

April 28, 2008

**MINUTES**  
**BOROUGH OF NEW MILFORD**  
**7:00 PM OPEN SESSION**  
**CLOSED WORK SESSION immediately following**  
**Monday, February 12, 2008**

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

Mayor DeBari read the Open Public Meeting and Mission Statements.

Mayor DeBari announces that in the Borough Attorney's absence, Mr. Joe Andrisini from Dennis Oury's office will cover the meeting.

**Open Session:**

**1. ADOPT BOND ORDINANCE 2008:01**

BOND ORDINANCE TO AUTHORIZE THE ACQUISITION OF A NEW PUMPER FIRE ENGINE, INCLUDING ORIGINAL APPARATUS AND EQUIPMENT, IN, BY AND FOR THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, STATE OF NEW JERSEY, TO APPROPRIATE THE SUM OF \$405,000 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.

Council President DeLucia made a motion to open the meeting to the public for discussion. 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 the meeting to the public. Councilman Putrino seconded the motion. 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.

**2. Other Matters**

The Administrator advised the Mayor and Council that FEMA is coming back February 13, 2008 to look at the High School track, the Babe Ruth Field and the French Brook at Korfitsen.

The Administrator reported that the Recreation Director wants the Mayor and Council's opinion on whether or not he could approach Mr. Brunetti to discuss the possibility of putting a youth center where the bowling alley used to be. Mayor DeBari stated there is nothing there, no restrooms, only the concrete slab and footings for the building. The Council had no objection to the Recreation Director opening a discussion with Mr. Brunetti.

Regarding the cell tower, the Administrator stated a second application came through the zoning board today, also not within the bounds of the cell tower ordinance.

The Administrator advised the Mayor and Council that the Borough received the \$500,000.00 grant from the County for the development rights for the two farms; we are awaiting Green Acres to finish their portion. Mayor DeBari stated he spoke with Borough Attorney Moscaritolo today and he is working along with Kevin Funabashi from the County on this issue. The Borough Attorney sent the deed back to Green Acres last week, after making all of the changes requested by Green Acres.

Councilwoman Subrizi requested and received information from the Borough's Bond Attorney regarding the interest paid on Carlton Place, totaling \$95,000.00 to date. She questioned if any of this money is forthcoming from Green Acres, the County or the State. The Administrator stated the closing documents were sent to the County on January 23<sup>rd</sup> and she is awaiting their response.

The Administrator stated that there was an article in The Record regarding the hiring of two borough employees which had an error written regarding one of the salaries. This information was clarified with Ms. Kindergan of The Record, and a correction will be made.

The Administrator clarified for the Mayor and Council that a former Borough Official that was involved in an incident, was bonded and loss was covered and paid through the Borough's insurance company.

Council President DeLucia mentioned the Wachovia Bank incident. Mayor DeBari suggested a letter be sent to the bank requesting a forensic audit.

The Administrator informed the Mayor and Council of a sewer back-up on Linden Place which turned out to be the Borough's responsibility. It was taken care of on an emergency basis at a cost of \$5,000.00.

The Administrator polled the Mayor and Council on their interest in streaming video for the Council meetings. The Council unanimously agreed they were not interested.

(5 minute recess)

Councilman Putrino requested to have Marlene Casey come in and explain all the grant opportunities for 2008. Regarding the budget, he stated that the Fire Department's Equipment line, currently \$17,000 was formerly two lines; Equipment was \$9,000 and Supplement was \$8,000. Councilman Putrino reported The Record had an article on February 1<sup>st</sup>, regarding Bill 1948, sponsored by Senator Cardinale for 2007 flood victims, which he feels we should endorse. Mayor DeBari requested a copy of the Bill and the article for the Council.

Councilwoman Subrizi referred to a letter she received from Mayor Watkins of River Edge, regarding the restoration of artifacts damaged during the flood. Bergen County Historical Society owns and is pursuing this issue. Councilwoman Subrizi will contact Mayor Watkins and see to what extent our participation would be required. She questioned what the \$200,000 emergency medical appropriation was for. The Administrator stated that at the time the budget was introduced, we did not have the new insurance rate.

Councilman Bachmann mentioned that the Recreation Commission received a resignation letter from Joe Victory. He suggested the replacement to be a soccer parent. He questioned the origin of the wrongful death resolution. The Administrator stated it came from the Joint Insurance Fund.

Councilman Zeilner reminded the Mayor about appointing Lynn Torpie to the Environmental Commission to replace Darren Drake.

Council President DeLucia questioned why the Police Youth Center Junior Academy Trust Fund is sending a check to Catholic Charities. The Mayor stated they rented a bus from them.

Councilwoman Subrizi stated she thought that fund no longer had money.

Councilman Zeilner stated the fundraiser held last April has kept the fund going. The Administrator stated the School Resource Officer uses the money for programs, previously funded through grants.

Councilman Bachmann stated the Drug Alliance will not be part of the Carnival this year because they do not have enough members; therefore they are looking for another organization to participate and split the profits between the organization and the VFW. Mayor DeBari stated maybe the Carnival could be modeled after the Oradell Carnival whereby different organizations in town sponsor booths.

Council President DeLucia questioned if the daily minimum dollar amount for TV viewing of sewer lines would be met for Resolution 2008:67 and the Administrator answered that there would be no problem meeting the daily minimum

Mayor DeBari stated that he and Council President DeLucia met with the Northern Valley Community Development last Thursday for Reorganization. Federal funding was cut by one half million dollars. New Milford put in for sewer de-rooting for Faller Drive, Reichelt Road and Bulger Avenue. The Borough should receive funding to do two out of three streets. Mayor DeBari and Council President DeLucia will meet with the committee next Thursday to discuss how to delegate the funds.

## **RESOLUTIONS:**

- 2008:59 Closed Session
- 2008:60 Payment of Bills and Vouchers
- 2008:61 Designate a \$4,366,598 Bond Anticipation Note dated February 1, 2008 and payable January 30, 2009 as a "Qualified Tax-Exempt Obligation"

- 2008:62 Approve Raffle License for Elks On-Premise 50/50  
 2008:63 Approve Raffle License for Elks On-Premise Merchandise Raffle  
 2008:64 Oppose Revisions to the Wrongful Death Statute  
 2008:65 Approve Sara Reilly as full-time Violations Clerk  
 2008:66 Approve cancellation of emergency appropriations - \$75,000 Police O/T; \$40,000 Group Insurance  
 2008:67 Approve Interlocal Service Agreements with Northwest Bergen County Utilities Authority for Sanitary Sewer TV Inspection and Cleaning  
 2008:68 Endorse submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection

### COMMENTS FROM THE PUBLIC

Councilman Zeilner made a motion to open the meeting to the public. Council President DeLucia seconded the motion. All present in favor, none opposed.

Ms. Jodie Siefert, Bulger Avenue, came forward to address the Council. Ms. Siefert asked what work was being done on Bulger Avenue. The Administrator explained it was to de-grease the section near the apartments. Ms. Siefert then referred to a grant she thought the Borough received many years ago for a youth center. It was stated that the Borough may have applied for it but never received it. Ms. Siefert asked if the appointee for full-time Violations Clerk was experienced. Mayor DeBari replied she is currently working for the Borough part-time. Ms. Siefert stated she is a member of the VFW and they might not be able to continue the carnival without Municipal Alliance support. Ms. Siefert questioned what the correct salary was for the property maintenance position mentioned earlier; the Administrator told her the employee could potentially earn \$20,800 per year.

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

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

#### Closed Session:

1. Inserra Supermarket
2. Medical Insurance
3. Police Contract Negotiation

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

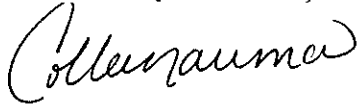
### VOTE ON RESOLUTIONS

Councilwoman Subrizi made a motion to approve resolutions #2008:59 through #2008:67. Councilman Zeilner seconded the motion. All present in favor, none opposed.

**ADJOURNMENT**

Councilwoman Subrizi made a motion to adjourn. Councilman Putrino seconded the motion. All present in favor, none opposed. Time 9:20 PM.

Respectfully submitted,



Colleen Naumov  
Deputy Borough Clerk

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:59

Offered by: Norm S. Puri

Seconded by: [Signature]

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

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

WHEREAS, the Governing Body wishes to discuss:

Minutes will be kept and once the matter involving the confidentiality of the above no longer requires that confidentiality, then the minutes can be made public.

NOW, THEREFORE BE IT RESOLVED that the public be excluded from this meeting.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DAV</del>				
SUBRIZI	✓			
MURRAY				✓
PUTRINO	✓			
ZEILNER	✓			
Bac. HANN	✓			
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 February 12 2008

Christine Dennis

SEAL

RESOLUTION

No. 2008:190

Offered by: Lina De Lucia

Seconded by: Arthur E. Zeln

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

\$ ~~5,276,100.07~~

5,275,575.09

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>BAR</del>				
SUBRIZI	✓			
MURRAY				✓
PUTRINO	✓			
ZELNER	✓			
<u>Backward</u>	✓			
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 February 12 20 08

Christine Demusis

SEAL

BOROUGH OF NEW MILFORDBill listFEBRUARY 12, 2008

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NEW MILFORD BOARD	1920249.25	FEB. 2008 SCHOOL	SCHOOL	45712
COUNTY OF BERGEN	896893.30	1ST QTR 2008 &	COUNTY	45713
COUNTY OPEN SPACE	52201.42	1ST QTR 2008 &	COUNTY	45714
NEW MILFORD	24333.50	1ST QTR 2008 MUNICIPAL	MUNICIPAL	45715
EDIE RYERSON	65.00	1/9/08 RECREATION	RECREATION	45716
EDIE RYERSON	65.00	1/7/08 ENVIRONMENTAL	ENVIRONMENT	45717
CHRISTINE DEMIRIS	49.57	REIMB. REFRESHMENTS	MUNICIPAL	45718
KATHY SAYERS	316.00	REFUND ROOM-LEAGUE	MUNICIPAL	45719
COLLEEN NAUMOV	450.00	REIMB. OCT-DEC.	INSURANCE	45720
MARY BETH HUBBARD	405.00	JANUARY 2008 WELLNESS	SENIOR	45721
MEDICAL INSURANCE	200.00	JANUARY 2008-FOR	INSURANCE	45722
TREASURER, STATE OF	1795.00	4TH QTR 2007 (OCT-DEC)	STATE	45723
VALIC	54824.00	LOSAP FIRE CO#1 & FIRE	FIRE	45724
DELTA DENTAL PLAN	8744.30	FEB. 2007 PREMIUM	INSURANCE	45725
RELIANCE STANDARD	1124.28	FEBRUARY PREMIUM STD	INSURANCE	45726
VERIZON	22.30	261-7436 1/5-2/4/08	UTILITIES	45727
OLD NATIONAL BANK	301.62	COPIER LEASE CUSTOMER	MUNICIPAL	45728
OLD NATIONAL BANK	150.82	COPIER LEASE CUSTOMER	COLLECTION	45728
OLD NATIONAL BANK	150.82	COPIER LEASE CUSTOMER	ASSESSMENT	45728
OLD NATIONAL BANK	150.82	COPIER LEASE CUSTOMER	CODE	45728
OLD NATIONAL BANK	452.46	COPIER LEASE CUSTOMER	POLICE	45728
OLD NATIONAL BANK	0.00	COPIER LEASE CUSTOMER	PUBLIC	45728
OLD NATIONAL BANK	150.82	COPIER LEASE CUSTOMER	PUBLIC	45728
OLD NATIONAL BANK	150.82	COPIER LEASE CUSTOMER	BOARD OF	45728
OLD NATIONAL BANK	150.82	COPIER LEASE CUSTOMER	MUNICIPAL	45728
PALISADES SALES	99.00	INV.949131 1/14/08	MUNICIPAL	45729
COMMERCE	9990.05	CONTRACT #40010339-1	DEBT	45730
TOWER CLEANING	550.00	INV.080151372 JAN. SR	SENIOR	45731
TOWER CLEANING	1105.00	INV.080151360,08015128	PUBLIC	45732
MID-BERGEN	10637.50	1ST QTR 2008-PUBLIC	BOARD OF	45733
LAYNE ROOFING INC.	350.00	INV.5787-DPW ROOF	PUBLIC	45734
CABLEVISION	0.00	JAN. 2008-REC, DPW&	MUNICIPAL	45735
CABLEVISION	161.28	JAN. 2008-REC, DPW&	MUNICIPAL	45735
CABLEVISION	94.90	JAN. 2008-REC, DPW&	PUBLIC	45735
CABLEVISION	59.95	JAN. 2008-REC, DPW&	RECREATION	45735
MUNIDEX INC.	5116.80	2008 SOFTWARE MAINT.	COLLECTION	45736
VERIZON WIRELESS	435.63	INV.1806276081	UTILITIES	45737
VERIZON WIRELESS	719.04	12/13-1/12/08	UTILITIES	45738
TAX COLL/TREAS.	150.00	2008 DUES-DENISE M.	COLLECTION	45739
TAX COLLECTORS &	75.00	2008 DUES-DENISE M.	COLLECTION	45740
ENFORSYS NJ, INC.	2000.00	INV.3937 2008 ANNUAL	POLICE	45741
OTT GRAPHICS	180.00	INV.7188-BUS.CARDS-MEN	POLICE	45742
NORTHWEST BERGEN	16140.00	INV.71-ANNUAL 9-1-1	UTILITIES	45743
NORTHWEST BERGEN	7000.00	INV.9886 1ST QTR 2008	POLICE	45744
APP PRODUCTS	1564.20	INV.66811,66811-01	PUBLIC	45745
FAIRWAY WHOLESALE	387.08	INV.142711 CAR 39	UNIFORM	45746
G.T.B.M., INC.	8306.00	INV.1001244 1/16/08	Flood	45747



<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NJ LAW JOURNAL	137.95	INV.I0073644 NJ GOV'T	MUNICIPAL	45748
SOME'S UNIFORMS,	246.50	INV.104160	FIRE	45749
B & C	764.80	INV.08-95702	PUBLIC	45750
B & C	156.00	INV.07-95639	PUBLIC	45751
& C	81.00	INV.07-95541 1ST QTR	FIRE	45752
& C	108.00	INV.08-95690	FIRE	45753
B & C	205.00	INV. 08-95764	FIRE	45754
CROWN TROPHY	60.06	\INV.RE-21086 FIRE	MUNICIPAL	45755
N.J. STATE LEAGUE	130.00	INV.3097SD,3098SD TAX	MUNICIPAL	45756
D. & E. UNIFORMS	71.00	INV.43414 BADGE-DAVID	FIRE	45757
D. & E. UNIFORMS	485.50	INV.43389	FIRE	45758
D. & E. UNIFORMS	133.00	INV.43307 CHIEF'S	FIRE	45759
AMERICANWEAR	807.50	ACCT.2174 DEC. 2007	PUBLIC	45760
PALMERS HOME	0.00	INV.593473,593750	PUBLIC	45761
PALMERS HOME	12.38	INV.593473,593750	PUBLIC	45761
PALMERS HOME	22.49	INV.593473,593750	RECYCLING	45761
MAIN AUTO SUPPLY	971.57	10 INVOICES/2 CREDIT	PUBLIC	45762
WELDON QUARRY	485.87	INV.3005837	PUBLIC	45763
RACHLES/MICHELE'S	2131.75	INV.66365 12/31/07	UTILITIES	45764
RACHLES/MICHELE'S	3438.42	INV.65312 12/19/07	UTILITIES	45765
ZAENTZ HARDWARE	60.40	INV.72399	PUBLIC	45766
ONE CALL SYSTEMS,	35.26	INV. IVC0118196 DEC.	UTILITIES	45767
JAMES REED SALES,	707.82	INV.381294 753 GALS.	PUBLIC	45768
INTERSTATE CAPITAL	13055.57	JAN. 2008-RESIDENTIAL	RECYCLING	45769
INTERSTATE CAPITAL	2275.75	JANUARY 2008-APT.	RECYCLING	45770
BOSWELL MCCLAVE	302.00	INV.25505 1/16/08	PLANNING	45771
OSWELL MCCLAVE	113.25	INV.25179 12/31/07	PLANNING	45772
OSWELL MCCLAVE	113.25	INV.25719 12/19/07	PLANNING	45773
BOSWELL MCCLAVE	490.75	INV.25508 1/16/08	ENGINEERING	45774
BOSWELL MCCLAVE	88.00	INV.25506 1/16/08	PUBLIC	45775
IRON MOUNTAIN	125.00	FEBRUARY STORAGE	MUNICIPAL	45776
PALISADES SALES	114.00	INV.949065 12/10/07	CODE	45777
TREASURER, STATE	105.00	ACCT.19129 UPDATE FOR	CODE	45778
N.J. PLANNING	170.00	2008 MEMBERSHIP-ZONING	PLANNING	45779
N.J. PLANNING	0.00	2008 MEMBERSHIP-ZONING	ZONING	45779
N.J. PLANNING	170.00	2008 MEMBERSHIP-ZONING	ZONING	45779
KAUKER, GREGORY &	150.00	INV.2007-340 10/24/07	PLANNING	45780
N.J. PLANNING	54.00	JOSEPH	ZONING	45781
SHOP RITE OF NEW	340.27	NOV. 3-DEC. 31, 2007	SENIOR	45782
SEAGRAVE SALES &	16014.42	REPAIR TOWER LADDE3R	FIRE	45783
COOPER ELECTRIC	260.91	INV.S002512843,S002558	PUBLIC	45784
HACKENSACK SUPPLY	101.34	INV.1089418	PUBLIC	45785
J.E. RODGERS	346.00	INV.3252	POLICE	45786
J.E. RODGERS	0.00	INV.3256 UPGRADES OF	RECYCLING	45787
J.E. RODGERS	50.10	INV.3256 UPGRADES OF	RECYCLING	45787
J.E. RODGERS	425.90	INV.3256 UPGRADES OF	RECYCLING	45787
AMERICANWEAR	40.00	DECEMBER ACCT.2175	RECYCLING	45788
T D.M. MEDICAL	82.00	INV.85283	POLICE	45789
STWOOD LINCOLN	1696.35	8 INVOICES	PUBLIC	45790
N JERSEY STATE	200.00	2008 DUES-CHIEF	POLICE	45791
S HOLY NAME HOSPITAL	131.00	ACCT.81307008200712OH-	FIRE	45792
JT O'BRIEN	165.00	INV.18555--SERVICE CALL	PUBLIC	45793
WASTE MANAGEMENT	28425.54	INV.5007-1537-0 DEC.	GARBAGE &	45794
WASTE MANAGEMENT	38913.00	JAN. 2008-RESIDENTIAL	GARBAGE &	45795
MGL PRINTING	1881.90	INV.73974 2/2/08 NO17	ASSESSMENT	45796

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
130 MY-BERGEN	212.50	2 MULTIKUF BLOOD	BOARD OF	45797
VERIZON	122.35	265-1712, 265-1631	UTILITIES	45798
VERIZON	25.36	967-5190 1/28-2/27/08	UTILITIES	45799
NANCY VARETTONI	43.03	REIMB. JEWEL	HISTORIC	45800
UCUCOLOR LABS	654.99	INV.655494 11/28/07,	CODE	45801
STATE LINE	79.40	INV.60795	PUBLIC	45802
STATE LINE	66.85	INV.60654,60794	FIRE	45803
PAYCHEX	1935.34	INV.55901,57387	MUNICIPAL	45804
MUNICIPAL RECORD	898.00	INV.80106 2000 TICKET	MUNICIPAL	45805
I.D.M. MEDICAL	88.00	INV.85505	POLICE	45806
STEWART	190.80	INV.132924 JAN. COPIER	MUNICIPAL	45807
NATIONAL FIRE	150.00	ID#2507580 2008	FIRE	45808
STATE LINE	228.25	INV.60048,60049,59941	FIRE	45809
PALMERS HOME	202.83	INV.594835,594658,5946	FIRE	45810
CAPITAL ACCOUNT	1306000.00	PROCEEDS OF NOTE SALE	INTERFUND-D	45811
VALLEY NATIONAL	0.00	2/1/08 WIRE	DEBT	45812
VALLEY NATIONAL	3153.60	2/1/08 WIRE	DEBT	45812
VALLEY NATIONAL	76000.00	2/1/08 WIRE	DEBT	45812
CHASE MANHATTAN	48987.50	2/1/08 WIRE	DEBT	45813
CHASE MANHATTAN	250000.00	2/1/08 WIRE	DEBT	45814
CHASE MANHATTAN	130733.39	2/1/08 WIRE	DEBT	45815

**Total**

**4965943**

**Total Bill List:**

4965943.11

**BOROUGH OF NEW MILFORD**  
**Bill list**  
**FEBRUARY 12, 2008 CAPITAL**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
QUALITY COOLING	350.00	INV.531499 1/28/08	2007	4150
BOSWELL MCCLAVE	37.75	INV.25510 1/16/08	2007	4151
BOSWELL MCCLAVE	37.75	INV.25611 1/16/08	2005	4152
BOSWELL MCCLAVE	317.13	INV.25504 1/16/08	HARDCASTLE	4153
BOSWELL MCCLAVE	578.00	INV.25509 1/16/08	CURBS,	4154
ACOUSTICAL &	5290.00	INV.10593 ACOUSTICAL	2005	4155
CLIFFSIDE BODY	-4048.00	INV.18938-INSTALL	2004	4156
CLIFFSIDE BODY	0.00	INV.18938-INSTALL	2004	4156
CLIFFSIDE BODY	4048.00	INV.18938-INSTALL	2004	4156
CLIFFSIDE BODY	4048.00	INV.18938-INSTALL	2004	4157
BOROUGH OF NEW	16.31	JANUARY 2008 CAPITAL	INTEREST	4158
PARENT DOOR	1250.00	INV.66431 SECURITY	2005	4159

**Total**

**11924.9**

**Total Bill List:**

11924.94

BILL LIST FOR MEETING OF:		
FEBRUARY 12, 2008		
CURRENT ACCOUNT		
VENDOR	CHECK NO.	AMOUNT
-----		
BOROUGH OF NEW MILFORD-PAYROLL-FEBRUARY 1-FEBRUARY 15, 2008	45816	\$275,000.00
BOROUGH OF NEW MILFORD-PAYROLL-FICA TAXES 2/1-2/15/08 (ESTIMATE)	45817	\$8,700.00
BOROUGH OF NEW MILFORD-PAYROLL-MEDICARE TAXES 2/1-2/15/08 (ESTIMATE)	45818	\$3,800.00
		\$287,500.00







BILL LIST FOR MEETING OF:			
FEBRUARY 12, 2008			
ESCROW ACCOUNT			
VENDOR	ACCOUNT	CHECK NO.	AMOUNT
BOSWELL MC CLAVE ENGINEERING	ALEX & SONS	1167	\$37.75
BOSWELL MC CLAVE ENGINEERING	BEDKAS, SEMUN	1168	\$75.50
BOSWELL MC CLAVE ENGINEERING	CORP. DEVELOPMENT	1169	\$679.50
BOSWELL MC CLAVE ENGINEERING	CRANE	1170	\$302.00
BOSWELL MC CLAVE ENGINEERING	D.A.B. BUILDERS	1171	\$151.00
BOSWELL MC CLAVE ENGINEERING	D.A.B. BUILDERS	1172	\$188.75
BOSWELL MC CLAVE ENGINEERING	ENDS BUILDERS	1173	\$357.50
BOSWELL MC CLAVE ENGINEERING	ENDS BUILDERS	1174	\$435.77
BOSWELL MC CLAVE ENGINEERING	ENDS BUILDERS	1175	\$286.00
BOSWELL MC CLAVE ENGINEERING	ENDS BUILDERS	1176	\$441.00
BOSWELL MC CLAVE ENGINEERING	ENDS BUILDERS	1177	\$367.50
BOSWELL MC CLAVE ENGINEERING	ERIK, SAMMY	1178	\$113.25
BOSWELL MC CLAVE ENGINEERING	PATEL	1179	\$679.50
BOSWELL MC CLAVE ENGINEERING	RIVERVIEW RACQUETBALL	1180	\$981.50
BOSWELL MC CLAVE ENGINEERING	RIVERVIEW RACQUETBALL	1181	\$453.00
BOSWELL MC CLAVE ENGINEERING	SOLOMON SCHECHTER	1182	\$151.00
		TOTAL	\$5,700.52









BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:61

Offered by: John J. Park

Seconded by: [Signature]

RESOLUTION OF THE BOROUGH COUNCIL OF THE BOROUGH OF NEW MILFORD, IN THE COUNTY OF BERGEN, NEW JERSEY, COVENANTING TO COMPLY WITH THE PROVISIONS OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED, APPLICABLE TO THE EXCLUSION FROM GROSS INCOME FOR FEDERAL INCOME TAX PURPOSES OF INTEREST ON OBLIGATIONS ISSUED BY THE BOROUGH OF NEW MILFORD AND AUTHORIZING THE MAYOR, BOROUGH CLERK, CHIEF FINANCIAL OFFICER AND OTHER BOROUGH OFFICIALS TO TAKE SUCH ACTION AS THEY MAY DEEM NECESSARY OR ADVISABLE TO EFFECT SUCH COMPLIANCE AND DESIGNATING A \$4,366,598 BOND ANTICIPATION NOTE, DATED FEBRUARY 1, 2008, PAYABLE JANUARY 30, 2009 AS A "QUALIFIED TAX-EXEMPT OBLIGATION" PURSUANT TO SECTION 265(b)(3) OF THE INTERNAL REVENUE CODE OF 1986, AS AMENDED.

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WHEREAS, the Borough of New Milford, in the County of Bergen, New Jersey (the "Borough") from time to time issues bonds, notes and other obligations the interest on which is excluded from gross income for Federal income tax purposes and desires to take such action as may be necessary or advisable to establish and maintain such exclusion; and

WHEREAS, the Internal Revenue Code of 1986, as amended (the "Code"), contains provisions with respect to the exclusion from gross income for Federal income tax purposes of interest on

obligations, including provisions, among others, which require issuers of tax-exempt obligations, such as the Borough to account for and rebate certain arbitrage earnings to the United States Treasury and to take other action to establish and maintain such Federal tax exclusion; and

WHEREAS, the Borough desires to designate a \$4,366,598 Bond Anticipation Note, dated February 1, 2008, payable January 30, 2009 (the "Note"), as a "qualified tax-exempt obligation" pursuant to Section 265(b)(3) of the Code;

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

SECTION 1. The Borough Council hereby covenants on behalf of the Borough, to the extent permitted by the Constitution and the laws of the State of New Jersey, to do and perform all acts and things permitted by law and necessary to assure that interest paid on the Note be and remain excluded from gross income of the owners thereof for Federal income tax purposes pursuant to Section 103 of the Code.

SECTION 2. The Mayor, Borough Clerk, Chief Financial Officer and the other officials of the Borough are hereby authorized and directed to take such action, make such representations and give such assurances as they may deem necessary or advisable to effect compliance with the Code.

SECTION 3. The Note is hereby designated as a "qualified tax-exempt obligation" for the purpose of Section 265(b)(3) of the Code.

SECTION 4. It is hereby determined and stated that (1) the Note is not a "private activity bond" as defined in the Code and (2) the Borough and its subordinate entities, if any, do not reasonably anticipate issuing in excess of \$10 million of tax-exempt obligations (other than private activity bonds) during the calendar year 2008.

SECTION 5. It is further determined and stated that the Borough has not, as of the date hereof, issued any tax-exempt obligations (other than the Note) during the calendar year 2008.

SECTION 6. The Borough will, to the best of its ability, attempt to comply with respect to the limitations on issuance of tax-exempt obligations pursuant to Section 265(b)(3) of the Code; however, said Borough does not covenant to do so, and hereby expressly states that a covenant is not made hereby.

SECTION 7. The issuing officers of the Borough be and they hereby are authorized to deliver a certified copy of this resolution to the original purchaser of the Note and to further provide such original purchaser with a certificate of obligations issued during the calendar year 2008 dated as of the date of delivery of the Note.

SECTION 8. This resolution shall take effect immediately upon its adoption.

The foregoing resolution was adopted by the following roll call vote:

Ayes:

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
BAY				
SUBRIZI	✓			
MURRAY				
PUTRINO	✓			✓
ZELNER	✓			
BACHMANN	✓			
Mayor (No)				
TOTAL				

Nays:

(SEAL)

ATTEST: Christine Lemuria  
Borough Clerk

2/12/08

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:62

Offered by: Que & Park

Seconded by: Gina DeLucia

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: New Milford-Teaneck Lodge #2290, BPOE

LICENSE TYPE: On-Premise 50/50

DATE: April 12, 2008 TIME: 8:00 PM – 12:00 PM

PLACE: 1 Ptl. Ray Woods Lane  
New Milford, NJ 07646

LICENSE #: 2008:02

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DE</del>				
SUBRIZI	✓			
MURRAY				✓
PUTRINO	✓			
ZEILNER	✓			
Beckman	✓			
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 February 12 20 08

Christine Kernus

SEAL



**RESOLUTION**

No. 2008:63

Offered by Linda DeLucia

Seconded by: David S. Park

**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:** New Milford-Teaneck Lodge #2290, BPOE

**LICENSE TYPE:** On-Premise Merchandise Draw

**DATE:** April 12, 2008      **TIME:** 8:00 PM – 12:00 PM

**PLACE:** 1 Ptl. Ray Woods Lane  
New Milford, NJ 07646

**LICENSE #:** 2008:03

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>RAY</del>				
SUBRIZI	✓			
MURRAY				✓
PUTRINO	✓			
ZELNER	✓			
<i>Buchanan</i>	✓			
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 February 12 2008

Christine Kemmis

SEAL

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:64

Offered by Arthur E. Zehn

Seconded by: [Signature]

**A RESOLUTION OPPOSING REVISIONS TO THE WRONGFUL DEATH STATUTE**

**WHEREAS**, Liability claims against municipalities are already increasing 10% per year; and

**WHEREAS**, the proposed revisions to the Wrongful Death Statute will add another 6% to 10% to this cost; and

**WHEREAS**, under the current wrongful death law, family members can already collect substantial compensation for actual losses such as medical bills and lost income as well as loss of companionship; and

**WHEREAS**, this bill will also allow juries to award substantial additional compensation for "emotional distress;" and

**WHEREAS**, this bill is contrary to the principles in Title 59; and

**WHEREAS**, without the limitations in Title 59, it would be very difficult for state, county and local government to respond to a wide range of emergency situations.

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Borough of New Milford, that we urge the legislature to exempt Title 59 entities from any expansion of the Wrongful Death Statute.

**BE IT FURTHER RESOLVED** that a copy of this resolution be sent to Senator Gerald Cardinale, Assemblyman John E. Rooney, Assemblywoman Charlotte Vandervalk, Governor Corzine, Senate President Cody and Assembly Speaker Roberts.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DAY</del>				
SUBRIZI	✓			
MURRAY				✓
PUTRINO	✓			
ZEILNER	✓			
<u>Archonand</u>	✓			
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 February 12 2008

Christine Kemmis

SEAL

2/14/08 - Sen. Cardinale, J. Rooney, C. Vandervalk, Gov. Corzine, Sen. Pres. Cody, Speaker Roberts

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:65

Offered by: [Signature]

Seconded by: Arthur E. Zulmer

**WHEREAS**, there is a need for a full-time Violations Clerk in the Municipal Court;  
and

**WHEREAS**, Sara Reilly, has been employed part-time in the Violations  
Department since July 9, 2007; and

**WHEREAS**, Judge Fleisig and Acting Court Administrator Susan Stucke have  
recommended Sara Reilly for this full-time position; and

**WHEREAS**, Sara Reilly has agreed to accept this full-time position from 8:00 a.m.  
to 4:00 p.m., five days per week at a salary of \$22,500, with entitlement to the same benefits  
as afforded the members of RWDSU, Local 108;

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and Council of the  
Borough of New Milford hereby approve the recommendation of Sara Reilly as Violations  
Clerk effective immediately.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
DAY				
SUBRIZI	✓			
MURRAY				✓
PUTRINO	✓			
ZEILNER	✓			
Beckmann	✓			
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 February 12 20 08

Christine Demus

SEAL

2/14/08 - C- S. Reilly, Judge Fleisig, Susan S.

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:66

Offered by: Arthur Ezelner

Seconded by: Giuseppe De Lucia

WHEREAS, on November 19, 2007 the Mayor and Council passed two emergency appropriation resolutions totaling \$275,000 for Police Salaries and Wages and Group Insurance, and

WHEREAS, at year end December 31, 2007 there were sufficient balances available in Police Salaries and Wages to fund the payment of salaries without the \$75,000 emergency appropriation, and

WHEREAS, there was \$40,000 available for Group Insurance which could reduce the \$200,000 emergency to \$160,000, and

WHEREAS, the Mayor and Council wish to cancel that part of the emergencies so as to not have to raise such amounts in the 2008 budget.

NOW, THEREFORE BE IT RESOLVED, by the Mayor and Council of the Borough of New Milford, that the emergency appropriation for Police Salaries and Wages of \$75,000 is hereby cancelled and that the emergency appropriation for Group Insurance is hereby reduced to \$160,000.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DAY</del>				
SUBRIZI	✓			
MURRAY				✓
PUTRINO	✓			
ZEILNER	✓			
<u>Seckman</u>	✓			
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 February 12 2008

Christine Demuro

SEAL

Mayor: C. S. Jacobucci, Mark Polito,

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:67

Offered by: [Signature]

Seconded by: Gina DeLucia

**WHEREAS**, the Northwest Bergen County Utilities Authority (NBCUA) has purchased Closed Circuit Television Video (CCTV) Inspection equipment to be used for inspection of sanitary and storm sewers within Bergen County; and

**WHEREAS**, the NBCUA charges for this service reflect the cost of operation and maintenance of the equipment, which is at a substantial savings as compared to the cost to hire a private contractor for the same service; and

**WHEREAS**, by the enactment of the Interlocal Services Act, N.J.S.A. 40:8A-1 et seq., the State of New Jersey has encouraged governmental units to enter into agreements for the joint provision of public services; and

**WHEREAS**, the Mayor and Council of the Borough of New Milford wish to enter into an agreement with the NBCUA for Sanitary Sewer Cleaning and an agreement for TV Inspection for calendar years 2008 and 2009; and

**WHEREAS**, the Council hereby authorizes Mayor Frank DeBari sign these agreements on behalf the Borough of New Milford;

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of New Milford have adopted this resolution at a meeting held on February 12, 2008 and that a copy of the resolution shall be forwarded with the interlocal agreements to Mr. Robert Genetelli, NBCUA, 30 Wyckoff Avenue, PO Box 255, Waldwick, NJ 07463.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DEBARI</del>				
SUBRIZI	✓			
MURRAY				
PUTRINO	✓			✓
ZEILNER	✓			
<i>Backman</i>	✓			
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 February 12 20 08  
Christine Demaris

2/13/08 SEAL  
cc: NBCUA

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:68

Offered by: *Mary Ann Perrone*

Seconded by: *[Signature]*

**WHEREAS**, The Mandatory Source Separation and Recycling Act, P.L. 1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

**WHEREAS**, It is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

**WHEREAS**, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

**WHEREAS**, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

**WHEREAS**, A resolution authorizing this municipality to apply for such tonnage grants for calendar year 2007 will memorialize the commitment of this municipality to recycling and to indicate the assent of the Mayor and Council to the efforts undertaken by the municipality and the requirements contained in the Recycling act and recycling regulations; and

**WHEREAS**, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Borough of New Milford that the Borough of New Milford hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Mary Ann Perrone to ensure that the application is properly filed; and

**BE IT FURTHER RESOLVED**, that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DAY</del>				
SUBRIZI	✓			
MURRAY				✓
PUTRINO	✓			
ZEILNER	✓			
<i>Beckmann</i>				
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 *February 12* 20 *08*

*Cristine Demaris*

SEAL

*1/2/08 - C - Mary Ann Perrone*