



**New Milford Zoning Board of Adjustment
Work- Reorganization /Public Session
January 11, 2011**

Chairman Schaffenberger called the Work Session of the New Milford Zoning Board of Adjustment to order at 7:00 pm and read the Open Public Meeting Act.

ROLL CALL

Mr. Binetti	Present
Ms. DeBari	Absent
Mr. De Congelio	Present
Mr. Denis	Absent
Mr. Grotzky - Vice Chairman	Present
Mr. Stokes	Present
Mr. Schaffenberger-Chairman	Present
Ms. Batistic- Engineer	Present
Mr. Sproviero - Attorney	Present

The Board Attorney stated the record should reflect that in attendance and seated at the dais are Father Aziz Hadodo and Mr. John Thomsen who are individuals designated by Mayor and Council as new members of the Board and upon the administration of Oath of Office they would be included in the roll call of future meetings.

The Chairman noted that Mr. Denis was on vacation and Ms. DeBari would not be attending the meeting because she would be working tonight on account of the impending snowstorm.

PLEDGE OF ALLEGIANCE

The Board Attorney swore in Mr. Joseph Binetti, previously an alternate member, for a four year term as a full member with a term expiring 12/31/14.

The Board Attorney swore in new member Father Aziz Hadodo for a four year term as a full member with a term expiring 12/31/14 and Mr. John Thomsen for a two year term as 1st alternate expiring 12/31/12.

The Chairman congratulated and welcomed the new members to the Board. Chairman Schaffenberger acknowledged the two outgoing members, Ms. Mary Ellen Moran and Mr. Gerard IX, for their contributions to the Board and added they served many years and went through some tough applications.

REORGANIZATION – 2011

The Chairman called for a motion to dissolve the Firm of Boswell Engineering.

Motion made by Mr. Stokes to dissolve the firm of Boswell Engineering from its obligations, seconded by Mr. Grotsky and carried by all.

The Chairman called for a motion to dissolve the legal counsel of Scott Sproviero Esq.

Motion made by Mr. Grotsky to dissolve the legal counsel of Scott Sproviero Esq. from its obligations, seconded by Mr. De Congelio and carried by all.

The Chairman called for a motion to dissolve all officers from their obligation to the Zoning Board, that being Vice Chair and Chair

Motion made by Mr. Stokes, seconded by Mr. Binetti and carried by all.

Meeting turned over to the senior member, Mr. Schaffenberger.

Mr. Schaffenberger called for a motion to nominate a Chairman for 2011.

Motion made by Mr. Grotsky to nominate Mr. Schaffenberger, seconded by Mr. Stokes.

There were no other nominations.

The motion passed on a roll call vote as follows:

For the Motion: Members Grotsky, Stokes, Binetti, Hadodo, Thomsen, De Congelio

Against the Motion: None

Abstain: Member Schaffenberger

The Chairman called for a motion to nominate a Vice Chairperson for 2011.

Motion made by Mr. Stokes to nominate Mr. Grotsky, seconded by Mr. Binetti.

There were no other nominations.

The motion passed on a roll call vote as follows:

For the Motion: Members Stokes, Binetti, Hadodo, Thomsen, De Congelio, Schaffenberger

Against the Motion: None

Abstain: Member Grotsky

The Chairman stated all the Board members had received three Qualifications statements for Board Attorney for the Zoning Board of Adjustment for review.

The Chairman called for a motion to nominate a Board Attorney for 2011.

Motion made by Mr. Binetti to nominate Scott Sproviero, Esq., seconded by Fr. Hadodo.

There were no other nominations;

The motion passed on a roll call vote as follows:

For the Motion: Members Binetti, Hadodo, Grotsky, Stokes, Thomsen, De Congelio,
Schaffenberger

Against the motion: None

Mr. Sproviero thanked the Board Members.

The Chairman called for a motion to nominate a Board Engineer for 2011.

Motion made by Mr. Stokes to nominate Boswell Engineering, seconded by Mr. Binetti.
There were no other nominations;
The motion passed on a roll call vote as follows:
For the Motion: Members Stokes, Binetti, Grotsky, Hadodo, Thomsen, De Congelio,
Schaffenberger
Against the motion: None

Mr. Sproviero stated the Board Members had a resolution that recognizes Boswell McClave Engineering as Engineer to the Zoning Board of Adjustment. The Board Attorney explained this Board was an autonomous agency and is authorized by law to engage certain professionals including the Attorney and the Engineer. It has been the practice to utilize the services of the Borough Engineer. Boswell McClave Engineering has served in that capacity for many past years. On January 5, 2011, Boswell McClave was appointed as Borough Engineer for a three year term. This resolution memorializes the Board's intention to follow the past practice to not separately engage the Engineer but to utilize the services of the Borough Engineer as the Board's technical and engineer representative in matters before the Zoning Board of Adjustment. Mr. Sproviero stated if the Board adopted this resolution it would memorialize the Board's intention to continue with that policy in practice not to hire the Board's own Engineer but utilize the services of the Borough's Engineer. This, however, will be on a year to year basis not for the three year term. The Chairman asked if the Board Members had any questions. Vice Chairman Grotsky asked if Margita Batistic would be representing Boswell Engineering. Ms. Batistic answered yes.

The Chairman called for a motion to approve the resolution for Boswell McClave Engineering Firm for 2011.

Motion made by Mr. Stokes to approve the resolution, seconded by Mr. Binetti.
The motion passed on a roll call vote as follows:
For the motion: Members Stokes, Binetti, Grotsky, Hadodo, Thomsen, De Congelio,
Schaffenberger
Against the Motion: None

Ms. Margita Batistic thanked the Board Members.

REVIEW OF MINUTES – December 14, 2010

The Board Members reviewed the minutes for the work and public session and there were no changes.

The Chairman informed the new Board Members there would be a mandatory training class. The Board Secretary would inform the members when she received the information regarding classes, dates and times. Mr. Sproviero stated the mandatory class supports the certification as members of the Board. The Chairman instructed the Board Members to review the phone list with their contact information and any changes give to the Board Secretary.

OFFICIAL MINUTES OF THE WORK SESSION – December 14, 2010

Motion to accept the minutes were made by Mr. Stokes, seconded by Mr. Grotsky and carried by all.

OFFICIAL MINUTES OF THE PUBLIC SESSION – December 14, 2010

Motion to accept the minutes were made by Mr. Hadodo, seconded by Mr. Grotsky and carried by all.

Motion to open to the public was made by Mr. Stokes, seconded by Mr. Grotsky and carried by all.

No one wished to be heard in the audience.

Motion to close to the public was made by Mr. Grotsky, seconded by Mr. Binetti and carried by all.

As there was no further business to discuss, a **motion** to close was made by Mr. Stokes, seconded by Mr. Grotsky and carried by all.

Respectfully submitted,
Maureen Oppelaar