

AGENDA
BOROUGH OF NEW MILFORD
6:30 PM WORK SESSION
OPEN SESSION immediately following
8:30 PM PUBLIC MEETING
Monday, August 24, 2009

WORK SESSION:

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

Mayor DeBari reads the Open Public Meeting and Mission Statements.

CLOSED SESSION:

1. Review of Closed Session Minutes

OPEN SESSION:

1. Budget Committee Recommendations
2. Gaelic Communications – Easement Request
3. Unpaid Landscaping Bill – Nature's Way
4. Non-Life Hazard Inspection Fees
5. Fire Department Feasibility Study
6. Local Finance Board Application – S. Wielkottz
7. Sign Ordinance – Neon Pros and Cons
8. Repair Shop Ordinance – Revised Draft

Approval of minutes from the March 9th, March 23rd and May 18th Closed Session Meetings.

PUBLIC SESSION:

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

Mayor DeBari calls the meeting to order, asks for a moment of silent prayer, and leads the flag salute. Mayor DeBari reads the Open Public Meeting Law and Mission Statements and points out the fire exits in the Council Chambers.

Approval of minutes from the May 18th Work Session and the May 27th Public Session.

2009 MUNICIPAL BUDGET AMENDMENT

PRESENTATIONS: ASSEMBLYWOMAN CHARLOTTE VANDERVALK

**COUNTY APPROVED STATE DISABLED PROGRAM –
GIRL SCOUTS OF AMERICA**

APPOINTMENTS: JACK SICCARDI – JR. FIRE DEPARTMENT

COUNCIL COMMITTEE REPORTS:

Councilman Arthur Zeilner

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

Councilman Keith Bachmann

Ambulance Corps, Drug Alliance, Recreation

Councilwoman Randi Duffie

Health & Human Services, Rent Leveling/Tenants Association, Senior Advisory

Council President Tina DeLucia

Chamber of Commerce, Planning Board, Library Board

Councilwoman Ann Subrizi

Board of Education, Historic New Bridge Landing, Public Events

Councilman Michael Putrino

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

Mayor Frank DeBari

Community Development

OLD BUSINESS:

ADOPT ORDINANCE #2009:13

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW ADDITIONAL FUNISHINGS, IN, BY AND FOR THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$530,000 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.

ADOPT ORDINANCE #2009:14

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF NEW MILFORD SALARY ADOPTED AS ORDINANCE 91:01 AND AMENDED BY ORDINANCE 91:21, 92:07, 93:01, 94:13, 95:07, 96:05, 97:11, 98:05, 99:04, 2000:07, 2001:11, 2002:15, 2003:10, 2004:13, 2004:15, 2005:16, 2006:09, 2007:12, 2008:02 AND 2008:09.

NEW BUSINESS:

RESOLUTIONS:

- 2009:176 Closed Session
- 2009:177 Payment of Bills and Vouchers
- 2009:178 Authorize Local Finance Board Application for Tax Levy CAP Waiver
- 2009:179 Approve Amendment to 2009 Municipal Budget
- 2009:180 Approve the Corrective Action Plan for the 2008 Municipal Audit
- 2009:181 Authorize Mayor to sign grant agreement with County of Bergen to use \$60,000 in 2009 Community Development funds for Handicapped Curb Ramps
- 2009:182 Award Complete Solid Waste Collection Service for 1-4 Family Residences on a shared service basis with the Borough of River Edge to Waste Management, Hillsdale, NJ
- 2009:183 Authorize Joint Public Auction of Borough Property with the Borough of Oradell
- 2009:184 Authorize Mayor to sign Developer's Agreement with Gramercy Associates, LLC
- 2009:185 Authorize Interlocal Services Agreement with the Borough of Oradell for the Joint Bid of Loading, Transportation and Disposal/Recycling of Leaves and Vegetative Waste Disposal/Recycling Service
- 2009:186 Authorize Renewal of Membership in the Bergen County Municipal Joint Insurance Fund
- 2009:187 Approve Raffle License #2009:21 for St. Joseph Council #3814 Knights of Columbus for an Off-Premise 50/50
- 2009:188 Approve refunds of 2007 and 2008 tax overpayments as a result of State of New Jersey Tax Court Judgment – Block 1304 Lot 5
- 2009:189 Approve refund of 2008 tax overpayment as a result of State of New Jersey Tax Court Judgment – Block 1522 Lot 13
- 2009:190 Approve refund of Zoning Board Escrow balance to Steven Bengel, 469 Capitol Road in the amount of \$300.00

COMMENTS FROM THE PUBLIC

VOTE ON RESOLUTIONS

ADJOURNMENT

MINUTES
BOROUGH OF NEW MILFORD
6:30 PM WORK SESSION
OPEN SESSION immediately following
8:30 PM PUBLIC MEETING
Monday, August 24, 2009



WORK SESSION:

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

Also present: S. G. Moscaritolo, Borough Attorney; Mark Polito, CFO;
 Steven Wielkotz, Auditor (8 PM); Christine Demiris, Administrator/Clerk

Mayor DeBari read the Open Public Meeting and Mission Statements.

The Record reflects the Closed Session was held until after the Public Meeting.

The Council discussed whether or not it would be necessary to reschedule the September Public Meeting as it falls on Yom Kippur. The Administrator will check with the local synagogue and advise at the next meeting.

OPEN SESSION:

1. Budget Committee Recommendations

Councilwoman Subrizi stated the Finance Committee is going to create a form with the account number and account name to be used by each department when submitting their budget. Councilman Zeilner stated the purpose of doing this is to simplify the budget process for the Finance Committee. Councilwoman DeLucia asked how the Library would be affected; given their budget is not separated by line items. She was advised that the format they used in the present year was acceptable. Councilman Putrino explained why a listing of positions was requested for each salary line, noting the difficulty when reviewing the budget to identify which positions were included in each line. Councilman Zeilner added in many instances the Finance Committee could not determine whether or not the salary lines provided by the department heads included increases or did not. The Council agreed the salary information should be provided by the CFO based upon discussions with the department heads.

Councilwoman Duffie expressed concern for the volunteer organizations, suggesting that it may be difficult to track and the need to keep it simple; noting volunteers may be discouraged from participating if it seems like a lot of work.

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The Finance Committee stated a desire for more accountability on capital expenditures and maintaining individual budget lines. If lines are going to be over expended or capital items, other than those requested, are to be purchased it needs to be explained to the CFO and the Mayor and Council. The Administrator stated this may be hard to achieve when the budget is not in place until September of a given year; departments may not know they have over expended a budget line if they do not know how much was budgeted to begin with.

Regarding borough vehicles, the Finance Committee recommends the use of borough vehicles for all employees traveling to classes or on borough business; suggesting that travel expenses should not be reimbursed if a borough vehicle is not used. The Administrator explained that borough vehicles are not always available for use. The Committee responded if only certain employees were allowed to bring their vehicles home, more vehicles would be available for use. Councilman Bachmann asked if an employee is going to school to further their career, why the Borough should pay for mileage. The Committee suggested that the Recycling vehicle should be available for use and if the recommendations are implemented in 2010 the Recycling Coordinator will be notified. The Mayor commented the Council is spending a significant amount of time discussing items that will result in little or no savings and suggested it might be more productive to reconsider pricey capital requests such as cameras and/or computers in the police cars rather than whether or not the detectives can take their assigned vehicles home. Councilman Zeilner commented the Finance Committee discussed if something is contractual the Borough will pay for it, if it is not contractual, the Borough will not pay for it. Council President DeLucia commented this is a disincentive to the employee to further themselves and stay current.

Councilwoman Subrizi stated the Finance Committee further recommended all classes and travel should have prior approval of the Administrator. Council President DeLucia suggested department head approval should be sufficient. The Administrator confirmed all education currently requires prior approval from the department head; no education is approved after the fact. After much discussion the Council agreed; the recommendation will be amended. The Council agreed the balance of the recommendations would be carried for discussion at a future meeting. Councilman Putrino will update the recommendations

2. Gaelic Communications – Easement Request

Mr. Moscaritolo referenced the request for an easement from Gaelic, stating his opinion it is a reasonable request given the restriction of diesel fuel near the river; the easement would allow for a gas line to be installed. Councilwoman Subrizi asked if the lease would have to be modified. Mr. Moscaritolo responded it could be accomplished with a letter of agreement. Council President DeLucia asked if there would be any safety issues to allowing the request. Mr. Moscaritolo stated he did not feel there would be any safety issues. The Mayor asked who told Gaelic they could not have diesel fuel by the river. Mr. Moscaritolo responded, the DEP.

Mr. Moscaritolo stated his recommendation to grant the easement. Councilwoman Duffie asked if the Borough Engineer would have the opportunity to review the plan. The Mayor stated the Borough should specify that all underground pipe must be welded or the new plastic pipe; no joints or seams. Mr. Moscaritolo will respond to Gaelic with the Council's approval specifying all costs, including the cost for the Borough engineer to review, will be

at the applicant's expense, all pipes will be welded and there will be no disturbance of any public improvements. Councilwoman Subrizi commented that since the approval of the lease the applicant has requested additional height and an easement. She asked if Mr. Moscaritolo anticipated any additional requests. Mr. Moscaritolo responded, the applicant could argue the current lease would allow for him to bring in utilities. The Mayor asked to be advised as to what DEP ruling is being cited.

3. Unpaid Landscaping Bill – Nature's Way

The Administrator stated the unpaid landscaping bill is for current maintenance, not the repair to LaBarbera Field, which has been paid in full. She explained that according to what she had been told, the landscaper was advised that he is not being paid because the Borough is waiting to receive money from FEMA. She reiterated that the repair to the field was paid for out of existing capital money and the disputed charges are for current landscaping.

Councilman Bachmann prefaced his remarks stating the contractor in question is a client of his, therefore he would not vote on anything to do with this matter. He stated the Recreation Commission only became aware of the outstanding bills on August 6th. Councilman Bachmann further stated he asked to have the matter listed on the agenda because he felt the Council should be made aware of it. Noting the autonomy of the Recreation Commission, Councilwoman Duffie stated the Council should not take any action, but rather the Administrator should notify the Recreation Director of the outstanding bill that needs to be paid.

The Council discussed a number of things: who authorized the work, whether the maintenance was part of the emergency authorized by the Council, and whether or not the maintenance should go out for bid. It was determined the maintenance was not part of the emergency and any job over the bid threshold should be put out to bid. Councilman Putrino noted an item pertaining to Jr. Football and asked if they had the authority to authorize work on the field without Borough permission. Councilman Bachmann will address the Council's concerns at the next Recreation Commission meeting.

4. Non-Life Hazard Inspection Fees

The Administrator stated there had been a request for additional information from the Fire Marshall such as: current vs. proposed fees, total fees collected in 2008, and an explanation of what the fees are used for. The Fire Marshall provided the current vs. proposed fees and responded the fees cover salaries and operating expenses and the total fees collected in 2008 were \$10,062. Councilman Bachmann commented the fees should cover the expenses and the professional is telling us they do not. Council President DeLucia commented the proposed fees are in line with those adopted by neighboring communities. The Council agreed with the proposal; the ordinance will be prepared for introduction at the September public meeting.

5. Local Finance Board Application – Steven Wielkocz, RMA

Mr. Wielkocz began by stating the Borough was not awarded extraordinary aid, noting that municipalities do not get rewarded for having a tax increase considered below average. He added many other municipalities are in worse shape; stating New Milford did the right thing

by cutting as much as possible, however we will not get aid. Mr. Wielkottz explained extraordinary aid was allowed to be considered in the introduced budget, in the amount awarded last year. Now that the determination has been made that New Milford will not receive aid the Borough must do one of three things: cut \$350,000 from the introduced budget, find an additional \$350,000 in revenue, or apply to the Local Finance Board for a Tax Levy CAP Waiver to allow the Borough to raise taxes above the CAP. He stated that this late in the budget year it would be virtually impossible to cut \$350,000 from the budget or to come up with an additional \$350,000 in revenue, which leaves us with an application to the LFB. He explained that because of what happened with extraordinary aid a number of towns are in a similar position.

He stated the Council has two things before them tonight: an amendment to the introduced budget, which adds the amounts for a few grants, reduces the amount of interest on bonds, reduces the recycling revenue based upon the negotiated contract, and moves some money between budget lines. He stated, the net effect, even with the levy cap waiver, the municipal tax rate is going up 2.1 points or \$94.82 on the average assessment of \$414,658. He added school taxes are going up \$178.30 and county taxes are going up \$82.93. The other item before the Council is the resolution authorizing the application to the Local Finance Board for the aforementioned tax levy cap waiver.

Councilwoman Subrizi asked if we did not receive extraordinary aid this year, does it mean we probably will not get it next year. Mr. Wielkottz responded it does not, noting that we do not even know if the extraordinary aid program will exist next year and that it is an annual event, based upon the municipality's budget for a given year. He stated that the LFB raised the bar, noting that in order to qualify for extraordinary aid in 2009 you would have had to have had a municipal tax increase of more than \$250.00.

Mr. Wielkottz stated the amendment will be introduced tonight, advertised on August 28th and the public hearing and adoption will be on September 14th. With that schedule it should be possible to send out the tax bills by the end of September. He reiterated, even if the municipality were to adopt the budget earlier, the state does not release the tax levy to the county until the state adopts its budget, which is not until the end of June.

6. Fire Department Feasibility Study

Councilman Putrino reviewed the information provided previously by the Fire Department for the Council. He moved to fund the study now so it will be complete by February 2010, which will allow the Fire Department to apply for the next available round of funding to build firehouses. He added you cannot apply if you do not have a study; noting we have already missed out on two rounds of funding. He confirmed the cost of the study is \$7,500, which has already been allocated in the budget. A resolution, to authorize the study, will be listed for consideration on the September 14th agenda.

7. Sign Ordinance – Neon Pros and Cons

This item was tabled to a future agenda.

8. Repair Shop Ordinance – Revised Draft

This item was tabled to a future agenda.

ADMINISTRATOR:

The Administrator briefly explained the reason for resolution 2009:185. Although the Borough has a current contract with remaining option years, the market has improved and after consultation with the DPW Supervisor and the Oradell Administrator and DPW Supervisor it was agreed we could anticipate potential savings by putting the service back out to bid.

Regarding resolution 2009:183 the Administrator explained the Borough normally sells surplus vehicles at public auction through the County. She has been advised the County has recently gone to an online auction service and therefore is no longer accepting vehicles from the municipalities. She has contacted the Borough of Oradell regarding the possibility of a joint auction for the current surplus and will investigate the possibility of online auctions for the Borough going forward.

The Council agreed to hold the Closed Session until the conclusion of the Public Session.

Councilman Bachmann asked to have resolution #2009:184 pulled out for a separate vote.

Council President DeLucia made a motion to reconvene in the Council Chambers. Councilwoman Duffie seconded the motion. All present in favor, none opposed.

PUBLIC SESSION: (Actual Start 8:38 PM)

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

Also present: S. G. Moscaritolo, Borough Attorney; Mark Polito, CFO;
Steven Wielkottz, Auditor; Christine Demiris, Administrator/Clerk

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.

Councilman Bachmann made a motion to approve the minutes from the May 18th Work Session and the May 27th Public Session. Councilwoman Subrizi seconded the motion. All present in favor, none opposed.

2009 MUNICIPAL BUDGET AMENDMENT

Mr. Wielkottz explained the budget amendment, noting it inserts a couple of additional grants, reduces the anticipated revenue on recyclables and reduces the interest to be paid on bonds, in addition to a few minor line item adjustments. He noted in addition to the amendment the

Council will be considering a resolution to authorize application to the Local Finance Board requesting a tax levy cap waiver as a result of not being awarded any extraordinary aid.

Mr. Wielkottz stated the amended budget will result in a \$94.82 municipal tax increase, an \$82.93 county tax increase and a \$178.30 school tax increase for a total increase of \$356.05 on the average home.

The Mayor announced he and Mr. Wielkottz will make the application to the Local Finance Board on September 9th and a public hearing on the budget amendment will be held on September 14th.

PRESENTATIONS:

ASSEMBLYWOMAN CHARLOTTE VANDERVALK

The Mayor introduced Assemblywoman Charlotte Vandervalk to speak on the topic of COAH and unfunded mandates.

Ms. Vandervalk began by stating COAH is a complicated issue. She stated many legislators feel COAH is the wrong approach; it has achieved very little and does not recognize the realities of the construction trade or the economy in New Jersey. She reported when she first suggested municipalities ask for relief through the Council on Local Mandates, the Council on Local Mandates came back and stated COAH is not a mandate; municipalities do not have to follow it by law, but by not doing so, leave themselves open to lawsuits. She went on to discuss the red tape and resource commitments created by COAH.

Ms. Vandervalk asked where we go from here and responded there needs to be more of an outcry from municipalities across the state. She noted developer's fees are supposed to be designed to cover the cost of affordable housing without costing taxpayer money; but we are finding this not to be true. She added even if a municipality does everything to comply with COAH it can still be sued.

The Mayor apologized and asked Assemblywoman Vandervalk to pardon an interruption but noted the need to vote on the budget resolutions in order to permit the Auditor and CFO to leave the meeting.

Councilman Zeilner made a motion to approve resolutions #2009:178 and 2009:179. Councilman Bachmann seconded the motion. All present in favor on a roll call vote.

The Mayor reopened the discussion of COAH by explaining the Council has tried to follow the Supreme Court decision, noting the town's required number of affordable units is currently 41. He explained there are only two privately owned vacant plots at present: Gramercy and United Water. He further explained the town's purchase of the Carlton Place property, which was done to prevent a builder's remedy lawsuit.

Assemblywoman Vandervalk suggested joining the League of Municipalities proposal to fight the third round regulations, noting very little developable open space in Bergen County. She stated COAH is looking to get 115,000 homes built.

The meeting was opened for public comment on Assemblywoman Vandervalk's comments.

Ms. Joanne Prisendorf came forward and asked what the residents of town could do. Ms. Vandervalk responded the current administration in Trenton believes in the policy; to change COAH, change the administration. She added she does not know of anyone in the governing body that likes this policy. She suggests residents and the Council keep complaining, write to the Governor's office, write to editors of newspapers – be vocal.

Mr. Dan Conner addressed Ms. Vandervalk stating she represents twenty-eight towns and asking if all of the towns feel similarly why she can't get the issue the attention it deserves.

Mr. Howard Berner asked if COAH ever looks at the burden it places on the rest of the infrastructure: schools, roads, etc. Ms. Vandervalk responded they do not care.

Ms. Hedy Grant stated COAH started decades ago and neither party has had a significant positive impact on COAH reform. Ms. Vandervalk responded, Ms. Grant is correct COAH has existed and evolved through both administrations, but what is different now is people are starting to rebel.

Mr. Joe Steele questioned if the Federal Government has any jurisdiction with regard to COAH. Ms. Vandervalk responded they have no role to play. She added Community Development money, which comes from HUD (which is federal money), can be used to improve urban areas. Mayor DeBari stated this was the point of Regional Contributions, allowing municipalities to send money to urban areas, but COAH has done away with RCAs.

Mr. Nick D'Amelio asked how the town could be expected to put additional development on sewer systems built between 1920 and 1930; he commented on the proximity to the river as well. Ms. Vandervalk responded COAH does not make exceptions for those things and they should. The Mayor stated the Carlton Place developer wanted to put twenty-eight units at the mouth of the river. Council President DeLucia stated the same developer filed a builder's remedy lawsuit in a neighboring town; noting the worst parts of COAH came about through the courts.

Mr. Berner questioned what would happen if the two vacant parcels are developed and the town is still short of meeting their COAH requirement; if a developer comes in and buys three properties to put up multiple units would he get approval? He was advised it would be approved.

An unidentified resident asked is it not true there is no obligation to build; if the town does not develop property there is no need to build affordable units. The Mayor explained the town does not own the property and therefore cannot prevent development. Mr. Moscaritolo added the town must have a plan to be in compliance, without a plan a developer can come in and build what they want. He then reviewed the Mt. Laurel decision.

Mr. Dominic Collucci asked why the Supreme Court is permitted to dictate law over the legislature. Ms. Vandervalk responded the only way to circumvent this is with a statewide referendum to overturn it. She then asked the status of New Milford's Third Round Plan. She was advised the plan was submitted by the December 2008 deadline and as of July 2009 we have been advised there have been no objections received. Ms. Vandervalk stated the best the towns

can do is to file their plan; New Milford has done the most they can do at this point. Councilman Bachmann stated New Milford complied but he voted against it, noting the municipality first spent \$25,000 and then an additional \$15,000 to send a plan to Trenton.

Ms. Prisendorf stated the town spent \$40,000 to make a plan and questioned why we did that. She was advised that it was submitted to COAH as Assemblywoman Vandervalk said it should have been; it was done to protect the town. Ms. Prisendorf commented the town paid for something that may not happen. Councilwoman Duffie stated it is a similar concept to insurance; you purchase insurance to protect yourself but you may never need it.

An unidentified resident asked for clarification on what would be considered affordable housing and asked if current rentals in town do not meet the affordable requirements. Mayor DeBari stated none of the existing rentals comply with affordable housing requirements. He explained new units could be either rentals or sales but the price to rent or own would be low; there would be no supplementing of income.

Councilman Zeilner stated no one sitting on the Council is in favor of COAH. He too explained it is similar to purchasing insurance and asked to make clear that nothing was cut from the municipal budget to fund the COAH plan; the need for additional money was identified after the budget was introduced and it had to be added, no cuts were made to the recreation budget or any of the other budgets.

Mr. Angelo DeCarlo identified himself as a member of the Planning Board. He stated density is what attracts a builder in a small space; it is what makes them seek builder's remedies, the courts are backing builders if a parcel exists that could accommodate the units. He continued, two parcels exist; if the town does not have a plan it cannot prevent the builder from doing what they want.

Assemblywoman Vandervalk said COAH is constantly changing and the town is not obligated to spend taxpayer money.

The Mayor said Ms. Vandervalk suggest being more vocal, he asked with whom? Ms. Vandervalk responded the Governor, the DCA and the League. She then added Assemblyman Gerald Green, head of the Housing and Local Government Committee; Assemblyman Joseph Roberts Jr., Speaker of the Assembly; and Senate President Richard Codey.

The Mayor thanked Assemblywoman Vandervalk for coming.

BERGEN COUNTY MUNICIPAL ACCESS – GIRL SCOUTS OF AMERICA

Ms. Cheryl Conner of Girl Scout Troop #51 came forward to address the Council. Ms. Conner read a statement regarding the Bergen County Municipal Access Award Campaign. She explained the objective of the campaign is to increase awareness of inclusion for individuals with disabilities. She encouraged the Council to participate in the campaign and offered contact information for Jane Linter of Disability Services for more information.

APPOINTMENTS: JACK SICCARDI – JR. FIRE DEPARTMENT
ROBERT O'BRIEN – JR. FIRE DEPARTMENT

Councilman Putrino made a motion to approve the appointments of Jack Siccardi and Robert O'Brien to the Jr. Fire Department. Council President DeLucia seconded the motion. All present in favor, none opposed.

COUNCIL COMMITTEE REPORTS:

Councilman Arthur Zeilner

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

Councilman Zeilner reported the Environmental Commission and the Police Auxiliary did not meet during the previous month.

Councilman Zeilner reported Buildings and Grounds has no ongoing projects but has kept busy with routine maintenance throughout the Borough buildings. He reported the DPW is continuing its schedule of summer maintenance.

Councilman Zeilner reported on the Police Department activity for the previous month and congratulated Officer Keith Wester on the success of National Night Out.

Councilman Keith Bachmann

Ambulance Corps, Drug Alliance, Recreation

Councilman Bachmann reported the Ambulance Corps met on August 17th, the Recreation Commission met on August 5th and 19th and the Drug Alliance did not meet during the previous month. He stated he had nothing significant to report for any of these committees.

Councilwoman Randi Duffie

Health & Human Services, Rent Leveling/Tenants Association, Senior Advisory

Councilwoman Duffie reported the Annual Flu Clinic will be held at the Elks on September 23rd. Vaccines are free to residents 62 and over and are available for \$20 for residents 18-62; pre-registration is required.

Council President Tina DeLucia

Chamber of Commerce, Planning Board, Library Board

Council President DeLucia reported the Chamber of Commerce, Planning Board, and Library Board did not meet during the previous month. She stated she attended National Night Out and commented on its success. She additionally reported she attended the Board of Education forum for the two Superintendent candidates and found it very informative.

Councilwoman Ann Subrizi

Board of Education, Historic New Bridge Landing, Public Events

Councilwoman Subrizi stated she was unable to attend the Board of Education forum on the new Superintendent search and, acknowledging Dan Conner in the audience, asked for a status report. Mr. Conner stated no decision has yet been made but the Board is very close to a decision.

With regard to the Historic New Bridge Landing Park Commission, Councilwoman Subrizi reported the saw shop demolition has been postponed from September to October and the junkyard clean-up should be complete by year end.

Councilwoman Subrizi announced the upcoming Veteran's Day Ceremony scheduled for November 11th by the Public Events Committee. She additionally reported the Committee is considering a "New Milford Day" event.

Councilman Michael Putrino

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

Councilman Putrino reported the Historic Preservation Committee had a table at National Night Out in lieu of its regular meeting. He presented the Council with a map of the Historic Peetzburg section of town. Next meeting – September 8th.

Councilman Putrino reported that the Fire Department did not meet in August but they also attended National Night Out. He reported on Company #1's Wet Down held on August 8th, noting the turnout was good. He reported the Fire Department will be holding its 27th Annual Fire Awareness Day on October 8th. Next meeting – September 21st.

Councilman Putrino reported on the Shade Tree Commission meeting of August 20th. He stated the Commission has met the requirements and received approval for its second 5-year plan for Community Forestry. Next meeting – September 14th.

Councilman Putrino summarized the Garbage and Recycling activity for the previous month. He noted the Borough has entered into a two year agreement with e-Revival and will now accept computer equipment at the recycling center behind the DPW. When asked if the Board of Education could utilize this program he responded affirmatively.

Mayor Frank DeBari

Community Development

No Report

Councilwoman Subrizi asked to read a letter into the record from Mr. Tom Baeli thanking the Mayor and Council for replacing the plaque honoring his father at Baeli (Sutton Street) Park.

OLD BUSINESS:**ADOPT ORDINANCE #2009:13**

BOND ORDINANCE TO AUTHORIZE THE MAKING OF VARIOUS PUBLIC IMPROVMENTS AND THE ACQUISITION OF NEW ADDITIONAL OR REPLACEMENT EQUIPMENT AND MACHINERY, NEW COMMUNICATION AND SIGNAL SYSTEMS EQUIPMENT, NEW INFORMATION TECHNOLOGY EQUIPMENT AND NEW ADDITIONAL FUNISHINGS, IN, BY AND FOR THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$530,000 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.

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

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

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

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

ADOPT ORDINANCE #2009:14

AN ORDINANCE TO AMEND THE CODE OF THE BOROUGH OF NEW MILFORD SALARY ADOPTED AS ORDINANCE 91:01 AND AMENDED BY ORDINANCE 91:21, 92:07, 93:01, 94:13, 95:07, 96:05, 97:11, 98:05, 99:04, 2000:07, 2001:11, 2002:15, 2003:10, 2004:13, 2004:15, 2005:16, 2006:09, 2007:12, 2008:02 AND 2008:09.

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

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

Councilwoman Subrizi made a motion to close to the public. Council President DeLucia 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 Bachmann seconded the motion. The motion passed on a roll call vote as follows:

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

Against the motion: None

Abstain: Putrino

NEW BUSINESS:

None

RESOLUTIONS:

- 2009:176 Closed Session
- 2009:177 Payment of Bills and Vouchers
- 2009:178 Authorize Local Finance Board Application for Tax Levy CAP Waiver
- 2009:179 Approve Amendment to 2009 Municipal Budget
- 2009:180 Approve the Corrective Action Plan for the 2008 Municipal Audit
- 2009:181 Authorize Mayor to sign grant agreement with County of Bergen to use \$60,000 in 2009 Community Development funds for Handicapped Curb Ramps
- 2009:182 Award Complete Solid Waste Collection Service for 1-4 Family Residences on a shared service basis with the Borough of River Edge to Waste Management, Hillsdale, NJ
- 2009:183 Authorize Joint Public Auction of Borough Property with the Borough of Oradell
- 2009:184 Authorize Mayor to sign Developer's Agreement with Gramercy Associates, LLC
- 2009:185 Authorize Interlocal Services Agreement with the Borough of Oradell for the Joint Bid of Loading, Transportation and Disposal/Recycling of Leaves and Vegetative Waste Disposal/Recycling Service
- 2009:186 Authorize Renewal of Membership in the Bergen County Municipal Joint Insurance Fund
- 2009:187 Approve Raffle License #2009:21 for St. Joseph Council #3814 Knights of Columbus for an Off-Premise 50/50
- 2009:188 Approve refunds of 2007 and 2008 tax overpayments as a result of State of New Jersey Tax Court Judgment – Block 1304 Lot 5
- 2009:189 Approve refund of 2008 tax overpayment as a result of State of New Jersey Tax Court Judgment – Block 1522 Lot 13
- 2009:190 Approve refund of Zoning Board Escrow balance to Steven Bengel, 469 Capitol Road in the amount of \$300.00

VOTE ON RESOLUTIONS

Council President DeLucia made a motion to approve the consent agenda consisting of resolutions #2009:176, 2009:177, 2009:180 through 2009:183, and 2009:185 through 2009:190.

Councilwoman Subrizi seconded the motion. All present in favor, none opposed.

Councilwoman Duffie made a motion to approve resolution #2009:184. Council President DeLucia seconded the motion. The motion passed on a roll call vote as follows:

For the motion: Zeilner, Duffie, DeLucia, Putrino

Against the motion: Bachmann, Subrizi

Abstain: None

In casting her vote for the motion Councilwoman Duffie commented the Developer's Agreement does not change anything that was decided at the Planning Board level.

COMMENTS FROM THE PUBLIC

Councilwoman Subrizi made a motion to open the meeting to the public. The motion was seconded by Councilwoman Duffie. All present in favor, none opposed.

Mr. Dan Conner came forward to address the Council. Mr. Conner commented the driveway on River Road at Madison Plaza was supposed to remain closed until a Certificate of Occupancy (C.O.) was issued. He stated it was open while paving was being completed on the side of the building, but the paving is complete and the driveway remains open. He stated the contractor was intending to put an opening in the fence between the High School and Madison Plaza and the Board of Education told him not to do it. He commented there is no silt fence at the back of the property and residual dirt comes into the tennis courts. He concluded by stating he feels the Council should put a resolution on saying they disagree with opening the driveway next to the High School.

Councilwoman Subrizi responded the Planning Board is on record as having opposed the driveway and within a year of opening it will be revisited and can be closed if it proves to be a problem. She added, the Council is against it, the Chief is against it. Mr. Conner stated the Board of Education filed a motion with the County Planning Board saying they were not noticed.

The Mayor stated proper notice was given and received by the New Milford Planning Board. He added the driveway was originally placed closer to Madison Avenue and the County changed it to the current location. The Administrator will speak to the Building Department to ensure the driveway remains closed until after the C.O. is issued.

Councilman Bachmann commented he has not seen the Developer's Agreement signed by the Mayor. He added, the agreement states the construction will be complete by July 9th and it is now August. The Administrator responded that recent legislation, the Permit Extension Act, has extended the deadline by which all construction must be completed, noting it is out of the Borough's hands.

Mr. Angelo DeCarlo commented the original plan called for two-way traffic both in and out. The Planning Board objected to having two-way traffic at the North driveway and it was changed.

Mr. Nick D'Amileo, 34 Trench Drive, commented left hand turns should be prohibited out of the CVS driveway. He was advised left hand turns would be prohibited.

Ms. Joanne Prisendorf, River Road, commented it is not easy to make the turn around the island; it is difficult with big trucks and it makes it difficult to see small children.

Mr. Arthur Dalton, 459 James Street, questioned the recently passed "No Parking" ordinance. He asked why the residents in the neighborhood were not kept informed and commented there is equipment in town that is not used. He added the residents do not believe one side of the street parking is needed. Mayor DeBari responded the ordinance has already been adopted; it has been through its second reading. Mr. Dalton said he was promised by the Council to be kept informed and he is upset that it was not done the way it was promised. The Mayor apologized to Mr.

Dalton if he felt he was not kept informed but stated the discussion regarding the parking situation on these streets has been going on for more than two years.

Mr. Paul Martinelli, 438 James Street commented there are other safety issues to consider. He noted James Street is heavily used when school is session and restricted parking will make it more difficult for parents. He expressed concern the restriction to one side would create a speedway.

Ms. Peggy Saslow, 278 Ridge Street, came forward to address the Council. Ms. Saslow said she had contacted both the Building Department and Property Maintenance and is now asking the Council to clean up the "dump" at 282 Ridge Street. Ms. Saslow read a letter from Mr. Louis Fallon, 1070 Allessandrini, into the record expressing a similar sentiment. Ms. Saslow referenced a number of borough ordinances she believes are being violated including litter on sidewalks and preventing the accumulation of litter at construction sites. She presented a petition with 150 signatures. She reported she had been told by Property Maintenance it is an active construction site; she claimed it has been sitting for ten months and the builder is out of money. She added she believes that others are dumping on the property.

Council President DeLucia said she agrees with Ms. Saslow and she too has reported it to Property Maintenance. She noted the entrances have been boarded but the open seepage pits are still in the yard.

Mr. Mitchell Fried, 279 Ridge Street, stated his agreement with the comments on 282 Ridge calling it a monstrosity and commenting on the mosquitoes.

Ms. Hedy Grant, 175 Boulevard, asked to be added to the notification list for the Hirschfeld Mitigation project. The Administrator will ask the Engineer to have her added to the list.

Mr. Mike Brattigan, James Street, commented he was dismayed the parking ordinance had already been approved because the residents were told that someone would get back to them on it. He commented to abandon the privilege to park on one side of the street is a hardship. He asked the Council to reconsider their decision.

Mr. Joseph Steele, 377 Hoffman Avenue, commented the posters from the recent carnival still remain posted as do many garage sale posters after the date of the sale. The Administrator will ask Property Maintenance to follow up. Mr. Steele commented on the attendants at the carnival, noting their use of cell phones, blasting music, and the use of profanity. The Mayor will relay Mr. Steele's concerns to the VFW.

Mr. D'Amelio commented on the previous discussion on Ridge Street and asked if bonds were obtained to guarantee its completion. Ms. DeLucia replied the project was not reviewed by any board because it is being built within all of the zoning limitations. Mr. D'Amelio reported that 119 Center Street has been empty for a year and it is in disrepair. Property Maintenance will be asked to follow up.

Ms. Donna Collucci, 223 Bergen Avenue, stated the tree was cut down in front of 226 and she thanked the Council. Regarding Madison Plaza she said she was pleased to see the driveway

opened on River Road to complete the paving on the side of the building but she agrees it should now be closed until a C.O. is issued.

Mr. Eddie Prevot, 281 Ridge Street, asked the Council how they would feel if 282 Ridge was in their neighborhood. She commented she does not believe the seepage pits are adequate and somebody should look at this property.

Mr. Phil Giambalvo, 1099 Boulevard, asked how they got a permit to do an eleven foot basement given the water table in the area. Councilwoman Subrizi stated she was informed there is no BOCA code to preclude a basement depth of eleven feet. She added in order to circumvent the height restrictions the builder went deeper. She noted they started with one seepage pit and are now up to three and she is not sure it will be enough.

Mr. Howard Berner, 145 Terrace Place, asked why Councilwoman Duffie is not livid instead of thanking neighbors for being patient.

Mr. Prevot questioned the effectiveness of the seepage pits if they are installed too low in the water table.

Ms. Gus Bachmann, 258 Stevens Court, stated he received a letter dated May 18th from the Borough requesting access to his property. He read from a letter from Boswell dated August 18th and questioned the duplication of effort. The Administrator explained the letter from the Borough was to request permission for access to the property and the Boswell letter was to notify the residents of the permit application submittal.

A resident named Dorothy from Ridge Street asked why the town could not take the construction materials from Ridge Street and sell them. It was explained that this is private property and the Borough cannot just take the materials.

Ms. Marilyn Bachmann, 258 Stevens Court, asked if anyone knew what stores would be going into Madison Plaza. Mayor DeBari said the landlord is under no obligation to tell the town ahead of time who the tenants would be.

Mr. Brett Dzadik, 797 Columbia Street, reported the barrier on River Road at the bend near Burger King was removed by the county and they are not intending to replace it. The Mayor said he will check the status with the County Engineer.

Mr. Bachmann questioned all the money spent on flood mitigation noting the plans have changed and stating his opinion that there is not good communication. He stated the trees were removed to put in water retention pits and now the Borough is not going to do the retention pits. He said without communication money gets spent for no gain.

Ms. Grant said she wanted to compliment the company who installed the driveway aprons on her portion of the Boulevard stating that they did their best to minimize the inconvenience to the residents and expressing her hope the paving company will do the same.

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

ADMINISTRATOR:

The Administrator reported Community Development applications are due by October 9th. She reminded the Council that only certain items and/or areas are eligible. She suggested the Council consider applying for a second round of funding to complete the handicap ramps for which we received partial funding through last year's CD grant. She advised the estimate to complete the work is \$190,000. She additionally reported on approximately 300 feet of sunken storm sewer pipes that need replacement on Faller Drive between the circle and Bulger Avenue. The estimated cost of this work is \$50,000. The Council agreed to both applications and a resolution will be drafted to authorize Capital Alternatives to prepare both applications.

The Administrator referenced a request from the Gloria Dei Church asking the Council to waive the permit fees associated with repairs to be made at the church. All present agreed to waive the fees.

The Administrator referenced a request from the Fire Department to borrow a roll-off container from the DPW for use in two upcoming parades. All present in favor.

The Administrator asked that anyone interested in obtaining a conference badge for the League of Municipalities please let her know as soon as possible.

The Administrator reported she has received an inquiry from a former Ambulance Corps member who is questioning the liquidation of her LOSAP account. The former member is claiming that although she only qualified for LOSAP for three years, she has more than the five years of service required for vesting. Councilman Bachmann will discuss it with the Ambulance Corps to get their feedback. Mr. Moscaritolo will review the current Borough Ordinance. The matter will be relisted for discussion on the September 14th agenda.

The Administrator reported she has authorized the change to induction for the lights previously identified by PSE&G and discussed by the Council. The authorization was based upon her 8/20 email to the Council for which she received no objection.

The Administrator reported the "No Parking" signs for Madison Avenue and the streets outlined in the recently adopted ordinance have been ordered.

The Administrator referenced the memo from Sgt. Jones in which he has requested West Street be designated as a "No Parking" zone during school hours. She reported the Chief of Police is aware of the recommendation and is in favor of it. The Council asked to have time to review the recommendation. The matter will be relisted for discussion on the September 14th agenda.

COUNCIL:

Councilman Putrino reported that Fire Inspector Mark Longo has retired and moved out of state. He additionally reported Deputy Chief Peter Torpie has resigned his position as an officer. He

will continue to serve in the Fire Department. Councilman Putrino explained since there is more than three months left in the year a new officer must be elected. The election will be held the second Monday in September.

Councilman Putrino reported Borough Photographer Kathy Carter has resigned as she is away at school.

Councilman Putrino reported on a resident letter received and reviewed by the Shade Tree Commission. The Commission has determined the trees in question are on private property and can be removed by the homeowner. The Administrator will notify the homeowner.

The Council asked the Administrator to contact Boswell Engineering to request a response to the letter sent last month with regard to the delay in obtaining the DEP permit for the Hirschfeld Brook Flood Mitigation project.

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

CLOSED SESSION:

1. Pending Litigation
2. Review of Closed Session Minutes

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

OPEN SESSION:

Councilman Bachmann made a motion to approve the minutes from the March 9, 2009, March 23, 2009 and the May 18, 2009 closed session meetings. Councilman Putrino seconded the motion. All present in favor, none opposed. Council President DeLucia abstained from the approval of the March 9th and March 23rd closed session minutes as she had not attended the meetings.

ADJOURNMENT

Councilwoman Subrizi made a motion to adjourn. Councilman President DeLucia seconded the motion. All present in favor, none opposed. Time 11:59 PM.

Respectfully submitted,



Christine Demiris
Borough Clerk

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009: 176

Offered by: N. J. S. P.

Seconded by: Ann Subrizi

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:

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	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
MAYER (Tia)				
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 August 24 2009

SEAL

Christine Bernier

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:177Offered by: [Signature]Seconded by: Gina DeLucia

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 \$ 3,224,938.68.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
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 August 24 2009

SEAL

Christine Bernier

BOROUGH OF NEW MILFORD**Bill list****7/16 - 7/31/09 PAYROLL**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PAYROLL	866.67	7/16 7/31/09 PAYROLL	GENERAL	49448
PAYROLL	8123.22	7/16 7/31/09 PAYROLL	MUNICIPAL	49448
PAYROLL	9036.59	7/16 7/31/09 PAYROLL	COLLECTION	49448
PAYROLL	1415.70	7/16 7/31/09 PAYROLL	ASSESSMENT	49448
PAYROLL	583.33	7/16 7/31/09 PAYROLL	ASSESSMENT	49448
PAYROLL	5815.88	7/16 7/31/09 PAYROLL	CODE	49448
PAYROLL	313.22	7/16 7/31/09 PAYROLL	RENT	49448
PAYROLL	1673.90	7/16 7/31/09 PAYROLL	POLICE	49448
PAYROLL	4744.41	7/16 7/31/09 PAYROLL	POLICE	49448
PAYROLL	20884.76	7/16 7/31/09 PAYROLL	POLICE	49448
PAYROLL	122835.22	7/16 7/31/09 PAYROLL	POLICE	49448
PAYROLL	1200.00	7/16 7/31/09 PAYROLL	POLICE	49448
PAYROLL	100.00	7/16 7/31/09 PAYROLL	UNIFORM	49448
PAYROLL	438.68	7/16 7/31/09 PAYROLL	UNIFORM	49448
PAYROLL	556.44	7/16 7/31/09 PAYROLL	PUBLIC	49448
PAYROLL	55191.00	7/16 7/31/09 PAYROLL	PUBLIC	49448
PAYROLL	550.00	7/16 7/31/09 PAYROLL	PUBLIC	49448
PAYROLL	1859.13	7/16 7/31/09 PAYROLL	RECYCLING	49448
PAYROLL	106.44	7/16 7/31/09 PAYROLL	PUBLIC	49448
PAYROLL	3074.73	7/16 7/31/09 PAYROLL	PUBLIC	49448
PAYROLL	4273.67	7/16 7/31/09 PAYROLL	BOARD OF	49448
PAYROLL	2227.33	7/16 7/31/09 PAYROLL	RECREATION	49448
PAYROLL	425.00	7/16 7/31/09 PAYROLL	RECREATION	49448
PAYROLL	4140.00	7/16 7/31/09 PAYROLL	RECREATION	49448
PAYROLL	5535.00	7/16 7/31/09 PAYROLL	RECREATION	49448
PAYROLL	4775.00	7/16 7/31/09 PAYROLL	RECREATION	49448
PAYROLL	3512.66	7/16 7/31/09 PAYROLL	SENIOR	49448
PAYROLL	19721.84	7/16 7/31/09 PAYROLL	LIBRARY	49448
PAYROLL	0.00	7/16 7/31/09 PAYROLL	SENIOR	49448
PAYROLL	1277.78	7/16 7/31/09 PAYROLL	SENIOR	49448
PAYROLL	3526.92	7/16 7/31/09 PAYROLL	POLICE	49448
PAYROLL	6072.76	7/16 7/31/09 PAYROLL	MUNICIPAL	49448
PAYROLL	9021.16	7/16 -7/31/09 FICA BORO SHARE	SOCIAL	49449
PAYROLL	3976.50	7/16 - 7/31/09 MEDICARE BORO SHARE	SOCIAL	49450

Total**307855****Total Bill List:**

307854.94

BOROUGH OF NEW MILFORD**Bill list****8/1 -8/15/09 PAYROLL**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PAYROLL	866.67	8/1 - 8/15/09 PAYROLL	GENERAL	49451
PAYROLL	8123.22	8/1 - 8/15/09 PAYROLL	MUNICIPAL	49451
PAYROLL	8199.11	8/1 - 8/15/09 PAYROLL	COLLECTION	49451
PAYROLL	1297.73	8/1 - 8/15/09 PAYROLL	ASSESSMENT	49451
PAYROLL	583.33	8/1 - 8/15/09 PAYROLL	ASSESSMENT	49451
PAYROLL	5835.88	8/1 - 8/15/09 PAYROLL	CODE	49451
PAYROLL	276.27	8/1 - 8/15/09 PAYROLL	RENT	49451
PAYROLL	1385.55	8/1 - 8/15/09 PAYROLL	POLICE	49451
PAYROLL	4622.92	8/1 - 8/15/09 PAYROLL	POLICE	49451
PAYROLL	18158.97	8/1 - 8/15/09 PAYROLL	POLICE	49451
PAYROLL	122835.22	8/1 - 8/15/09 PAYROLL	POLICE	49451
PAYROLL	438.68	8/1 - 8/15/09 PAYROLL	UNIFORM	49451
PAYROLL	2155.44	8/1 - 8/15/09 PAYROLL	PUBLIC	49451
PAYROLL	55191.00	8/1 - 8/15/09 PAYROLL	PUBLIC	49451
PAYROLL	550.00	8/1 - 8/15/09 PAYROLL	PUBLIC	49451
PAYROLL	1859.13	8/1 - 8/15/09 PAYROLL	RECYCLING	49451
PAYROLL	661.99	8/1 - 8/15/09 PAYROLL	PUBLIC	49451
PAYROLL	3074.73	8/1 - 8/15/09 PAYROLL	PUBLIC	49451
PAYROLL	4273.67	8/1 - 8/15/09 PAYROLL	BOARD OF	49451
PAYROLL	7310.00	8/1 - 8/15/09 PAYROLL	RECREATION	49451
PAYROLL	7375.00	8/1 - 8/15/09 PAYROLL	RECREATION	49451
PAYROLL	3078.69	8/1 - 8/15/09 PAYROLL	SENIOR	49451
PAYROLL	20947.37	8/1 - 8/15/09 PAYROLL	LIBRARY	49451
PAYROLL	0.00	8/1 - 8/15/09 PAYROLL	SENIOR	49451
PAYROLL	1277.78	8/1 - 8/15/09 PAYROLL	SENIOR	49451
PAYROLL	3526.92	8/1 - 8/15/09 PAYROLL	POLICE	49451
PAYROLL	3864.42	8/1 - 8/15/09 PAYROLL	MUNICIPAL	49451
PAYROLL	8843.01	8/1 - 8/15/09 FICA BORO SHARE	SOCIAL	49452
PAYROLL	3835.85	8/1 - 8/15/09 MEDICARE BORO SHARE	SOCIAL	49453

Total**300449****Total Bill List:**

300448.55

BOROUGH OF NEW MILFORD**Bill list****AUGUST 24, 2009 CAPITAL**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NORTH JERSEY MEDIA	56.24	AD#2609463 (ORD.2009-:07)	2009	4400
BOSWELL MCCLAVE	2482.00	INV.42255 7/14/09 NM481 HIRSCHFELD	2007	4401
BOSWELL MCCLAVE	161.00	INV.42257 7/15/09 NM517 NJ DOT	2009-10	4402
BOSWELL MCCLAVE	6191.75	INV.42368 7/15/09 NM521 CDBG	2009	4403
BOSWELL MCCLAVE	2191.00	INV.42388 7/16/09 NM518 RIVERSIDE	2009	4404
BOSWELL MCCLAVE	2099.00	INV.43039 8/5/09 NM481 HIRSCHFELD	HIRSCHFIELD	4405
BOSWELL MCCLAVE	322.00	INV.43040 8/5/09 NM505 T-BALL	2009	4406
BOSWELL MCCLAVE	322.00	INV.43043 8/5/09 NM517 NJDOT MUN.	2009-10	4407
BOSWELL MCCLAVE	1610.00	INV.43044 8/5/09 NM521 SANITARY	2009	4408

Total 15435.0**Total Bill List: 15434.99**

BOROUGH OF NEW MILFORDBill listAUGUST 24, 2009

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
DEPOSITORY TRUST	40862.50	WIRE TRANSFER 7/31/09 BOND	INTEREST ON	49454
KATES, NUSSMAN,	3500.00	BL.1304/LT.5 2007 TAX COURT	REFUNDS	49455
KATES, NUSSMAN,	3668.00	BL.1304 LOT 5 2008 TAX COURT	REFUNDS	49456
NATHAN MUSHE &	2768.82	BL.1522/LT.13 2008 TAX COURT	REFUNDS	49457
NEW MILFORD BOARD	2130469.50	AUGUST 2009 SCHOOL APPROPRIATION	SCHOOL	49458
BERGEN CTY	3492.25	APRIL/MAY/JUNE 2009 SEWER BACKUP	INSURANCE	49459
FORD MOTOR CREDIT	1646.93	ACCT. 5381012 PAYMENT NO. 23 (2)	POLICE	49460
STATE OF NEW	322.50	2008 CATASTROPHIC ILLNESS FUND	SOCIAL	49461
MARY BETH HUBBARD	144.02	REIMB. COPYING OF GRANT (10	SENIOR	49462
EDIE RYERSON	65.00	8/5/09 RECREATION MEETING MINUTES	RECREATION	49463
EDIE RYERSON	65.00	7/30/09 RENT LEVELING MEETING	RENT	49464
TERRI L. SMITH,	350.00	7/28/09 CHC 3.5 HRS	BOARD OF	49465
NELSON-PATTERSON	1016.50	SEPTEMBER FIREMEN'S LIFE INS.	INSURANCE	49466
OXFORD HEALTH	123812.43	SEPTEMBER PREMIUM	INSURANCE	49467
FLAGSHIP HEALTH	157.90	AUGUST 2009 PREMIUM	INSURANCE	49468
VERIZON	125.59	265-1712, 265-1631 7/19-8/18/09	O/E	49469
VERIZON	2485.31	967-5044 7/28-8/27/09	O/E	49470
VERIZON	30.24	986-1705 7/22-8/21/09 DOMESTIC	O/E	49471
VERIZON	30.28	967-5190 7/28-8/27/09 TAX	O/E	49472
CLINTON-BERGEN	750.00	2008 RIGHT TO KNOW SURVEY	BOARD OF	49473
NORTHWEST BERGEN	7000.00	3RD QTR 2009 DISPATCH SERV.FEE	POLICE	49474
UNITED STATES	1600.00	ACCT.15447170 POSTAGE	MUNICIPAL	49475
UNITED STATES	0.00	ACCT.15447170 POSTAGE	ASSESSMENT	49475
UNITED STATES	400.00	ACCT.15447170 POSTAGE	ASSESSMENT	49475
RICCIARDI BROTHERS	405.00	INV.118285 5/20/09 LINE	RECREATION	49476
CABLEVISION	0.00	JULY 2009 REC., DPW, FIRE#1 	MUNICIPAL	49477
CABLEVISION	179.48	JULY 2009 REC., DPW, FIRE#1 	MUNICIPAL	49477
CABLEVISION	49.95	JULY 2009 REC., DPW, FIRE#1 	PUBLIC	49477
CABLEVISION	59.95	JULY 2009 REC., DPW, FIRE#1 	RECREATION	49477
CABLEVISION	0.00	AUGUST 2008 REC,DPW, FD# 1 & 2	MUNICIPAL	49478
CABLEVISION	179.49	AUGUST 2008 REC,DPW, FD# 1 & 2	MUNICIPAL	49478
CABLEVISION	49.95	AUGUST 2008 REC,DPW, FD# 1 & 2	PUBLIC	49478
CABLEVISION	59.95	AUGUST 2008 REC,DPW, FD# 1 & 2	RECREATION	49478
WINE & ROSES, INC.	75.00	FRUIT BASKET-SCHAFFENBERGER'S	ZONING	49479
ONE CALL SYSTEMS,	44.00	INV.IVC0144982 40 JULY 2009	O/E	49480
HARRIS UNIFORMS	86.65	INV.17237 KEEPER LOOPS,RADIO	POLICE	49481
PORTER LEE	709.00	INV.8239 ANN. SUPPORT(BEAST	POLICE	49482
UNION PEN COMPANY	472.44	210 WINCHELL PENS, 105 AVNER CURVE	RECYCLING	49483
HOLY NAME HOSPITAL	250.00	3 CHAIN OF CUSTODY 6/9/09 & 2 ON	PUBLIC	49484
DAVID WEBER OIL	521.50	INV.364224 1 55 GAL DRUM ULTRA	O/E GAS &	49485
IRON MOUNTAIN	164.51	INV.ANJ4030 AUGUST STORAGE N2194	MUNICIPAL	49486
CHRYSLER PLYMOUTH	1608.98	INV.12495 REPAIR CAR	FIRE O/E	49487
SPECIALITY	14300.00	INV.5325 NEW MOHAWK LIFE	PUBLIC	49488
RACHLES/MICHELE'S	1447.09	INV.95121 784.8 GALS DIESEL FUEL	O/E GAS &	49489
RACHLES/MICHELE'S	832.89	INV.95584 407.1 GALS DIESEL	O/E GAS &	49490
WILFRED MAC DONALD	138.24	INV.151595 BLADES FOR JACOBSEN	PUBLIC	49491
AAA EMERGENCY	225.00	INV.199557 16" RESCUE	FIRE O/E	49492

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
J.E. RODGERS	756.00	INV.3411 18 30 X 30 STOP SIGN	PUBLIC	49495
NORTH JERSEY MEDIA	764.54	8 JUNE ADS ACCT.1101720	MUNICIPAL	49494
NORTH JERSEY MEDIA	48.63	AD#2621042 6/13/09 ALASIO DECISION	ZONING	49495
NORTH JERSEY MEDIA	53.35	AD#2621049 6/13/09 STANCATO DEC.	ZONING	49496
NORTH JERSEY MEDIA	658.11	6 ADS IN JULY ACCT.1101720	MUNICIPAL	49497
KEN SMITH	237.13	INV.92819,93004,CM93004 VEHICLE	VEHICLE	49498
KEN SMITH	729.90	INV.93123 REPL. BACK GLASS WINDOW	PUBLIC	49499
OLD NATIONAL BANK	301.62	INV.94079 COPIER LEASE	MUNICIPAL	49500
OLD NATIONAL BANK	150.82	INV.94079 COPIER LEASE	COLLECTION	49500
OLD NATIONAL BANK	150.82	INV.94079 COPIER LEASE	ASSESSMENT	49500
OLD NATIONAL BANK	150.82	INV.94079 COPIER LEASE	CODE	49500
OLD NATIONAL BANK	452.46	INV.94079 COPIER LEASE	POLICE	49500
OLD NATIONAL BANK	0.00	INV.94079 COPIER LEASE	PUBLIC	49500
OLD NATIONAL BANK	150.82	INV.94079 COPIER LEASE	PUBLIC	49500
OLD NATIONAL BANK	150.82	INV.94079 COPIER LEASE	BOARD OF	49500
OLD NATIONAL BANK	150.82	INV.94079 COPIER LEASE	MUNICIPAL	49500
MAIN AUTO SUPPLY	1413.46	13 INVOICES	PUBLIC	49501
XTEL	246.93	JULY LONG DISTANCE	O/E	49502
SPIRIT CRUISES	440.00	DEPOSIT-9/24/09 SR. LUNCHEON	SENIOR	49503
THE STAR LEDGER	335.00	LEGAL AD#102924716 SOLID WASTE BID	MUNICIPAL	49504
PALISADES SALES	55.00	INV.950164 INCREASE RAM-BD OF	BOARD OF	49505
BERGEN MOBILE	225.00	INV.320 CONCRETE FOR NEW CATCH	PUBLIC	49506
SANITATION	124.67	INV.31327 PARTS TO REPAIR GARBAGE	PUBLIC	49507
BROOKCHESTER	46758.45	JANUARY-JUNE 2009 GARBAGE REIMB.	GARBAGE &	49508
WELLS, JAWORSKI &	1000.00	JULY RENT LEVELING SERVICES	RENT	49509
KAUKER & KAUKER,	1837.50	MAY & JUNE 2009 COAH SERVICES	MUNICIPAL	49510
KAUKER & KAUKER,	1077.50	INV.2009-184 JULY 2009 COAH	MUNICIPAL	49511
ARTHUR M. NEISS,	1587.50	INV.336894 DORCHESTER VS. ZONING	LEGAL	49512
ARTHUR M. NEISS,	187.50	INV.336893 HOVNANIAN SCHL CHANGE	PLANNING	49513
S. GREGORY	7400.00	59.20HRS APRIL 2009 SERVICES	LEGAL	49514
RUDERMAN &	4247.50	JULY 2009 PROFESSIONAL SERVICES	LEGAL	49515
BOSWELL MCCLAVE	483.00	INV.43041 8/5/09 NM512-GENERAL	ENGINEERING	49516
STEWART BUSINESS	14.33	INV.16B437 QTRLY COPIER MACHINE	SENIOR	49517
STEWART BUSINESS	203.00	INV.16A885 6/23-7/23/09 COPIER	MUNICIPAL	49518
QUALITY COOLING	390.00	INV.532109 REPAIR A/C UNIT LEAKING	PUBLIC	49519
PAYCHEX	868.94	JULY PAYROLL INV.113337,114868	MUNICIPAL	49520
SHOP RITE OF NEW	249.57	INV.1310080102 7/29/09 PICNIC	RECREATION	49521
SHOP RITE OF NEW	283.01	INV.1310080020 6/28/09 SUMMER REC	RECREATION	49522
SHOP RITE OF NEW	225.47	JULY INVOICES ACCT#3563	SENIOR	49523
KEY EQUIPMENT	68.46	JULY COPIER LEASE INV.591260389	SENIOR	49524
ARROW ELEVATOR	185.00	INV.36174 AUGUST ELEVATOR MAINT.	PUBLIC	49525
GATES FLAG &	760.00	INV.148713 REPL.POLES & FLAGS FOR	PUBLIC	49526
OFFICE DEPOT, INC.	264.54	COFFEE INV.464705755,463968358-001	PUBLIC	49527
OFFICE DEPOT, INC.	223.41	INV.480328618001 7/9/09 TONER AND	COLLECTION	49528
SOME'S UNIFORMS,	346.00	INV.113382 BELT, HOLSTER, BOOTS	POLICE	49529
KEEP AMERICA	307.85	INV.40140,41587 200 COLORING	RECYCLING	49530
RUTGERS UNIVERSITY	432.00	9/9,16 & 23 C.NAUMOV-CLERK'S	MUNICIPAL	49531
MILLENNIUM VISUAL	438.27	JULY, AUG, SEPT. LED SERVICE	MUNICIPAL	49532
QUENCH	183.00	INV.8674058 BORO HALL & SR. CTR	PUBLIC	49533
QUENCH	0.00	INV.8674058 BORO HALL & SR. CTR	SENIOR	49533
QUENCH	183.00	INV.8674058 BORO HALL & SR. CTR	SENIOR	49533
GRAINGERS INC.	194.98	FLUSHOMETER PARTS	PUBLIC	49534
GRAINGERS INC.	103.33	INV.9033884694 TIME	PUBLIC	49535
AMERICANWEAR	32.00	ACCT. 2175JULY UNIFORMS	RECYCLING	49536
AMERICANWEAR	632.00	ACCT. 2174 JULY 2009 UNIFORMS	PUBLIC	49537

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
560 PALASCA & SON	159.95	INV.1482 CHARGE A/C UNIT ELGIN	PUBLIC	49538
TRAFFIC CONTROL	335.00	INV.601840 CLEAN SIGNAL CONTACT	POLICE	49539
AMBASSADOR	328.75	INV.39479 6/29/09 KOREAN	MUNICIPAL	49540
LAWSON PRODUCTS,	196.22	INV.8319145 WEED KILLER/SPRAY PUMP	PUBLIC	49541
LL'S INC.	305.00	INV.5991542801027 12 BREAKAWAY	POLICE	49542
GALL'S INC.	201.00	INV.5991542301010 5 BLACKHAWK	POLICE	49543
GALL'S INC.	140.00	ZIP BOOT, SOCKS-DIGENIO	POLICE	49544
ALLIED OIL COMPANY	2838.66	INV.802356 7/16-7/29/09 1325.3	O/E GAS &	49545
GUARD LINE FIRE &	79.95	INV.51856 CALIBRATE 5 STAR METER	FIRE O/E	49546
ALLIED OIL COMPANY	2514.55	INV.801680 7/30-8/12/09 1111.7	O/E GAS &	49547
D. & E. UNIFORMS	471.80	INV.45452,45457 OLESKOWICZ, LONG	POLICE	49548
D. & E. UNIFORMS	70.00	INV #45395 MARSALL REPLACE PANTS	POLICE	49549
DELTA PRODUCTS	400.70	INV.164958 MISC SUPPLIES FOR DPW	PUBLIC	49550
CHIEF SUPPLY	120.89	INV.278260 SURGICAL POWDER FREE	PUBLIC	49551
LAWSON PRODUCTS,	1336.50	35 CLEAN BUOY CHEMICALS FOR	PUBLIC	49552
HUDSON TIRE	1269.96	INV.132457,133032 NEW TIRES/MOUNT	PUBLIC	49553
JOHNSON & SONS,	191.40	INV. 641984	RECYCLING	49554
SHAMROCK PRINTING	47.52	500 #10 NMFD ENVELOPES INV.13178	FIRE O/E	49555
BATTERY ZONE	80.70	20 PAGER BATTERIES INV. SI79082	FIRE O/E	49556
AUTOMOTIVE BRAKE	390.00	INV. 70532 REBUILT AIR COMPRESS	PUBLIC	49557
MAIN LOCK SHOP	24.50	INV.94616 PADLOCK & CHAIN FOR GUN	POLICE	49558
DAVID WEBER OIL	484.80	INV.364223 1 55 GAL DRUM 15W40	O/E GAS &	49559
LEXIS NEXIS	182.00	INV.907250217 JULY 2009 ONLINE	O/E	49560
PALMERS HOME	78.79	INV.614087,614091,614284,614320,61	PUBLIC	49561
PALMERS HOME	26.78	INV.614285,614113	PUBLIC	49562
FIRESTONE COMPLETE	170.06	INV. 82712 7/29/09 2 TIRES FOR	PUBLIC	49563
TRICO EQUIPMENT	138.20	INV.PT90773 PARTS FOR CASE	PUBLIC	49564
WER CLEANING	1105.00	AUGUST BORO HALL & DPW CLEANING	PUBLIC	49565
TOWER CLEANING	550.00	AUGUST SR CENTER CLEANING	SENIOR	49566
UNITED WATER NEW	14057.59	JULY 2009 HYDRANT CHARGES	O/E WATER	49567
NATURES CHOICE	836.00	80 YDS BRANCH DISPOSAL 6/29 &	RECYCLING	49568
NATURES CHOICE	2280.00	190 YDS GRASS DISPOSAL 7/1,7/6,7/8	RECYCLING	49569
NATURES CHOICE	356.00	40 YDS BRANCH DISPOSAL 7/8/09	RECYCLING	49570
NATURES CHOICE	510.00	30 YDS LOG DISPOSAL 7/9/09	RECYCLING	49571
NATURES CHOICE	222.50	25 YDS BRANCH DISPOSAL 7/8/09	RECYCLING	49572
NATURES CHOICE	1920.00	160 YDS GRASS DISPOSAL 6/3,7/15 &	RECYCLING	49573
NATURES CHOICE	712.00	80 YDS BRANCH DISPOSAL 7/17,	RECYCLING	49574
NATURES CHOICE	1320.00	110 YDS GRASS DISPOSAL 7/28, 7/29	RECYCLING	49575
TILCON NEW YORK,	728.75	11.13 TONS ASPHALT FOR RD REPAIRS	PUBLIC	49576
TILCON NEW YORK,	301.02	4.60TONS ASPHALT 7/13, 7/14/09	PUBLIC	49577
SCUFFY CARTING,	2441.42	JULY APT. RECYCLING INV.216985	RECYCLING	49578
SCUFFY CARTING,	14321.42	JULY RESIDENTIAL RECYCLING	RECYCLING	49579
WASTE MANAGEMENT	887.53	8.69TONS WASTE DISPOSAL 7/13/09	GARBAGE &	49580
WASTE MANAGEMENT	39749.60	AUGUST RESIDENTIAL GARBAGE	GARBAGE &	49581
PUBLIC SERVICE	0.00	JULY 2009 ELECTRICAL BILLING	O/E STREET	49582
PUBLIC SERVICE	9726.53	JULY 2009 ELECTRICAL BILLING	O/E STREET	49582
PUBLIC SERVICE	13609.91	JULY 2009 ELECTRICAL BILLING	O/E	49582
KEY EQUIPMENT	68.46	AUGUST COPY MACHINE LEASE	SENIOR	49583
DELTA DENTAL PLAN	9472.88	SEPTEMBER 2009 PREMIUM	INSURANCE	49584
TATE LINE	168.00	7 SCOTT BOTTLES TESTED INV.69088	FIRE O/E	49585
JOHN STORMER	1000.00	FIRE CHIEF'S EXPENSE-WILDWOOD	FIRE O/E	49586
TD EQUIPMENT	29541.90	LEASE# 40021055-1	BCIA	49587
TD EQUIPMENT	0.00	LEASE# 40021055-1	BCIA	49587
TD EQUIPMENT	2091.89	LEASE# 40021055-1	BCIA	49587
SARA P. REILLY	119.53	REIMB. MILEAGE, LUNCH, ENVELOPES FOR	MUNICIPAL	49588

Vendor

HUNTINGTON BAILEY,
UNITED WATER NEW

Amount Description

4964.98 TAX APPEALS BILLING
3269.24 JULY 2009 WATER

Account

LEGAL
O/E WATER

Check #

49589
49590

561

Total**2594452****Total Bill List:**

2594451.50

BILL LIST FOR MEETING OF:			
AUGUST 24, 2009			
DOG ACCOUNT			
VENDOR	CHECK NO.	AMOUNT	
NJ DEPT. OF HEALTH & SR. SERVICES	524	\$37.20	
	TOTAL	\$37.20	

Check Register

Page 1

Checking
8/17/2009

Date	Num	Transaction	Payment	C	Deposit	Balance
1/12/2009	201	P. S. E. & G. (Patterson, John 535 Windso...	150.00			1,178.03
1/29/2009	202	**VOID**Void		c		1,178.03
1/29/2009	203	JoAnn Falcone (reimbursement)	133.75			1,044.28
3/16/2009		cat: Other Inc Trans			112.80	1,157.08
4/3/2009	204	V erizon (Joyce Estes)	36.53			1,120.55
4/3/2009	205	P. E. & G (Joyce Estes) cat: Utilities:Gas & Electric	28.88			1,091.67
4/27/2009	206	Peggy Healy cat: Misc School Tuition	25.00			1,066.67
6/24/2009		cat: Other Inc			2,000.00	3,066.67
6/24/2009	207	JoAnn Falcone (reimbursement) cat: Misc	149.00			2,917.67
7/13/2009	208	Peggy Healy cat: Reimbursement for License	65.00			2,852.67
7/20/2009		Other Inc. Trans America			111.80	2,964.47
8/10/2009	209	P.S.E. & G Jeffrey Warren	300.00			2,664.47
8/13/2009	210	Affiliated Management - Walenza Family P...	250.00			2,414.47

\$ 550.00 *

*Other payments accounted for on previous bill lists.

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:178

Offered by: Bob Bee

Seconded by: Arthur Zilner

Resolution of the Borough of New Milford Making Application to the Local Finance Board Pursuant To N.J.S.A 40A:4-45.46

WHEREAS, the Mayor and Council of the Borough of New Milford in the County of Bergen desires to make application to the Local Finance Board for its approval of a proposed levy waiver pursuant to N.J.S.A. 40:4-45.46 and,

WHEREAS, the Mayor and Council believe that:

- (a) it is in the public interest to accomplish such purpose; and,
- (b) the Tax Levy CAP waiver is for the health, wealth, convenience or betterment of the inhabitants of the Borough of New Milford; and,
- (c) the proposal is an efficient and feasible means of providing services for the needs of the inhabitants of the Borough of New Milford and will not create an undue financial burden to be placed upon the Borough of New Milford;

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

Section 1. The application to the Local Finance Board is hereby approved, and the Chief Financial Officer, along with other representatives of the Borough of New Milford are hereby authorized to prepare such application and to represent the Borough of New Milford in matters pertaining thereto.

Section 2. The Municipal Clerk of the Borough of New Milford is hereby directed to file a copy of the proposed Tax Levy CAP waiver with the Local Finance Board as part of such application.

Section 3. The Local Finance Board is hereby respectfully requested to consider such application and to record its findings, recommendations and/or approvals as provided by the applicable New Jersey Statute.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
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 August 24, 2009.

Christine Bernius

SEAL

BOROUGH OF NEW MILFORD

Offered by: [Signature]

Seconded by: [Signature]

RESOLUTION TO AMEND BUDGET

WHEREAS, the local municipal budget for the year 2009 was approved on March 26, 2009 ; and,
WHEREAS, the public hearing on said budget has been held as advertised, and
WHEREAS, it is desired to amend said approved budget,

NOW, THEREFORE, BE IT RESOLVED, by the Governing Body of the Borough of New Milford, Bergen County, that the following amendments to the approved budget of 2009 be made:

RECORDED VOTE (Insert Last Names)	AYES	NAYS	ABSTAIN	From	To
(DELUCIA)	(((
(SUBRIZI)	(((
(PUTRINO)	(((
(ZEILNER)	(((
(DUFFIE)	(((
(BACHMAN)	(((

CURRENT FUND BUDGET

ANTICIPATED REVENUES

3. Miscellaneous Revenues - Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues Offset with Appropriations			
Clean Communities 2009	0.00	24,174.63	
COPS In School	106,810.56	0.00	
ADA Improvements Polling Places	0.00	12,600.00	
Total Section F: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Public and Private Revenues	154,839.77		84,803.84
3. Miscellaneous Revenues - Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items			
Cable TV Franchise Fee	49,000.00	47,397.00	
Recycling Revenue	165,000.00	90,000.00	
COPS in School New Milford BOE	0.00	106,810.56	
Total Section G: Special Items of General Revenue Anticipated with Prior Written Consent of Director of Local Government Services - Other Special Items	340,155.65		370,363.21
TOTAL MISCELLANEOUS REVENUES	3,210,454.42		3,170,626.05
5. SUBTOTAL GENERAL REVENUES (Items 1, 2, 3 and 4)	4,259,754.42		4,219,926.05

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

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

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

7. TOTAL GENERAL REVENUES (Items 5 and 6)

APPROPRIATIONS

8. (A) Operations Within "CAPS"

Municipal Clerk

Other Expenses

Planning Board

Other Expenses

Zoning Board

Other Expenses

Insurance

Employee Group Insurance

Police

Salaries and Wages

TOTAL OPERATIONS (Item 8(A) Within "CAPS")

TOTAL OPERATIONS INCLUDING CONTINGENT WITHIN "CAPS"

Detail:

Salaries and Wages

Other Expenses (Including Contingent)

(E) Deferred Charges and Statutory Expenditures - Municipal Within "CAPS"

Social Security (O.A.S.I.)

Police and Firemen's Retirement System of NJ

TOTAL DEFERRED CHARGES AND STATUTORY EXPENDITURES - MUNICIPAL WITHIN "CAPS"

(F) Judgments

(H-1) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES WITHIN "CAPS"

From	To
13,261,985.42	13,296,238.42
13,261,985.42	13,296,238.42
17,521,739.84	17,516,164.47
From	To
95,000.00	107,500.00
31,400.00	42,400.00
7,660.00	23,860.00
1,997,510.00	1,957,810.00
4,015,938.72	4,122,749.28
12,513,770.72	12,620,581.28
12,513,770.72	12,620,581.28
6,602,611.72	6,709,722.28
	0.00
	0.00
13,348,399.22	13,455,209.78

8. (A) Operations - Excluded from "CAPS"


	From	To
Public and Private Programs Offset by Revenues		
Clean Communities 2009	0.00	24,174.63
COPS in School	106,810.56	0.00
ADA Improvements Polling Places	0.00	12,600.00
Total Public and Private Programs Offset by Revenues	154,839.77	84,803.84
TOTAL OPERATIONS - EXCLUDED FROM "CAPS"	2,475,246.05	2,405,210.12
Detail:		
Salaries and Wages	536,246.84	429,436.28
Other Expenses	1,938,999.21	1,975,773.84
8. (D) Municipal Debt Service - Excluded from "CAPS"		
Interest on Bonds	209,899.00	167,549.00
TOTAL MUNICIPAL DEBT SERVICE EXCLUDED FROM "CAPS"	1,015,044.57	972,694.57
(H-2) TOTAL GENERAL APPROPRIATIONS FOR MUNICIPAL PURPOSES EXCLUDED FROM "CAPS"	3,736,540.62	3,624,154.69
(O) TOTAL GENERAL APPROPRIATIONS - EXCLUDED FROM "CAPS"	3,736,540.62	3,624,154.69
(L) SUBTOTAL GENERAL APPROPRIATIONS (Items (H-1) and (O))	17,084,939.84	17,079,364.47
9. TOTAL GENERAL APPROPRIATIONS	17,521,739.84	17,516,164.47

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 2009 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 Ridgewood News, in the issue of August 27, 2009, and that said publication contain notification of public hearing on said amendment to be held at the Municipal Building on September 14, 2009, at 7:00 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 24th day of August, 2009

Certified by me, this 24th day of August, 2009


Clerk

IT IS HEREBY CERTIFIED that the Adopted Budget Amendment annexed hereto and hereby made a part of the 2009 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 24th day of August, 2009


Registered Municipal Accountant

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:180

Offered by: Ann Subrizi

Seconded by: John S. P.

WHEREAS, N.J.S.A. 40A:5-4 requires an annual audit of all books, accounts, and financial transactions of the Borough be prepared within six (6) months after the close of the fiscal year; and

WHEREAS, the 2008 Municipal Audit was presented to the Mayor and Council on June 17, 2009 by Ferraioli, Wielkotz, Cerullo & Cuva, P.A.;

WHEREAS, the Mayor and Council have reviewed the 2008 Municipal Audit and have signed the "Certification of Governing Body;" and

WHEREAS, the Summary of Synopsis of the 2008 Municipal Audit was published in the Ridgewood News on June 26, 2009; and

WHEREAS, a Corrective Action Plan has been prepared by the Chief Financial Officer and presented to the Mayor and Council;

NOW THEREFORD, BE IT RESOLVED, that the Mayor and Council of the Borough of New Milford hereby approve the Corrective Action Plan for the 2008 Municipal Audit;

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Director of the Division of Local Government Services fulfilling the requirements of the 2008 Municipal Audit.

Member	Aye	No	Abstain	Absent
DELUCIA	<input checked="" type="checkbox"/>			
SUBRIZI	<input checked="" type="checkbox"/>			
PUTRINO	<input checked="" type="checkbox"/>			
ZEILNER	<input checked="" type="checkbox"/>			
BACHMANN	<input checked="" type="checkbox"/>			
DUFFIE	<input checked="" type="checkbox"/>			
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 August 24, 2009.

SEAL

8/25/09 C. DLGS

Cristine Adams

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:181

Offered by: [Signature]

Seconded by: [Signature]

WHEREAS, the Mayor and Council of the Borough of New Milford wish to enter into a Grant Agreement with the County of Bergen for the purpose of using \$60,000 in 2009 Community Development funds for Handicapped Curb Ramps; and

WHEREAS, the Mayor and Council hereby authorizes Mayor Frank DeBari to sign said grant agreement and further authorizes the Borough Clerk to attest to the same; and

WHEREAS, the Mayor and Council hereby authorizes the Borough Administrator to sign all county vouchers submitted in conjunction with the aforesaid project; and

WHEREAS, the Mayor and Council recognizes that the Borough of New Milford is liable for funds not spent in accordance with the Grant Agreement; and that liability of the Mayor and Council is in accordance with HUD requirements;

NOW THEREFORE BE IT RESOLVED that this resolution was adopted by the Mayor and Council of the Borough of New Milford at a meeting held on August 24, 2009, a copy of which shall be forwarded to County of Bergen, Division of Community Development, One Bergen County Plaza 4th Floor, Hackensack, NJ 07601.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
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 August 24, 2009.

SEAL

[Signature]

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:182Offered by: W. S. ParkSeconded by: [Signature]

WHEREAS, the Mayor and Council of the Borough of New Milford advertised for public bids in connection with Complete Solid Waste Collection Service from 1-4 Family Residences on a shared service basis with the Borough of River Edge; and

WHEREAS, the bid specifications provided for three options: Option 1 – a one-year contract with four one-year options for renewal; Option 2 – a three-year contract with two one-year options for renewal; and Option 3 – a five-year contract; and

WHEREAS, bids were received and opened on July 10, 2009 at 10:00 AM in the New Milford Borough Hall, with the four lowest bids as follows:

	Option 1 <u>5 Year Total</u>	Option 2 <u>5 Year Total</u>	Option 3 <u>5 Year Total</u>
Waste Management	\$3,187,008.00	\$3,187,008.00	\$3,187,008.00
Future Sanitation	\$3,913,000.00	\$3,541,900.00	\$3,282,500.00
Scuffy Carting	\$3,642,132.00	\$3,562,232.00	\$3,560,454.00
Ferretti Carting	\$3,769,622.00	\$3,759,178.00	\$3,721,214.00

WHEREAS, the foregoing procedures were in compliance with the New Jersey Public bidding law and all other statutes, rules and regulations governing public bidding for solid waste collection services; and

WHEREAS, Waste Management, Northeast NJ Division, 77 Brookside Place, Hillsdale, NJ 07642 was determined to be the lowest responsible bidder; and

WHEREAS, the Borough of New Milford, subject to the terms and conditions set forth in the specifications hereby accepts the bid of Waste Management for a five-year contract as outlined in Option 3 of the bid specifications for the period of October 16, 2009 through October 15, 2014; and

WHEREAS, the Borough of River Edge and Borough of New Milford have agreed to share the cost of such service during the first year of the contract at the following percentages: River Edge (44.3%), New Milford (55.7%) based upon 2009 Table of Aggregates.

NOW, THEREFORE, BE IT RESOLVED, that the Borough of New Milford does hereby award the five-year contract for the Complete Solid Waste Collection Service from 1-4 Family Residences for the Borough of New Milford and the Borough of River Edge to Waste Management, Northeast NJ Division, 77 Brookside Place, Hillsdale, NJ 07642.

BE IT FURTHER RESOLVED that the Borough of New Milford agrees to pay \$339,052.58 for the period of October 16, 2009 – October 15, 2010, representing 55.7% of the total amount of \$608,712.00 for the first year of the contract.

BE IT FURTHER RESOLVED, that a copy of this resolution be provided to Waste Management and the Borough of River Edge.

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 August 24, 2009.

Christine Demus

SEAL

8/25/09 C - Waste Mgmt.
Boro River Edge

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:183

Offered by: Ann Subrizi

Seconded by: W. Albracht

WHEREAS, the Borough of New Milford holds property in the form of vehicles, bicycles and their components as shown on the attached list; and

WHEREAS, the bicycles and their components came into possession of the New Milford Police Department as a result of a recovery or abandonment or replacement; and

WHEREAS, the items are no longer needed for public use; and

WHEREAS, the property has been held for more than six (6) months; and

WHEREAS, the space used for storing this property must be cleared for Borough use; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of New Milford that the Administrator is authorized to dispose of said property at a public auction, in conjunction with the Borough of Oradell, to be held on October 3, 2009 at 9:00 AM at the Oradell Department of Public Works Grounds located on Marginal Road, off of New Milford Avenue, Oradell, NJ 07649.

BE IT FURTHER RESOLVED that said auction will be held in a matter and method promulgated by the State of New Jersey Public Contracts Law Section 40A:11-36.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
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 August 24, 2009.

Christine Demus

8/25/09 c - W. Albracht, Oradell

SEAL

BICYCLE INVENTORY ON 7/13/2009
DPW TRAILOR (52 bikes)

2004-010171
 2004-010278

2005-000223
 2005-000708
 2005-001092
 2005-002283
 2005-002425
 2005-004033
 2005-004526
 2005-004968
 2005-004976
 2005-005212---Two bikes with this case number attached.
 2005-005240
 2005-005668
 2005-005906
 2005-006281
 2005-006729

2006-000715		2008-000467
2006-000889	2007-004258	2008-000516
2006-001765	2007-004741	2008-001578
2006-002404	2007-005049	2008-002378
2006-003417	2007-005323	2008-003041
2006-003456	2007-006022	2008-003644
2006-003993	2007-006443	2008-004025
2006-005229	2007-007160	2008-005240
2006-005348	2007-007177	2008-005295
2006-006496	2007-007667	2008-005321
2006-008593		2008-005394
		2008-005503
		2008-005775
		2008-006509

Vehicles for Disposition

1998 BMW - 4-Door	Model 740	VIN # WBAGJ8323WDM15349
1992 Ford - BUS		VIN # 1FDKE30M7NHB35169

Miscellaneous Equipment
 Model 422707

SCAG - 3 Wheel Lawnmower

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:184

Offered by: Frank DeBari

Seconded by: Paul Duffie

WHEREAS, on December 18, 2007, the Planning Board of the Borough of New Milford adopted a Resolution which memorialized a decision taken on November 20, 2007, pursuant to which the developer, Gramercy Associates, L.L.C., was granted preliminary and final site plan approval, with conditions, for a project to be constructed upon property known as Block 104, Lot 18, in the Borough of New Milford; and

WHEREAS, the said Resolution required the parties' execution of an appropriate Developer Agreement to be prepared by the Planning Board attorney; and

WHEREAS, the Developer Agreement was prepared, and has been reviewed, approved and signed by the appropriate Planning Board officers, and requires the signature of the Mayor for delivery to the developer;

NOW, THEREFORE, BE IT RESOLVED that the Council hereby authorize Mayor Frank DeBari to sign the Developer Agreement with Gramercy Associates, L.L.C. and the Planning Board and further authorizes the Borough Clerk to attest to the same; and

BE IT FURTHER RESOLVED, that a copy of this Resolution and five (5) signed Developer Agreements be returned to the Secretary of the Planning Board for distribution to the appropriate parties.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
SUBRIZI		✓		
PUTRINO	✓			
ZEILNER	✓			
BACHMANN		✓		
DUFFIE	✓			
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 August 24, 2009.

SEAL

Christine Demaris

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:185

Offered by: William S. Park

Seconded by: Arthur Zulu

WHEREAS, the Borough of New Milford and the Borough of Oradell wish to enter into an agreement for the Joint Bid of Loading, Transportation and Disposal/Recycling of Leaves and Vegetative Waste Disposal/Recycling Service pursuant to the provisions of the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1 et seq.); and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of New Milford shall enter into an Interlocal Services Agreement with the Borough of Oradell for the Joint Bid of Loading, Transportation and Disposal/Recycling of Leaves and Vegetative Waste Disposal/Recycling Service

BE IT FURTHER RESOLVED, by the Mayor and Council of the Borough of New Milford that:

1. The Mayor and Borough Clerk are hereby authorized to execute the Interlocal Services Agreement with the Borough of Oradell, subject to the approval of the Borough Attorney

Member	Aye	No	Abstain	Absent
DELUCA	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
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 August 24, 2009.

SEAL

8/25/09 - C. W. Albrecht, Oradell

Cristine Demaris

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:186

Offered by: [Signature]

Seconded by: [Signature]

WHEREAS, the Borough of New Milford is a member of the Bergen County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2009 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW THEREFORE, be it resolved as follows:

1. The Mayor and Council of the Borough of New Milford agrees to renew its membership in the Bergen County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Mayor and Clerk shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Bergen County Municipal Joint Insurance Fund evidencing the Municipality's intentions to renew its membership.

Member	Aye	No	Abstain	Absent
DELUCA	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
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 August 24, 2009.

SEAL

[Signature]

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:187

Offered by: Alan Zeller

Seconded by: Ann Subrizi

RAFFLE/BINGO LICENSE

WHEREAS, the following applicant has filed an application for a raffle/bingo license,
and

WHEREAS, a routine police investigation fails to reveal any reason for not granting this
license,

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

APPLICANT: St. Joseph Council #3814 Knights of Columbus

LICENSE TYPE: Off-Premise 50/50

DATE: December 12, 2009

TIME: 9:00 PM

PLACE: 199 River Road, New Milford, NJ 07646

LICENSE #: 2009:21

Member	Avg	No	Abstain	Absent
DELUCA	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
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 August 24, 2009.

SEAL

Christine Bernis

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:188Offered by: [Signature]Seconded by: Ann Subrizi

August 24, 2009

WHEREAS, the following taxpayer has been granted a State of New Jersey Tax Court Judgment for 2007 and 2008, thereby reducing property taxes for 2007 and 2008; and

WHEREAS, the Property Taxes for 2007 and 2008 have been paid in full, thereby creating an overpayment;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of New Milford, New Jersey that a refund is granted.

Block	Lot	Name & Address		Amount
1304	5	Liu, Hen Jame & Jean Wen C/o Parkway Asset 203 Main Street	2007	\$ 3,500.00
1304	5	Liu, Hen Jame & Jean Wen C/o Parkway Asset 203 Main Street	2008	\$ <u>3,668.00</u>
			TOTAL	\$ 7,168.00

Refund to be issued to:

Kates, Nussman, Rapone, Ellis & Farhi, LLP
And Hen Jame Liu
190 Moore Street
Suite 306
Hackensack, N.J. 07601-7418

Member	Aye	No	Abstain	Absent
DELUCA	<input checked="" type="checkbox"/>			
SUBRIZI	<input checked="" type="checkbox"/>			
PUTRINO	<input checked="" type="checkbox"/>			
ZEILNER	<input checked="" type="checkbox"/>			
BACHMANN	<input checked="" type="checkbox"/>			
DUFFIE	<input checked="" type="checkbox"/>			
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 August 24 20 09

Cristine Demus

SEAL

8/25/09 C- Denise Amoroso

HJ Liu et al

Plaintiff(s),

v

New Milford Bor

Defendant(s).

CIVIL ACTION
JUDGMENT

The parties having agreed upon a settlement, the assessment shall be as set forth below:

Block: 1304
Lot: 5
Street Address: 203 Main St
Year: 2007

TAX COURT JUDGMENT

Land:	\$342,300.00
Improvements:	\$503,000.00
Total:	\$845,300.00

ATRUE COPY
Cheryl A. Ryan
CHERYL A. RYAN, Administrator/Clerk
Tax Court of New Jersey

Statutory interest pursuant to N.J.S.A. 54:3-27.2 having been waived by taxpayer shall not be paid provided the tax refund is paid within 60 days of the date of entry of the Tax Court judgment.

Cheryl A. Ryan
Cheryl A. Ryan, Clerk/Administrator
Tax Court of New Jersey

Entered: 7/31/2009

Attorney for Plaintiff: Joel M Ellis Esq

Attorney for Defendant: William J Bailey Esq

HJ Liu et al

Plaintiff(s),

v

New Milford Bor

Defendant(s).

CIVIL ACTION
JUDGMENT

The parties having agreed upon a settlement of the above matter, the assessment for the following property shall be as set forth below:


Block: 1304
Lot: 5
Street Address: 203 Main St
Year: 2008

TAX COURT JUDGMENT

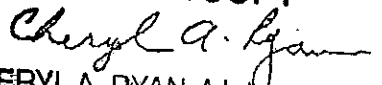
Land: \$342,300.00
Improvements: \$503,000.00
Total: \$845,300.00

Statutory interest pursuant to N.J.S.A. 54:3-27.2 having been waived by taxpayer shall not be paid provided the tax refund is paid within 60 days of the date of entry of the Tax Court judgment.

The provisions of N.J.S.A. 54:51A-8 (Freeze Act) shall be applicable for the year(s) 2009 (Freeze Act years). This judgment is a final disposition of the entire controversy and of any actions pending or hereafter instituted by the parties concerning the assessment on the property referred to herein for said Freeze Act year(s). No Freeze Act year shall be the basis for application of the Freeze Act for any subsequent year.


Cheryl A. Ryan, Clerk/Administrator
Tax Court of New Jersey

Entered: 7/31/2009
Attorney for Plaintiff: Joel M Ellis Esq
Attorney for Defendant: William J Bailey Esq

ATRUE COPY

CHERYL A. RYAN, Administrator/Clerk
Tax Court of New Jersey

AUG - 2009

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2009:189

Offered by: [Signature]

Seconded by: [Signature]

August 24, 2009

WHEREAS, the following taxpayer has been granted a State of New Jersey Tax Court Judgment for 2008, thereby reducing property taxes for 2008; and

WHEREAS, the Property Taxes for 2008 have been paid in full, thereby creating an overpayment;

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of New Milford, New Jersey that a refund is granted.

Block	Lot	Name & Address	Amount
1522	13	Nathan Mushe & Mecide Akalan 129 Eagle Ave New Milford, NJ 07646	\$2,768.82

Member	Aye	No	Abstain	Absent
BELUBIA	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
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 August 24 2009

SEAL

8/25/09 C - Denise Amrosso

[Signature]

Nathan Mushe et al

Plaintiff(s),

v

New Milford Bor

Defendant(s).

CIVIL ACTION
JUDGMENT

The parties having agreed upon a settlement, the assessment shall be as set forth below:

Block: 1522
Lot: 13
Street Address: 129 Eagle Ave
Year: 2008

TAX COURT JUDGMENT

Land:	\$258,500.00
Improvements:	\$540,400.00
Total:	\$798,900.00

A TRUE COPY
Cheryl A. Ryan
CHERYL A. RYAN, Administrator/Clerk
Tax Court of New Jersey

Statutory interest pursuant to N.J.S.A. 54:3-27.2 having been waived by taxpayer shall not be paid provided the tax refund is paid within 60 days of the date of entry of the Tax Court judgment.

Cheryl A. Ryan
Cheryl A. Ryan, Clerk/Administrator
Tax Court of New Jersey

Entered: 7/31/2009

Attorney for Plaintiff: Michael A Vespasiano Esq

Attorney for Defendant: William J Bailey Esq

AUG 11 2009

**BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY**

RESOLUTION

No. 2009:190

Offered by: [Signature]

Seconded by: [Signature]

WHEREAS, Steven Bengel, 469 Capitol Road, New Milford, NJ 07646, has an escrow account for an application with the Zoning Board; and

WHEREAS, there is a balance of **\$300.00** remaining in the account; and

WHEREAS, Steven Bengel, 469 Capitol Road, New Milford, NJ 07646, has completed the construction, as per the enclosed certificate of occupancy.

NOW THEREFORE BE IT RESOLVED that the Zoning Board return Steven Bengel, 469 Capitol Road, New Milford, NJ 07646, the sum of **\$300.00** as a refund of the escrow money held for this application.

ESCROW AMOUNT - \$300.00

Bengel - Main Acct

Member	Abs	No	Absent	Absent
GELUGIA	✓			
SUBRIZI	✓			
PUTRINO	✓			
ZEILNER	✓			
BACHMANN	✓			
DUFFIE	✓			
MAYOR (Tie)				
TOTAL				

I certify that the above is a true copy of the resolution passed by the Council of the Borough of New Milford at the meeting held on August 24, 2009.

[Signature]

Borough Clerk

586

New Milford Borough

Borough Hall
930 River Rd
New Milford, NJ 07646
(201)967-5415 FAX (201)262-1904

Applic No. 10092
Coded No. ZB 08-06
Block/Lot 709/2
Today 8/03/2009

STATEMENT
Addition
(469 CAPITOL RD,)

Applicant **BENGEL, STEVEN E**
469 CAPITOL RD
NEW MILFORD NJ 07646
FAX

Owner **BENGEL, STEVEN E**
469 CAPITOL RD
NEW MILFORD NJ 07646
(000)000-0000

Escrow deposited to-date \$425.00 Fees due to-date \$210.00 Attorney
Escrow withdrawn to-date 125.00 Fees Paid to-date 210.00
Balance \$300.00 Balance \$0.00

FAX

Account Transactions for the Period / / Thru / /

No.	Date	Type	Description(Shortened)	From/To(Shortened)	----- Escrow (\$) -----		---Fees/Payments (\$) ---	
					Deposited	Withdrawn	Invoiced	Payment
326	10/29/08	Payment	Zoning Board Application	BENGEL, ST			200.00	200.0
327	10/29/08	Payment	200 Ft List	BENGEL, ST			10.00	10.0
328	10/29/08	Deposit	Deposit to Escrow	BENGEL, ST	425.00			
377	1/26/09	Withdra	Attorney	BENGEL, ST		125.00		
Period Total					425.00	125.00	210.00	1.0
Amount Due/Credit...					Escrow	\$300.00	Fees	\$0.

Note: Escrow withdrawals reflect payments to consultants and vendors, payments to vendors, and transfers to the municipality

BOROUGH OF MILFORD
930 RIVER ROAD
NEW MILFORD, N.J. 07646

Date Issued 06/17/09
Control #
Permit # 0901-34

UCC NEW JERSEY CERTIFICATE

IDENTIFICATION

Block 709 Lot 2 Qual
Work Site Location 469 CAPITAL ROAD
Owner in Fee/Occupant BENDEL, S
Address 469 CAPITAL ROAD
NEW MILFORD, NJ 07646-
Telephone (201) 262-0816
Contractor GRAF BROTHERS CONST, LLC
Address 109 ONEIDA AVE
DUMONT, NJ 07628-
Telephone (201) 244-6619 Fax () -
Lic. No. or Bldrs. Reg. No. 13VH01823300
Federal Emp. No. 06-1756727

[] CERTIFICATE OF OCCUPANCY

This serves notice that said building or structure has been constructed in accordance with the New Jersey Uniform Construction Code and is approved for occupancy.

[X] CERTIFICATE OF APPROVAL

This serves notice that the work completed has been constructed or installed in accordance with the New Jersey Uniform Construction Code and is approved. If the permit was issued for minor work, this certificate was based upon what was visible at the time of inspection.

[] TEMPORARY CERTIFICATE OF OCCUPANCY/COMPLIANCE

If this is a Temporary Certificate of Occupancy or Compliance, the following conditions must be met no later than _____, or the owner will be subject to fine or order to vacate:

Home Warranty No. _____
[] State [] Private
Use Group R-5
Maximum Live Load 0
Construction Classification
Maximum Occupancy Load 0
Description of Work/Use:

ADDITION, NEW 1ST FLOOR BATH, KITCHEN, DECK
AS PER ZBA RESOLUTION #08-06

[] CERTIFICATE OF CLEARANCE - LEAD ABATEMENT 5:17

This serves notice that based on written certification, lead abatement was performed as per NJAC 5:17, to the following extent:

[] Total removal of lead-based paint hazards in scope of work
[] Partial or limited time period (____ years); see file

[] CERTIFICATE OF CONTINUED OCCUPANCY

This serves notice that based on a general inspection of the visible parts of the building there are no imminent hazards and the building is approved for continued occupancy.

[] CERTIFICATE OF COMPLIANCE

This serves notice that said potentially hazardous equipment has been installed and/or maintained in accordance with the New Jersey Uniform Construction Code and is approved for use until _____.

Fee \$ 0
Paid [X] Check No. 376
Collected by: MS

Construction Official

U.C.C. F360 (rev. 3/96)

