board of Education is looking for the Borough to put up the bond. Mayor DeBari stated this needs to be addressed because of the Borough's sports programs. Councilwoman Subrizi stated again that she has no problem with the Mayor being the liaison; Mayor DeBari stated he will be sure they reach out to her. Mayor DeBari stated the High School is holding its' 2<sup>nd</sup> Annual Carnival on June 6<sup>th</sup> to assist flood victims.

### **Councilman Michael Putrino**

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

Councilman Putrino welcomed Councilwoman Duffie to the Council.

Councilman Putrino stated the Historic Preservation Commission had no meeting. He stated in lieu of a June meeting, the Historic Preservation Commission will celebrate New Milford's 331<sup>st</sup> birthday at the Library from 7 PM – 8:30 PM.

Councilman Putrino stated he was unable to attend the Fire Department meeting on May 19<sup>th</sup>. Councilman Putrino summarized the calls for the Fire Department for the previous month. He stated the Fire Department has no meetings scheduled for June or July.



Councilman Putrino stated he was unable to attend the Shade Tree Commission meeting. He reported the May tree plantings have begun.

Councilman Putrino summarized the recycling activity for the previous month. He reminded everyone, starting June 3<sup>rd</sup> whole town garbage pick-up begins every Tuesday and Friday.

**Mayor Frank DeBari**  
Community Development

Mayor DeBari reported he will attend a 2009 funding seminar on June 23<sup>rd</sup> held by the Division of Community Development.

Mayor DeBari referenced resolution #2008:137 and noted it's the Borough's second application for Carlton Place with the Bergen County Open Space Trust Fund for \$625,000.

Mayor DeBari referenced resolution #2008:139 and noted it's the Borough's second application for the Municipal portion of the Bergen County Open Space Trust Fund for the Warren Street Park renovation and the Sutton Place tennis courts amounting to \$179,800.

**OLD BUSINESS:**

**ADOPT ORDINANCE 2008:05**

AN ORDINANCE TO AMEND CHAPTER VII OF THE ORDINANCES OF THE BOROUGH OF NEW MILFORD ENTITLED "TRAFFIC," THEREBY AMENDING SECTION 7-9 ENTITLED "BUS STOPS"

Councilman Bachmann made a motion to open to the public for comment on the adoption of this ordinance. Councilwoman Subrizi seconded the motion. All present in favor, none opposed.

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

Councilman Putrino made a motion to close to the public. Councilwoman Subrizi seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

Councilman Zeilner 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 2008:06**

AN ORDINANCE TO AMEND CHAPTER XXX OF THE ORDINANCES OF THE BOROUGH OF NEW MILFORD ENTITLED "LAND USE REGULATIONS," THEREBY AMENDING SECTIONS 30.2 ENTITLED "DEFINITIONS AND WORD USAGE" AND 30-21.6 ENTITLED "HEIGHT"

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

Councilwoman Subrizi questioned what if the grade is artificially raised, then depth comes into question.

Mayor DeBari yielded the question to Planning Board liaison, Council President DeLucia.

Council President DeLucia stated the proposed ordinance is only to clarify contradictions in the current ordinance. She stated the Planning Board is trying to fix any inconsistencies. Council President DeLucia stated the Engineer suggested the Borough consider measuring soil movement. She stated Councilwoman Subrizi's comment is well taken, but hopes it does not stand in the way of an ambiguous ordinance.

Councilwoman Subrizi asked if the proposed ordinance is simply to define height.

Council President DeLucia stated it is to clarify the definition so the ordinance reads the same throughout with no contradictions. She stated on June 17<sup>th</sup>, the Planning Board will further discuss the possibility of soil moving permits and the Engineer will provide information from other towns on how it is regulated and its effectiveness.

Councilwoman Subrizi asked what the height limit will be.

Council President DeLucia stated the ordinance is not to change the height limit, but to change the restrictions, currently the height limit is thirty feet.

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

Councilman Zeilner made a motion to close to the public. Councilman Putrino seconded the motion. The motion passed on a roll call vote.

For the motion: Zeilner, Bachmann, DeLucia, Subrizi, Putrino

Abstain: Duffie

Council President DeLucia made a motion to adopt this ordinance on its second and final reading. Councilman Zeilner seconded the motion. The motion passed on a roll call vote.

For the motion: Zeilner, Bachmann, DeLucia, Subrizi, Putrino

Abstain: Duffie

## **NEW BUSINESS:**

### **INTRODUCE ORDINANCE 2008:07**

BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF BOULEVARD (SECTION 4) IN, BY AND FOR THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$205,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS

Council President DeLucia made a motion to approve the introduction of this ordinance on its first reading. Councilwoman Subrizi seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

The ordinance will be published in the Ridgewood News and a public hearing will be held on June 23, 2008 at 8:30 PM.

Mayor DeBari stated all County road improvements will have curbing, road improvement and ADA ramps included in the cost and will be funded through and by the County.

## **RESOLUTIONS:**

- 2008:131 Closed Session
- 2008:132 Payment of Bills and Vouchers
- 2008:133 Resolution authorizing the Tax Collector to prepare and mail estimated tax bills
- 2008:134 Approve amendments to 2008 Temporary Budget
- 2008:135 Introduce Bond Ordinance #2008:07, Improvement of Boulevard (Section 4)
- 2008:136 Introduce Amendment to 2008 Temporary Capital Budget
- 2008:137 Authorize submission of application for 192 Carlton Place to Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund in the amount of \$625,047.31
- 2008:139 Approve application to Bergen County Open Space Recreation, Farmland & Historic Preservation Trust Fund in the amount of \$179,852 for Warren Street Park and Sutton Place Tennis Courts Rehabilitation
- 2008:140 Appoint Mayor Frank DeBari as the Borough representative to the Bergen County Open Space Trust Municipal Program Regional Committee, 7/1/08 – 6/30/09
- 2008:141 Authorize increase of contractor rate for police protection and traffic control
- 2008:142 Approve cancellation and refund of first half 2008 taxes levied against Block 1001, Lot 3 and Block 1214, Lot 18 in the total amount of \$5,701.00
- 2008:143 Approve cancellation of 1<sup>st</sup> and 2<sup>nd</sup> Quarter 2008 taxes for Block 101, Lot 5; Block 501, Lot 12; and Block 906, Lot 16, 17, 18, 19
- 2008:144 Authorize Mayor to sign agreement with County of Bergen for the 2008 County Road Resurfacing Program
- 2008:145 Authorize Clerk to advertise and receive bids for replacement of carpeting at New Milford Public Library as per specifications
- 2008:146 Approve Amendment to 2008 Municipal Budget Introduction

## **COMMENTS FROM THE PUBLIC**

The meeting was opened to the public on a motion from Councilman Bachmann, which was seconded by Council President DeLucia. All present in favor, none opposed.

As there were no comments from the public, the meeting was closed on a motion from Councilman Zeilner. Councilman Putrino seconded the motion. All present in favor, none opposed.

Mayor DeBari stated that since Councilwoman Duffie now sits on the Council, her vacancy on the Planning Board will be filled by Hedy Grant. At the June 9<sup>th</sup> meeting, Mayor DeBari will

appoint two new members to the alternate spots on the Planning Board. Mayor DeBari thanked Councilwoman Duffie for her years of service on the Planning Board.


### **VOTE ON RESOLUTIONS**

Councilwoman Subrizi made a motion to approve resolutions #2008:131 through #2008:145. Council President DeLucia seconded the motion. All present in favor, none opposed.

### **ADJOURNMENT**

Councilwoman Subrizi made a motion to adjourn. Council President DeLucia seconded the motion. All present in favor, none opposed. Time 9:53 PM.

Respectfully submitted,



Colleen Naumov  
Deputy Borough Clerk

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

## RESOLUTION

No. 2008:131Offered by: Wm S. PutzSeconded by: [Signature]

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: Personnel matter

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.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DE</del> DUFFIE	✓			
SUBRIZI	✓			
<del>MURRAY</del>				
PUTRINO	✓			
ZEILNER	✓			
<del>Bacchi</del> MAYOR	✓			
Mayor (tie)				
TOTAL				

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 29 2008

SEAL

Christine Demises

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

## RESOLUTION

No. 2008:132

Offered by:

Arthur E. Zeilner

Seconded by:

Ann Subrizi

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

**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  
\$ 728,142.27

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DE VITO</del>	✓			
SUBRIZI	✓			
MURRAY				
PUTRINO	✓			
ZEILNER	✓			
<del>Bachmann</del>	✓			
Mayor (tie)				
TOTAL				

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 29, 2008

Christine Kervick

SEAL



**BOROUGH OF NEW MILFORD****Bill list****MAY 29, 2008**

<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>
S. GREGORY	12112.50	12/4/07-MARCH 2008	LEGAL	46447
FORD MOTOR CREDIT	2462.34	PAYMENT NO. 1	POLICE	46448
SOLOMON SCHECHTER	5701.00	BL.1001/LT.3&	REFUNDS	46449
EDIE RYERSON	65.00	5/7/08 REC. SECRETARY	RECREATION	46450
ALAN SILVERMAN	65.00	REIMB. LICENSE RENEWAL	CODE	46451
FRANK PAPAPIETRO	43.74	REPLENISH PETTY CASH	POLICE	46452
FRANK PAPAPIETRO	0.00	REPLENISH PETTY CASH	POLICE	46452
FRANK PAPAPIETRO	138.00	REPLENISH PETTY CASH	POLICE	46452
EILEEN LEONARD	30.00	SHADE TREE MINUTES	SHADE TREE	46453
EILEEN LEONARD	30.00	SHADE TREE MINUTES	SHADE TREE	46454
ROBERT PLANKER	313.60	REIMB. 4/30-5/2/08	CODE	46455
KATHIE GERITY,	65.00	PRONOUNCEMENT-P.	POLICE	46456
TERRI L. SMITH,	300.00	5/13/08 CHC 3 HOURS	BOARD OF	46457
KEVIN J. VAN	77.94	REIMB. ATLANTIC	POLICE	46458
KEVIN J. VAN	0.00	REIMB. ATLANTIC	POLICE	46458
KEVIN J. VAN	48.14	REIMB. ATLANTIC	POLICE	46458
FRANK RAMACI	67.98	REIMB. MACY'S	POLICE	46459
FRANK RAMACI	129.15	REIMB. MEALS & MILEAGE	POLICE	46460
JORRAINE PALMA	65.00	5/13/08 PRONOUNCEMENT	POLICE	46461
FORD MOTOR CREDIT	1413.42	PAYMENT NO. 25	POLICE	46462
FORD MOTOR CREDIT	1646.93	PAYMENT NO. 8	POLICE	46463
UNITED STATES	3000.00	POSTAGE	MUNICIPAL	46464
OXFORD HEALTH	167064.74	JUNE 2008 PREMIUM	INSURANCE	46465
FLAGSHIP HEALTH	152.38	MAY 2008 PREMIUM	INSURANCE	46466
NELSON-PATTERSON	1141.80	JUNE FIREMEN'S LIFE	INSURANCE	46467
COMMERCE	9990.05	CONTRACT#40010339-1	DEBT	46468
CABLEVISION	0.00	MAY 2008-REC, DPW,	MUNICIPAL	46469
CABLEVISION	172.08	MAY 2008-REC, DPW,	MUNICIPAL	46469
CABLEVISION	94.90	MAY 2008-REC, DPW,	PUBLIC	46469
CABLEVISION	59.95	MAY 2008-REC, DPW,	RECREATION	46469
SHEMIN NURSERIES	990.00	INV.246412 TREES FOR	PUBLIC	46470
VERIZON	2441.46	967-5044 APRIL 2008	UTILITIES	46471
VERIZON	22.48	201-261-7436	UTILITIES	46472
PRINCETON	655.00	INV.670796	PUBLIC	46473
DORCHESTER MANOR	1500.00	1ST QTR JAN-MARCH 2008	GARBAGE &	46474
DELTA PRODUCTS	383.14	INV.159798	PUBLIC	46475
BOB'S TROPHY SHOP	142.98	INV. 58195 SASH &	CELEBRATION	46476
BERGEN CO. FIRE	35.00	2008 DUES-ALAN	UNIFORM	46477
PALMERS HOME	114.17	INV.595758,597225,5975	PUBLIC	46478
PALMERS HOME	149.55	#597307,432400,438944,	FIRE	46479
MAIN AUTO SUPPLY	102.88	INV.608445 CAR 307	PUBLIC	46480
MAIN AUTO SUPPLY	122.77	6 INVOICES	PUBLIC	46481
AMERICANWEAR	606.00	ACCT.2174 APRIL	PUBLIC	46482
AMERICANWEAR	32.00	ACCT.2175 APRIL	RECYCLING	46483
ONE CALL SYSTEMS,	98.28	INV.IVC0123576	UTILITIES	46484
LORCO PETROLEUM	482.35	INV.0663807 2/21/06	RECYCLING	46485
DAVE MURPHY &	2378.00	INV.DM 042108 HADCO	PUBLIC	46486



<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
MANLEY DATA	261.36	INV.49829 5/9/08 1	COLLECTION	46487
MGL PRINTING	194.25	INV.75593 5/8/08 250	COLLECTION	46488
VERIZON WIRELESS	430.51	INV. 1856792462	UTILITIES	46489
VERIZON WIRELESS	721.60	INV.1857900641	UTILITIES	46490
ORTH JERSEY MEDIA	92.79	AD#2311061	MUNICIPAL	46491
ORTH JERSEY MEDIA	45.79	AD#2305465 4/11/08	ZONING	46492
CODED SYSTEMS	217.00	10 SUPPLEMENTAL #17	MUNICIPAL	46493
ROGUT MC CARTHY PC	106.61	BOND COUNSEL 2005:23	PLANNING	46494
WINE & ROSES, INC.	175.00	INV.476721 17 BUD	MUNICIPAL	46495
LEXIS NEXIS	159.00	INV.804258029 APRIL	UTILITIES	46496
TOWER CLEAN. 'G	550.00	INV.80553672 MAY SR	SENIOR	46497
TOWER CLEANING	1105.00	INV.80553638,80553661	PUBLIC	46498
CARE PLUS	100.00	2008 ANNUAL MEMBERSHIP	FIRE	46499
LEXIS NEXIS	65.60	INV.68096453,68096461	POLICE	46500
LEXIS NEXIS	63.60	INV.67931073,67931081	POLICE	46501
GALL'S INC.	59.99	INV.5939276000019	POLICE	46502
GALL'S INC.	573.00	INV.5940065500011	PUBLIC	46503
PAYCHEX	796.31	INV.65043,66497 J-865	MUNICIPAL	46504
HOLY NAME HOSPITAL	2178.51	BACK-UP LIFE SUPPORT	FIRST AID	46505
HOLY NAME HOSPITAL	726.17	INV.2008-NM-00002	FIRST AID	46506
STATE LINE	189.50	INV.62146,62187	FIRE	46507
STATE LINE	419.95	INV.62337 FIRE EXT.	PUBLIC	46508
PERRONE'S FARM &	62.99	INV.123 GRASS SEED	PUBLIC	46509
EMMOLO IRRIGATION	209.00	REPAIR LAWN SPRINKLER	PUBLIC	46510
HUNTINGTON BAILEY,	563.73	INV.21367 APRIL TAX	LEGAL	46511
BERGEN COUNTY LAW	20.00	COURSE#318 KEVIN	POLICE	46512
STWOOD LINCOLN	311.87	INV.124270,LICS86048,1	PUBLIC	46513
SWELL MCCLAVE	156.00	INV.28578 4/25/08	PLANNING	46514
FERRAIOLI,	350.00	5/9/08 ESTIMATED TAX	AUDIT	46515
FERRAIOLI,	2500.00	5/9/08 APPLICATION FOR	AUDIT	46516
ESS INC.	262.48	INV.344239	POLICE	46517
AMERICAN MESSAGING	40.30	INV.N3521739IE	UTILITIES	46518
NORTHEAST GAS	64.00	INV.3525 APRIL	PUBLIC	46519
NORTH JERSEY	400.00	10 CARS FOR MEMORIAL	CELEBRATION	46520
KAUKER & KAUKER,	1685.00	INV.2008-121 APRIL	MUNICIPAL	46521
PALISADES SALES	2160.00	INV.949345	MUNICIPAL	46522
HACKENSACK SUPPLY	260.49	INV.1101144	PUBLIC	46523
ELECTRONIC	115.00	INV.1000565 SR CENTER	PUBLIC	46524
QUENCH	183.00	INV.7073197 MAY	PUBLIC	46525
QUENCH	0.00	INV.7073197 MAY	SENIOR	46525
QUENCH	183.00	INV.7073197 MAY	SENIOR	46525
M. INGANNAMORTE &	1500.00	RECONSTRUCT	PUBLIC	46526
M. INGANNAMORTE &	3600.00	INV.2523 MC KINLEY &	PUBLIC	46527
IRON MOUNTAIN	125.00	MAY STORAGE N2194	MUNICIPAL	46528
NJ EMERGENCY	369.95	INV.42345 REPAIR SQUAD	FIRE	46529
BRAEN STONE	100.00	INV.183854MB	RECYCLING	46530
NEW JERSEY DRUG	50.00	2008 DUES-WILLIAM	POLICE	46531
PREMIER SUPPLIES	1328.23	INV.689345 5/6/08	POLICE	46532
RT COMPUTER	105.00	INV.2842 DOMAIN	MUNICIPAL	46533
X C	54.00	INV.08-96311	POLICE	46534
ALLIED OIL COMPANY	5106.60	INV.825658 4/23-5/7/08	UTILITIES	46535
BRAEN STONE	150.00	INV.182941MB	RECYCLING	46536
PEIRCE EQUIPMENT	1417.50	INV.5652 1 KEG TORPEDO	PUBLIC	46537
DRUMMOND AMERICAN	896.29	INV.6800308	PUBLIC	46538
RED WING SHOE	1122.58	INV.55000-862 5 PAIRS	PUBLIC	46539

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
3478 NORTH JERSEY WATER COMPANY	118.20	INV.08-7235	FIRE	46540
ALL POINTS	50.00	CAR 305 4/21/08	PUBLIC	46541
DAVID WEBER OIL	1322.05	INV.351749	UTILITIES	46542
AQUARIUS	131.84	INV.1049406,1049474	PUBLIC	46543
PRIME LAWN MOWER &	39.90	TICKET#3305	PUBLIC	46544
NORTH JERSEY	90.44	INV.526362,526363	POLICE	46545
BERGEN DOOR	225.00	INV.3990 REPAIR GARAGE	PUBLIC	46546
SERVPRO OF	4110.57	INV.1797588 4/17/08	INSURANCE	46547
NATURES CHOICE	585.00	INV.552059,552067	RECYCLING	46548
NATURES CHOICE	356.00	INV.552075 4/9/08	RECYCLING	46549
NATURES CHOICE	510.00	INV.552210 4/10/08 LOG	RECYCLING	46550
NATURES CHOICE	356.00	INV.552720 4/14/08	RECYCLING	46551
NATURES CHOICE	780.00	INV.553286,553290	RECYCLING	46552
NATURES CHOICE	356.00	INV.554016 4/21/08	RECYCLING	46553
UNITED WATER NEW	1596.45	APRIL WATER BILLING	UTILITIES	46554
UNITED WATER NEW	11915.63	APRIL 2008 HYDRANT	FIRE	46555
WASTE MANAGEMENT	651.70	INV.08609751374-DPW	GARBAGE &	46556
WASTE MANAGEMENT	38913.00	INV.85933813744 MAY	GARBAGE &	46557
PUBLIC SERVICE	9509.65	APRIL ELECTRICAL	UTILITIES	46558
PUBLIC SERVICE	0.00	APRIL ELECTRICAL	UTILITIES	46558
PUBLIC SERVICE	9023.94	APRIL ELECTRICAL	UTILITIES	46558
PAYROLL	833.33	5/16 - 5/30/08	GENERAL	46559
PAYROLL	7639.15	5/16 - 5/30/08	MUNICIPAL	46559
PAYROLL	7910.94	5/16 - 5/30/08	COLLECTION	46559
PAYROLL	1349.70	5/16 - 5/30/08	ASSESSMENT	46559
PAYROLL	583.33	5/16 - 5/30/08	ASSESSMENT	46559
PAYROLL	5683.30	5/16 - 5/30/08	CODE	46559
PAYROLL	298.18	5/16 - 5/30/08	RENT	46559
PAYROLL	2613.66	5/16 - 5/30/08	POLICE	46559
PAYROLL	6758.57	5/16 - 5/30/08	POLICE	46559
PAYROLL	4536.54	5/16 - 5/30/08	POLICE	46559
PAYROLL	14156.76	5/16 - 5/30/08	POLICE	46559
PAYROLL	123939.72	5/16 - 5/30/08	POLICE	46559
PAYROLL	360.00	5/16 - 5/30/08	UNIFORM	46559
PAYROLL	421.81	5/16 - 5/30/08	UNIFORM	46559
PAYROLL	2512.46	5/16 - 5/30/08	PUBLIC	46559
PAYROLL	51815.85	5/16 - 5/30/08	PUBLIC	46559
PAYROLL	500.00	5/16 - 5/30/08	PUBLIC	46559
PAYROLL	1790.97	5/16 - 5/30/08	RECYCLING	46559
PAYROLL	307.80	5/16 - 5/30/08	PUBLIC	46559
PAYROLL	2963.57	5/16 - 5/30/08	PUBLIC	46559
PAYROLL	4210.78	5/16 - 5/30/08	BOARD OF	46559
PAYROLL	472.20	5/16 - 5/30/08	RECREATION	46559
PAYROLL	2141.67	5/16 - 5/30/08	RECREATION	46559
PAYROLL	825.00	5/16 - 5/30/08	RECREATION	46559
PAYROLL	3385.55	5/16 - 5/30/08	SENIOR	46559
PAYROLL	19568.80	5/16 - 5/30/08	LIBRARY	46559
PAYROLL	0.00	5/16 - 5/30/08	SENIOR	46559
PAYROLL	1002.98	5/16 - 5/30/08	SENIOR	46559
PAYROLL	3526.92	5/16 - 5/30/08	POLICE	46559
PAYROLL	276.30	5/16 - 5/30/08	MUNICIPAL	46559
PAYROLL	6154.55	5/16 - 5/30/08	MUNICIPAL	46559

**Total**

**610572**

**Total Bill List:**

610572.01

345

**BOROUGH OF NEW MILFORD****Bill list****MAY 29, 2008 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>
BOROUGH OF NEW	11.39	MARCH 2008 CAPITAL	INTEREST	4217
BOROUGH OF NEW	10.22	APRIL 2008 CAPITAL	INTEREST	4218
ROGUT MC CARTHY PC	118.17	BOND ORD. 2005:23	OPEN SPACE	4219
ROGUT MC CARTHY PC	224.78	JAN/FEB.& MARCH 2008	2005	4220
ROGUT MC CARTHY PC	224.78	JAN/FEB.& MARCH 2008	2005	4220
ROGUT MC CARTHY PC	224.78	JAN/FEB.& MARCH 2008	RIVER RD	4220
ROGUT MC CARTHY PC	224.79	JAN/FEB.& MARCH 2008	STORM SEWER	4220
ROGUT MC CARTHY PC	224.79	JAN/FEB.& MARCH 2008	WARREN ST	4220
ROGUT MC CARTHY PC	224.79	JAN/FEB.& MARCH 2008	RIVER RD	4220
ROGUT MC CARTHY PC	224.79	JAN/FEB.& MARCH 2008	2006	4220
ROGUT MC CARTHY PC	224.79	JAN/FEB.& MARCH 2008	CURBS,	4220
ROGUT MC CARTHY PC	0.00	JAN/FEB.& MARCH 2008	2007	4220
ROGUT MC CARTHY PC	224.79	JAN/FEB.& MARCH 2008	2007	4220
ROGUT MC CARTHY PC	479.92	JAN/FEB.& MARCH 2008	PUMPER FIRE	4220
MODERN EQUIPMENT	5600.00	INV.EI825-77706 SINGLE	2004	4221
NBCUA	5941.98	SEWER JET CLEANING &	SEWER REHAB	4222

**Total****14184.8****Total Bill List:**

14184.76

<b>BILL LIST FOR MEETING OF:</b>		
<b>MAY 29, 2008</b>		
<b>CURRENT ACCOUNT</b>		
<b>VENDOR</b>	<b>CHECK NO.</b>	<b>AMOUNT</b>
BOROUGH OF NEW MILFORD-PAYROLL-FICA TAXES 5/16-5/31/08 (ESTIMATE)	46560	\$8,400.00
BOROUGH OF NEW MILFORD-PAYROLL-MEDICARE TAXES 5/16-5/31/08 (ESTIMATE)	46561	\$3,700.00
		\$12,100.00

<b>BILL LIST FOR MEETING OF:</b>			
<b>MAY 29, 2008</b>			
<b>ESCROW ACCOUNT</b>			
<b>VENDOR</b>	<b>ACCOUNT</b>	<b>CHECK NO.</b>	<b>AMOUNT</b>
DENNIS J. OURY, ESQ. LLC	CORPORATE DEVELOPMENT	1233	\$37.50
BOSWELL MC CLAVE ENGINEERING	CORPORATE DEVELOPMENT	1234	\$468.00
BOSWELL MC CLAVE ENGINEERING	CORPORATE DEVELOPMENT	1235	\$507.00
BOSWELL MC CLAVE ENGINEERING	T-MOBILE	1236	\$273.00
		<b>TOTAL</b>	<b>\$1,285.50</b>

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

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RESOLUTION

No. 2008:133

Offered by: [Signature]

Seconded by: [Signature]

A RESOLUTION AUTHORIZING THE BOROUGH OF NEW MILFORD  
TAX COLLECTOR TO PREPARE AND MAIL ESTIMATED TAX BILLS  
IN ACCORDANCE WITH P.L. 1994 C. 72

**WHEREAS**, the Borough of New Milford had a public hearing regarding its scheduled budget adoption on May 29, 2008 and the Bergen County Board of Taxation is unable to certify New Milford's tax rate at this time and the Borough of New Milford's Tax Collector will be unable to mail the Borough's 2008 tax bills on a timely basis; and

**WHEREAS**, the Borough of New Milford's Tax Collector and Chief Financial Officer has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3, and they have signed a certification showing the tax levies for the previous year, the tax rates and the range of permitted estimated tax levies; and

**WHEREAS**, in accordance with Chapter 72, P.L. 1994, the Governing Body of the Borough of New Milford requests the Director of the Division of Local Government Services to approve the estimated tax levy exceeding the 105% listed below. Approval will enable the Borough to meet its financial obligations, maintain the tax collection rate, provide uniformity for tax payments and save the unnecessary cost of interest on borrowing,

**NOW, THEREFORE, BE IT RESOLVED** by the Governing Body of the Borough of New Milford, in the County of Bergen, State of New Jersey on this 29<sup>th</sup> day of May, 2008, as follows:

1. The Borough of New Milford's Tax Collector is hereby authorized and directed to prepare and issue estimated tax bills for the Borough for the third installment of 2008 taxes. The Tax Collector shall proceed upon approval from the Director and take such actions as are permitted and required by P.L. 1993, c.72 (N.J.S.A. 54:4-66.2 and 54:4-66.3).
2. The entire estimated tax levy for 2008 is hereby set at \$41,383,627.91.
3. In accordance with law, the third installment of 2008 taxes shall not be subject to interest until the later of August 10th or the twenty-fifth day after the date the estimated tax bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

Member	Aye	No	Abstain	Absent
DELUCIA	<input checked="" type="checkbox"/>			
<del>DELUCCIA</del>	<input checked="" type="checkbox"/>			
SUBRIZI	<input checked="" type="checkbox"/>			
<del>MARTINE</del>				
PUTRINO	<input checked="" type="checkbox"/>			
ZEILNER	<input checked="" type="checkbox"/>			
<del>SACHMAN</del>				
Mayor (tie)				
TOTAL				

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 29, 2008

SEAL

5/30/08 C. Denise & Mark P.

[Signature]

# PROPOSED CALCULATION OF 2008 ESTIMATED TAX RATE

## Proposed

2008 Introduced Municipal Budget  
2008 Adopted School Budget  
2008 Estimated Bergen County Levy

### 2007 TAX LEVY & TAX RATE

### 2008 ESTIMATED RANGE FOR TAX LEVY (Percentage of 2007 levy)

	<u>TAX RATE</u>	<u>LEVY</u>		<u>95%</u>	<u>105%</u>
LOCAL	0.615	\$ 11,775,409.71	LOCAL	\$ 11,186,639.22	\$ 12,364,180.20
LOCAL OPEN SPACE	0.005	\$ 97,334.00	LOCAL OPEN SPACE	\$ 92,467.30	\$ 102,200.70
SCHOOL	1.189	\$ 23,147,645.00	SCHOOL	\$ 21,990,262.75	\$ 24,305,027.25
COUNTY	0.181	\$ 3,527,693.58	COUNTY	\$ 3,351,308.90	\$ 3,704,078.26
OPEN SPACE	0.01	\$ 205,492.86	OPEN SPACE	\$ 195,218.22	\$ 215,767.50
<b>TOTALS:</b>	<b>2.00</b>	<b>\$ 38,753,575.15</b>		<b>\$ 36,815,896.39</b>	<b>\$ 40,691,253.91</b>

### 2008 ESTIMATED TAX RATE

2008 Ratable total: 1,983,042,767

Amount to be raised by Taxation:

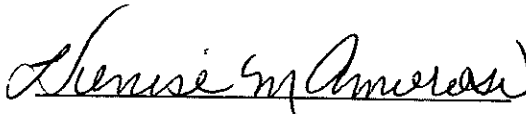
Tax Rate:

LOCAL	\$ 13,276,753.91	0.674 (introduced budget)
LOCAL OPEN SPACE	\$ 99,152.00	0.005
SCHOOL	\$ 24,087,876.00	1.215 (adopted budget)
COUNTY	\$ 3,704,078.00	0.187 (2008 Estimated County Levy)
OPEN SPACE	\$ 215,768.00	0.01 (2008 Estimated Open Space Levy)
<b>TOTALS:</b>	<b>\$ 41,383,627.91</b>	<b>2.090</b>

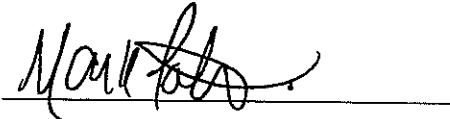
Estimated Rate:

2.09

PREPARED AND  
CERTIFIED BY:



Denise Amoroso  
Tax Collector-Treasurer



Mark Polito  
Chief Financial Officer



BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2008:134

Offered by: Tina DeLucia

Seconded by: Archie Zelner

**WHEREAS**, N.J.S.A. 40A:4-20 provides that where contracts, commitments or payments are to be made prior to the adoption of the 2008 Budget, and after a temporary budget appropriation has been approved, emergency temporary appropriations may be made for the purposes and amounts required; and

**WHEREAS**, Temporary Budget Appropriations were adopted as resolutions 2008:01 and 2008:99; and

**WHEREAS**, the 2008 Budget was introduced on March 10, 2008 with adoption pending.

**NOW THEREFORE, BE IT RESOLVED**, by the Mayor and Council of the Borough of New Milford (not less than two-thirds of all members affirmatively concurring), that in accordance with N.J.S.A. 40A:4-20 the following emergency temporary appropriations be made and that a certified copy of this resolution be transmitted to the Borough Treasurer for his records.

**2008 TEMPORARY BUDGET -EMERGENCY RESOLUTION**

MUNICIPAL CLERK - O/E	20-1202	15,000
FINANCIAL ADMIN - AUDIT SERVICES	20-1352	3,000
LEGAL O/E	20-1552	5,000
ENGINEERING O/E	20-1652	5,000
INSURANCE	23-2102	20,000
INSURANCE - JIF	23-2112	20,000
INSURANCE - WORKMANS COMP	23-2152	20,000
INSURANCE - EMPLOYEE BENEFITS	23-2202	200,000
FIRE DEPARTMENT O/E	25-2562	15,000
UNIFORM SAFETY	25-2651	2,000
PUBLIC WORKS - S&W	26-2901	15,000
PUBLIC WORKS - O/E	26-2902	5,000
RECYCLING OPERATION	26-3051	1,000
GARBAGE & TRASH	26-3052	5,000

Member	Aye	No	Abstain	Absent
DE LUCIA	✓			
DE LUCA	✓			
SUBRIZI	✓			
MURPHY	✓			
PUTRINO	✓			
ZEILNER	✓			
Arch. Zelner Mayor (tie)				
TOTAL				

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 29, 2008

5/30/08 - C Denise E. Mark E.

Christine Bernus

SEAL

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

## RESOLUTION

No. 2008-434

Offered by:.....

Seconded by:.....

BOARD OF HEALTH O/E	27-3302	5,000
BOARD OF HEALTH DOG REGULATION	27-3402	6,000
SENIOR CITIZENS - S&W	28-3711	5,000
LIBRARY S&W	29-3902	20,000
LIBRARY O & E	29-3912	55,000
UTILITIES-TELEPHONE	31-4402	10,000
UTILITIES-GAS & OIL	31-4472	10,000
BCUA-SEWER -O/C	31-4552	250,000
PENSIONS & SOCIAL SECURITY	36-4752	30,000

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722,000

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DELUCCIA</del>	✓			
SUBRIZI	✓			
<del>MASTRO</del>				
PUTRINO	✓			
ZEILNER	✓			
Bachman	✓			
Mayor (tie)				
TOTAL				

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 29, 2008

SEAL

Christine Benitez

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

## RESOLUTION

No. 2008:135

Offered by:

*Genia D. Lucio*

Seconded by:

*John S. Re*

BE IT RESOLVED that the ordinance entitled:

"BOND ORDINANCE TO AUTHORIZE THE IMPROVEMENT OF BOULEVARD (SECTION 4) IN, BY AND FOR THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$205,000 TO PAY THE COST THEREOF, TO AUTHORIZE THE ISSUANCE OF BONDS TO FINANCE SUCH APPROPRIATION AND TO PROVIDE FOR THE ISSUANCE OF BOND ANTICIPATION NOTES IN ANTICIPATION OF THE ISSUANCE OF SUCH BONDS."

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 23rd day of June, 2008, at 8:30 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 29, 2008

*Christine Bernick*

SEAL

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

## RESOLUTION

No. 2008-136Offered by *D. Lucasi*Seconded by: *Jim J R*

WHEREAS, the Borough of New Milford desires to constitute the 2008 Temporary Capital Budget of said municipality by inserting therein the following project.

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

Section 1. The 2008 Temporary Capital Budget of the Borough of New Milford is hereby constituted by the adoption of the schedule to read as follows:

Temporary Capital Budget of the

Borough of New Milford

County of Bergen, New Jersey

Projects Scheduled for 2008

Method of Financing

<u>Project</u>	<u>Est. Costs</u>	<u>Grants</u>	<u>Budget Appr. Fund</u>	<u>Capital Imp. Fund</u>	<u>Bonds</u>	<u>Self- Liquidating Bonds</u>
Improvement of Boulevard (Section 4)	205,000				205,000	

Section 2. The Clerk be and is authorized and directed to file a certified copy of this resolution with the Division of Local Government Services Department of Community Affairs, State of New Jersey, within three days after the adoption of this project for 2008 Temporary Capital Budget, to be included in the 2008 Permanent Capital Budget as adopted.

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 29 2008

SEAL

*Christine Remus*

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

355

RESOLUTION

No. 2008:137

Offered by: W. J. P.

Seconded by: [Signature]

**WHEREAS**, the Bergen County Open Space, Recreation, Farmland & Historic Preservation Trust Fund ("County Trust Fund"), provides grants to municipal governments and to nonprofit organizations for assistance in the acquisition of lands for open space conservation purposes and/or outdoor recreation facilities; and

**WHEREAS**, the Mayor and Council of the Borough of New Milford desires to further the public interest by obtaining a grant of **\$625,047.31** from the County Trust Fund to fund the following project: **"Acquisition of Property at 192 Carlton Place"**

**WHEREAS**, the governing body has reviewed the County Trust Fund Program Statement, the County Program Open Space Policy and Procedures Manual, and the open space application and instructions and desires to make an application for such a grant and provide application information and furnish such documents as may be required; and

**WHEREAS**, as part of the application process, the governing body will hold a public hearing at a regularly scheduled public meeting of the governing body to receive comments prior to the submission of said application(s); and

**WHEREAS**, the County of Bergen shall determine whether the application(s) is/are complete and in conformance with the scope and intent of the County Trust Fund; and

**WHEREAS**, the applicant is willing to use the County Trust Fund in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the County of Bergen for the above named project(s); and

**WHEREAS**, if the applicant is successful in acquiring said project through the use of a County Trust Fund grant, then the applicant will permanently preserve said project for open space conservation and/or outdoor recreation purposes through a recorded deed of easement.

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

1. That it is hereby authorized to submit the above completed project application(s) to the County by the deadline of June 27, 2008, as established by the County; and
2. That, in the event of a County Trust Fund award that may be less than the grant amount requested above, the applicant has, or will secure, the balance of funding necessary to complete the project; and
3. That the applicant agrees to comply with all applicable federal, state and local laws, rules, and regulations in its performance of the project; and
4. That this resolution shall take effect immediately.

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 29, 2008

SEAL

[Signature]

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

**RESOLUTION**

No. 2008:139

Offered by: [Signature]

Seconded by: [Signature]

**MUNICIPAL PARK IMPROVEMENT PROGRAM**

**WHEREAS**, a Bergen County Open Space Recreation, Farmland, and Historic Preservation Trust Fund application in the amount of \$179,852 has been proposed by the Municipality of New Milford for the Warren Street Park & Sutton Place Tennis Courts Rehabilitation in the municipality of New Milford; and

**WHEREAS**, pursuant to the State Interlocal Services Act, such funds may not be spent in a municipality without authorization by the governing body; and

**WHEREAS**, the aforesaid project is in the best interest of the people of New Milford.

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of New Milford hereby confirm endorsement of the aforesaid project; and

**BE IT FURTHER RESOLVED**, that the Mayor and Council is committed to providing a dollar for dollar cash match for the projects; and

**BE IT FURTHER RESOLVED**, that a copy of this resolution shall be sent to the Director of the Bergen County Division of Community Development so that the implementation of the aforesaid project may be expedited.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DE WITTE</del>	✓			
SUBRIZI	✓			
<del>DE WITTE</del>				
PUTRINO	✓			
ZEILNER	✓			
<del>SACHMAN</del>	✓			
Mayor (tie)				
TOTAL				

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 29, 2008

[Signature]

SEAL

5/30/08 c-BCCD  
Chris

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

357

RESOLUTION

No. 2008:140

Offered by: [Signature]

Seconded by: [Signature] Lucia

**WHEREAS**, the Borough of New Milford has entered into a Cooperative Agreement with the County of Bergen as provided under the Interlocal Services Act NJSA 40A:8A-1 et. Seq. to participate in the Bergen County Open Space, Recreation, Farmland and Historic Preservation Trust Fund; and

**WHEREAS**, said Agreement requires that one municipal representative be appointed by the governing body of the community to be part of the Open Space Trust Municipal Park Improvement and Land Acquisition Program Regional Committee for the term of one year coinciding with the fiscal year July 1, 2008 and through June 30, 2009.

**NOW THEREFORE, BE IT RESOLVED** that the Governing Body of New Milford hereby appoints Mayor Frank DeBari as its representative to participate on the Open Space Trust Municipal Program Regional Committee.

Member	Aye	No	Abstain	Absent
DELUCIA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<del>DELUCCIA</del> DUFFIE	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SUBRIZI	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<del>DELUCCIA</del>	<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"/>
ZEILNER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
BACHMANN	<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"/>
TOTAL				

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 29 20 08

Christine Demus

SEAL

7/30/08. c-BC 05

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

## RESOLUTION

No. 2008:141

Offered by: [Signature]Seconded by: [Signature]

**WHEREAS**, a contractor rate has been established by the Police Department to provide police protection and traffic control for construction details; and

**WHEREAS**, the Police Chief has recommended an increase in the hourly rate to \$95.00 per officer, for commercial contractors (e.g. PSE&G, United Water); and

**WHEREAS**, the hourly rate for non-profit organizations (e.g. church, school) will continue to be charged at the actual overtime rate per officer; and

**WHEREAS**, all fees include use of police vehicles, equipment, communications and administrative costs.

**NOW, THEREFORE BE IT RESOLVED**, that the Mayor and Council of the Borough of New Milford hereby authorize the Police Chief to increase the contractor rate for police protection and traffic control for construction details as outlined above.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be forwarded to Chief Papapietro.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DELUCCIA</del> DUFFIE	✓			
SUBRIZI	✓			
<del>DELUCCIA</del>				
PUTRINO	✓			
ZEILNER	✓			
<del>DELUCCIA</del>	✓			
Mayor (tie)				
TOTAL				

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 29, 2008

SEAL

Christine Demusis  
Chief Papapietro

5/30/08



BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

359 . .

RESOLUTION

No. 2008:142

Offered by:.....

De Lucia

Seconded by:.....

[Signature]

May 29, 2008

WHEREAS, a Total Property Tax Exemption for a school has been granted by the assessor to Solomon Schechter Day School also known as Block 1001 Lot 3 (490 Grove Street) and Block 1214 Lot 18 (296 McKinley Avenue) and now combined with Block 1214 Lot 19 (275 McKinley Avenue); and

WHEREAS, first half 2008 property taxes has already been levied against said properties in the amount of \$3,227.00 for Block 1001 Lot and \$2,474.00 for Block 1214 Lot 18; and

WHEREAS, first half property taxes in the total amount of \$5,701.00 was paid by said owner for both properties before total exemption was granted by the assessor for the year 2008; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Milford that the first half 2008 taxes levied against Block 1001 Lot 3 in the amount of \$3,227.00 and Block 1214 Lot 18 in the amount of \$2,474.00 be cancelled and the first half taxes in the total amount of \$5,701.00 paid be refunded to Solomon Schechter Day School, 275 McKinley Avenue, New Milford, New Jersey 07646

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DE LUCCIA</del>	✓			
SUBRIZI	✓			
<del>PUTRINO</del>				
PUTRINO	✓			
ZEILNER	✓			
<del>BACHMAN</del>	✓			
Mayor (tie)				
TOTAL				

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 29 20 08

Charmaine Dennis

5/30/08 SEAL Charmaine Dennis

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

Offered by: [Signature]

Seconded by: [Signature]

No. 2008:143

May 28, 2008

WHEREAS, the Borough of New Milford purchased the below listed property formerly owned by Frances & Ronald Mansoldo on March 31, 2008; and

WHEREAS, first half 2008 property taxes has already been levied against said property; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Milford that the first half 2008 taxes levied against the property listed below be cancelled.

BLOCK	LOT	PROPERTY	AMOUNT
101	5	Steuben Avenue	\$ 1,633.00
501	12	Henley Avenue	\$ 173.00
906	16	Columbia Avenue	\$ 2,278.00
906	17	Columbia Avenue	\$ 104.00
906	18	Columbia Avenue	\$ 112.00
906	19	Columbia Avenue	\$ 131.00

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DE</del> DUFFIE	✓			
SUBRIZI	✓			
<del>Mansoldo</del>				
PUTRINO	✓			
ZEILNER	✓			
<del>CR</del> MANDI	✓			
Mayor (tie)				
TOTAL				

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 29, 2008

Christine Mansoldo

SEAL

Attest: [Signature]

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

## RESOLUTION

No. 2008:144

Offered by:

Frank DeBari

Seconded by:

G. DeLucia

**WHEREAS**, the Mayor and Council of the Borough of New Milford wish to enter into a an agreement with the County of Bergen for the 2008 County Road Resurfacing Program; and

**WHEREAS**, the Council hereby authorizes Mayor Frank DeBari to sign the agreement;

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of New Milford have adopted this resolution at a meeting held on May 29, 2008 and that a copy of the resolution shall be forwarded with one (1) copy of the signed agreement to Tom Connolly, Assistant Supervisor of Roads, County of Bergen, Department of Public Works, Operations Division, 70 Zabriskie Street, Hackensack, NJ 07601.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DELUCCIA</del>	✓			
SUBRIZI	✓			
<del>WADSWORTH</del>				
PUTRINO	✓			
ZEILNER	✓			
<del>BACHMANN</del>	✓			
Mayor (tie)				
TOTAL				

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 29 20 08

Christine Bernick

SEAL

5/20/08 C - T. Connolly - BC

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

## RESOLUTION

No. 2008-145

Offered by: T. DeLuciaSeconded by: Arthur Zelin

**WHEREAS**, the Mayor and Council of the Borough of New Milford have appropriated funds by way the 2007 Capital Ordinance for the removal and replacement of carpeting in the large reference room at the New Milford Public Library; and

**WHEREAS**, the replacement of the carpeting is in the best interest of the residents of New Milford; and

**WHEREAS**, the Borough Attorney has prepared the bid specifications for the removal and replacement of carpeting in the large reference room at the New Milford Public Library;

**NOW, THEREFORE RESOLVED**, that the Mayor and Council of the Borough of New Milford hereby authorize the Clerk to advertise and receive bids for the removal and replacement of carpeting at the New Milford Public Library.

**BE IT FURTHER RESOLVED**, that a copy of this resolution be provided to Terrie McColl, Director, New Milford Public Library and Salvatore Cuocci, Supervisor, Buildings and Grounds.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>OFFICE</del>	✓			
SUBRIZI	✓			
<del>PUTRINO</del>				
PUTRINO	✓			
ZEILNER	✓			
<del>Zeichman</del>	✓			
Mayor (tie)				
TOTAL				

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 29, 2008

SEAL

Christine Demusis  
Terrie McColl, Dir., B&G

Seconded by: Councilwoman Subrizi

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	From	To
Recycling		
Other Expenses		
Public Buildings & Grounds	410,000.00	383,500.00
Other Expenses		
Public Works	70,000.00	65,000.00
Other Expenses		
Vehicle Maintenance	150,000.00	139,500.00
Other Expenses		
Board of Health	30,000.00	18,000.00
Other Expenses		
Recreation	53,000.00	52,000.00
Other Expenses		
Senior Citizen Program	86,249.00	82,249.00
Other Expenses		
Shade Tree Committee	19,700.00	19,200.00
Other Expenses		
Celebration of Public Events	2,300.00	1,300.00
Other Expenses		
Utilities:		
Electricity	20,000.00	17,000.00
Street Lighting	144,075.00	142,275.00
Telephone	120,000.00	118,200.00
Water	60,000.00	58,200.00
Gas & Oil	24,000.00	22,200.00
	130,000.00	128,200.00
TOTAL OPERATIONS (Item 8(A) Within "CAPS")	11,673,849.00	11,558,577.00
TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN "CAPS"	11,673,849.00	11,558,577.00
Detail:		
Other Expenses (Including Contingent)	5,648,372.00	5,533,100.00
(H-1) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES WITHIN "CAPS"	12,007,278.76	11,892,006.76
(O) TOTAL GENERAL APPROPRIATIONS - EXCLUDED FROM "CAPS"	0.00	0.00
(L) SUBTOTAL GENERAL APPROPRIATIONS (Items (H-1) and (O))	16,566,074.36	16,450,802.36
9. TOTAL GENERAL APPROPRIATIONS	17,017,574.36	16,902,302.36

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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 2008 Local Municipal Budget so amended.

BE IT FURTHER RESOLVED, that this complete amendment, in accordance with the provisions of N.J.S.A. 40A:4-9, be published in The Record, in the issue of June 3, 2008, and that said publication contain notification of public hearing on said amendment to be held at the Municipal Building on June 9, 2008, at 7:30 o'clock p.m.


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 29th day of May, 2008

Certified by me, this 29th day of May, 2008

  
Clerk

IT IS HEREBY CERTIFIED that the Adopted Budget Amendment annexed hereto and hereby made a part of the 2008 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 29th day of May, 2008

  
Registered Municipal Accountant

