

MAY 29, 2008

MINUTES
BOROUGH OF NEW MILFORD
7:00 PM OPEN SESSION
CLOSED WORK SESSION immediately following
Monday, March 10, 2008

Councilman Arthur Zeilner	Present
Councilman Keith Bachmann	Present
Councilman Joseph Murray	Present
Council President Tina DeLucia	Present
Councilwoman Ann Subrizi	Present (7:05 pm)
Councilman Michael Putrino	Present
Mayor Frank DeBari	Present

Mayor DeBari read the Open Public Meeting and Mission Statements.

Open Session:

Mayor DeBari asked Borough Auditor, Steve Wielkotz, to speak about the budget. Mr. Wielkotz stated the budget is before the Mayor and Council for introduction only. The Borough lost \$199,000 in total for State Aid. The municipal taxes will increase approximately \$225 per home; over an 11% increase. The extraordinary aid is still in place but with less money.

The meeting was closed on a motion from Council President DeLucia. Councilman Bachmann seconded the motion. All present in favor, none opposed.

Closed Session:

1. Medical Insurance Renewal
2. Police Contract Negotiations: M. Ruderman

Councilwoman Subrizi made a motion to open the meeting to the public. Councilman Murray seconded the motion. All present in favor, none opposed.

Open Session:

The Administrator spoke about the sewer back-ups. She referenced her meeting with Mr. Calamari and a Servepro representative in which the bills were reduced. The Administrator is looking into the reimbursement issue with the Joint Insurance Fund.

The Administrator confirmed the Mayor and Council received the memo from Ms. Potash regarding tax exempt properties stating difficulty in charging for occasional rentals.

The Administrator stated she received two requests for banners. The Fire Department requested a banner for Fire Awareness Day to be hung from September 29, 2008 through October 12, 2008. The Library requested a banner to be hung from March 31, 2008 through April 21, 2008 for National Library Week. Councilman Zeilner commented that a letter will be forthcoming from the Environmental Commission for a banner for Clean Communities Day. Councilman Putrino

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stated a memo should be sent out to all Boards and Commissions stating banners are not approved on a first come first serve basis, all will be accommodated.

The Administrator referenced a sample resolution, previously supplied to the Mayor and Council, opposing the Governor's State Budget. Council President DeLucia stated a resolution should be on the next meeting's agenda; all in favor.

The Administrator stated the homeowner of 445 West Park Drive came in to the Borough Hall regarding the problem of water pooling in his backyard. The Administrator referenced the minutes of the meeting on May 14, 2007, in which the Boswell Engineer went into the matter in detail. Councilman Bachmann stated this matter has already been discussed and determined that the drainage system is the homeowner's responsibility. The Council was in agreement that absent proof, survey or deed showing an easement, it is not the Borough's pipe and should not be maintained by the Borough.

The Administrator discussed website preferences with the Mayor and Council. The Administrator polled the Mayor and Council on the idea of Council e-mail available through the website. Councilman Bachmann requested, for liability reasons, the Borough Attorney write a disclaimer for all outgoing e-mails stating it is not official notice and the councilperson is not speaking for the town. On roll call vote those in favor of council e-mail, DeLucia, Subrizi, Putrino, Zeilner; not in favor, Bachmann; abstain, Murray. Councilman Bachmann and Councilman Murray opted out of having council e-mail.

The Administrator announced that Council photos will be taken at 6:50 PM before the Public Meeting on March 24, 2008.

The Administrator reported that FEMA has identified only two homes as being eligible as a Severe Repetitive Loss, neither of which have ever indicated to the town that they have had any problems. FEMA will contact the homeowners directly; however they asked the Borough to do the same. The Administrator asked the Council if there were any objections to her sending a Severe Repetitive Loss letter to the homeowners, no objections noted.

The Administrator received a letter from Little League requesting a parade date of April 12, 2008 with a rain date of April 19, 2008. No objections from the Council. The Administrator was told by the Police Chief that Recreation requested April 13, 2008 for the softball parade.

The Administrator referenced a memo from Sgt. Jones regarding the removal of a bus stop on Boulevard north of Ridge Street. Councilman Zeilner stated Lt. Boccher looked into this prior to his retirement; it was his opinion to move the bus stop north of its current location. It was the opinion of Sgt. Jones that the bus stop could be removed entirely. Councilman Zeilner motioned to follow Sgt. Jones recommendation to remove aforesaid bus stop. Councilwoman Subrizi seconded the motion. On roll call vote Zeilner, Putrino and Subrizi for the motion; Bachmann, DeLucia, Murray and DeBari against the motion. The matter is tabled, for further discussion to the March 24, 2008 meeting, pending inspection by the Council.

The Administrator received a letter from the 5th Grade Social Fundraising Committee of Berkley and Gibbs Schools requesting use of the Borough parking lot on May 3, 2008 rain date May 17,

2008 for a car wash. Barring other department input, the Council has no objections. The Administrator will confirm insurance coverage and request a hold harmless agreement.

Councilman Putrino reported that Chief Papapietro has reviewed the Fire Department's 5k run plan and has no objections. It was determined that the DPW could layout the barriers on the Friday afternoon before the run and the Fire Department volunteers could put them out the day of. The Administrator will discuss Police overtime and use of the Police Auxiliary with Chief Papapietro. Councilwoman Subrizi reiterated that they must have insurance. Mayor DeBari requested that Dale Christensen of Fire Company #1, come to the meeting on March 24, 2008 to discuss the matter further.

Councilman Putrino asked if there was a response from the attorney of the Hirschfeld resident who requested a CD of the meeting. The Administrator stated there was no response.

Councilman Putrino stated Dumont sent a thank you to the New Milford Hazmat team for their recent assistance.

Councilwoman Subrizi had nothing to report.

Councilman Bachmann asked the Council for their opinion on the trust fund for big equipment. Mayor DeBari stated years ago the Mayor and Council put away approximately \$20,000 per year earmarked for a fire truck. The Mayor and Council stopped this practice in 1991, because residents who paid taxes for all those years, then moved away, do not benefit from the purchase. The Council decided to ask Mr. Weilkotz if the Borough can use a trust fund for fire apparatus, similar to the Open Space Fund. Councilwoman Subrizi suggested putting it to referendum. The Administrator will check the cost of putting referendum on November ballot.

Councilman Zeilner had nothing to report.

Council President DeLucia had nothing to report.

Councilman Murray had nothing to report.

Mayor DeBari had nothing to report.

INTRODUCE ORDINANCE 2008:03

CALENDAR YEAR 2008 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK

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

Mayor DeBari stated the ordinance will be advertised and open for public comment at the March 24, 2008 meeting of the Mayor and Council.

Mayor DeBari questioned the rental of tax exempt properties. Mr. Moscaritolo stated it is very fact specific; due to lease involvement. Mr. Moscaritolo stated more information is needed; however it is the Tax Assessor's decision.

Mayor DeBari stated to the public that the 2008 Municipal Budget was being introduced. Mayor DeBari stated initially it was a 10% increase, approximately \$175 per average home; however the Borough lost \$199,000 in State funding. Mayor DeBari stated the budget is being introduced at an 11% increase, approximately \$225 per average home; all department heads have been told to work within the actual appropriations from 2007.

Council President DeLucia made a motion to open the work session to the public. Councilwoman Subrizi seconded the motion. All present in favor, none opposed.

COMMENTS FROM THE PUBLIC

Mr. Karl Schaffenberger, N. Park Drive, came forward to address the Council. His home was involved in the floods of 1999 and 2007. Mr. Schaffenberger stated that he is astounded that the Governing Body would even consider the proposed Riverwalk.

Mayor DeBari stated the County Executive requested time at the Council meeting only hours before it began. The County Executive explained the Riverwalk would be 22 miles long from Oradell to Little Ferry.

Councilwoman Subrizi stated she wanted a commitment from the County Executive before any further presentations are scheduled so the residents that are affected can attend; she did not want it to seem as though the Council was having a meeting without noticing the public.

Council President DeLucia pointed out the New Milford Woods has a deed restriction which does not allow anything but passive recreation.

Mayor DeBari stated the Riverwalk is merely in the presentation stage and that is what the County Executive has proposed. It was Mayor DeBari's opinion that the County Executive has left it in the Borough's hands whether or not they wish to move forward.

Councilwoman Subrizi questioned why the Borough was discussing this issue again; it was her opinion that if the County Executive wished to pursue it, he would return with plans.

Mayor DeBari stated he does not think the County Executive will return unless the Borough wishes to proceed.

Councilman Bachmann stated the proposed path will have people walking from one town, through our town, to get to another; this will invite garbage, noise, police problems, etc. He questioned why the Borough would want to invite the problem, with no benefit.

Councilwoman Subrizi stated she has heard enough to know she does not want it.

Mayor DeBari stated the matter should be placed on an agenda for formal discussion.

The Council decided to ask the County Executive to come to the Public Meeting in April.

Lauren Maehrlein. came forward to address the Council. She asked if the Borough could adopt an ordinance stating there will be no development within certain footage of the river.

Mr. Schaffenberger stated he has been on the Environmental Commission for 20 years, and the Commission has never felt the Riverwalk was a good idea.

Ms. Mildred Zombeck, 51 Bulger Avenue, came forward to address the Council. Ms. Zombeck felt it could be dangerous having people walking through resident backyards.

Ms. Jody Seifert, 53 Bulger Avenue, came forward to address the Council. Ms. Seifert referred to the Borough Engineer's statement at a recent Council Meeting; the reason certain areas flood is due to overdevelopment. Ms Seifert stated the Riverwalk is overdevelopment.

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

RESOLUTIONS:

- 2008:78 Closed Session
- 2008:79 Payment of Bills and Vouchers
- 2008:80 Award contract for the 1500 GPM Pumper Fire Truck to Crimson Fire
- 2008:81 Authorize State of New Jersey DEP Green Acres Enabling Resolution for \$935,000 grant for Open Space Preservation Initiative
- 2008:82 Authorize Local Finance Board Application
- 2008:83 Introduce 2008 Municipal Budget
- 2008:84 Approve United Water New Jersey, Inc. request for the installation of fire hydrant on Madison Avenue
- 2008:85 Approve one year option with Scuffy Carting effective May 1, 2008 in the amount of \$165,565.53 for collection and disposal of residential recycling materials
- 2008:86 Confirm Endorsement Art Center of Northern New Jersey application for Community Development Funding
- 2008:87 Approve Interlocal Agreement with River Edge for July 4th Fireworks
- * 2008:88 Approve Appropriation Transfers from Reserves for Budget Year 2007

VOTE ON RESOLUTIONS:

Councilman Zeilner made a motion to approve resolution #2008:83, Introduction to the 2008 Municipal Budget. Councilman Bachmann seconded the motion. All present in favor, on a roll call vote, none opposed.

Council President DeLucia made a motion to approve resolutions #2008:78 through #2008:82 and #2008:84 through #2008:88. Councilman Murray seconded the motion. All present in favor, none opposed.

Councilman Murray made a motion to go into closed session. Council President DeLucia seconded the motion. All present in favor, none opposed.

Closed Session

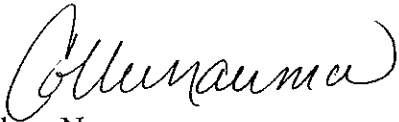
1. Herbert Henry Correspondence
2. Tax Assessor
3. Cell Tower Proposal – Henley Avenue
4. Farm Acquisition

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

ADJOURNMENT

Council President DeLucia made a motion to adjourn. Councilman Murray seconded the motion. All present in favor, none opposed. Time 11:38 PM.

Respectfully submitted,



Colleen Naumov
Deputy Borough Clerk

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008: 78

Offered by: Dave S. Putrino 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	✓			
DELUCIA				
SUBRIZI	✓			
MURRAY	✓			
PUTRINO	✓			
ZEHLNER	✓			
Backman				
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 March 10 20 08

Christine Demisis

SEAL

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:79

Offered by: [Signature]

Seconded by: [Signature]

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 \$ 2,043,790.90.

Member	Aye	No	Abstain	Absent
DELUCIA	/			
DELO				
SUBRIZI	/			
MURRAY	/			
PUTRINO	/			
ZEILNER	/			
Backman	/			
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 March 10 20 08

Christine Demaris

SEAL

BOROUGH OF NEW MILFORDBill listMARCH 10, 2008

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NEW MILFORD BOARD	640083.08	1/3 MARCH 2008 SCHOOL	SCHOOL	45949
PAYROLL	170803.20	ANNUAL PERS EMPLOYER	PENSIONS &	45950
PAYROLL	714449.00	PFRS ANNUAL EMPLOYER	PENSIONS &	45951
OXFORD HEALTH	154080.95	MARCH 2008 PREMIUM	INSURANCE	45952
VALIC	9438.00	LOSAP 2007-VOLUNTEER	FIRE	45953
NORMAN KRAUSE	215.00	REIMB. 2008 MEMBERSHIP	PUBLIC	45954
VERIZON	22.45	261-7436 2/5-3/4/08	UTILITIES	45955
WINE & ROSES, INC.	160.00	INV.466299 FUNERAL	MUNICIPAL	45956
POSTMASTER	175.00	2008 ANNUAL FEE BULK	MUNICIPAL	45957
SPRINT NEXTEL	579.23	INV.345814117078	UTILITIES	45958
N.J. PLANNING	54.00	MANDATORY CLASS-HEDY	PLANNING	45959
N.J. PLANNING	54.00	MANDATORY CLASS-EILEEN	PLANNING	45960
NELSON-PATTERSON	1173.00	MARCH FIREMEN'S LIFE	INSURANCE	45961
RELIANCE STANDARD	1133.07	MARCH PREMIUM STD	INSURANCE	45962
RUTGERS UNIVERSITY	122.00	COURSE 8326A	BOARD OF	45963
PAYCHEX	1067.09	INV.58974, 60311	MUNICIPAL	45964
PERFECT PARTIES	296.69	INV.12608 HOLIDAY	EMERGENCY	45965
BERGEN DOOR	225.00	INV.3830 REPAIR	PUBLIC	45966
TECO	2170.95	INV.182300	PUBLIC	45967
AUTOMOTIVE BRAKE	49.50	INV. 41039	FIRE	45968
NORTHEAST GAS	64.00	INV.2859 JAN.	PUBLIC	45969
J.E. RODGERS	25.00	INV.3269 STREET NAME	PUBLIC	45970
DELUXE	26.64	INV.263182	PUBLIC	45971
CLIFFSIDE BODY	185.65	INV.44660	PUBLIC	45972
STEWART	190.80	INV.135392 FEB. COPIER	MUNICIPAL	45973
MAIN AUTO SUPPLY	868.85	11 INVOICES	PUBLIC	45974
RACHLES/MICHELE'S	2040.70	INV.68670	UTILITIES	45975
ALLIED OIL COMPANY	2347.13	INV.746365 2/5-2/12/08	UTILITIES	45976
ALLIED OIL COMPANY	1710.40	INV.747327	UTILITIES	45977
TRICO EQUIPMENT	141.06	INV.PT82867	PUBLIC	45978
GALL'S INC.	170.00	INV.5927744800011 10	POLICE	45979
WARP DRIVE	59.95	FEB. WEB DOMAIN	MUNICIPAL	45980
SCOTT GRAPHICS	180.00	INV.7264 BUSINESS	BOARD OF	45981
STAPLES INC.	115.37	2/15/08 AUTH.NO.115481	MUNICIPAL	45982
RIDGEWOOD	22.41	INV.S4764755.1	PUBLIC	45983
DELTA PRODUCTS	509.15	INV.158590	PUBLIC	45984
InTIME SOLUTIONS	167.00	INV.5183	POLICE	45985
QUENCH	183.00	INV.6771966	PUBLIC	45986
QUENCH	0.00	INV.6771966	SENIOR	45986
QUENCH	183.00	INV.6771966	SENIOR	45986
DENNIS J. OURY,	287.50	INV.37607	ZONING	45987
AINGERS INC.	56.97	INV.9564689058	PUBLIC	45988
D. & E. UNIFORMS	380.95	INV.43479, 43508	POLICE	45989
H & H MACK SALES,	791.69	INV.280380036, 28032001	PUBLIC	45990
NATIONAL ARBOR DAY	15.00	2008 DUES-MEMBER	RECYCLING	45991
STATE LINE	38.65	INV.61143	PUBLIC	45992
AQUARIUS	23.53	INV.1039107, 1039014	PUBLIC	45993

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
RELIABLE WOOD	3980.00	INV.41930,41931,41933,	RECYCLING	45994
VERIZON	126.06	265-1712,265-1631	UTILITIES	45995
GOODYEAR AUTO	717.40	INV.149685 TIRES	Flood	45996
ELFORD FLOWERS &	69.38	INV. 488 FLOWERS FOR	PLANNING	45997
ELFORD FLOWERS &	0.00	INV. 488 FLOWERS FOR	ZONING	45997
ELFORD FLOWERS &	69.37	INV. 488 FLOWERS FOR	ZONING	45997
NORTH JERSEY MEDIA	0.00	#2219929,2228668,22287	PLANNING	45998
NORTH JERSEY MEDIA	18.01	#2219929,2228668,22287	PLANNING	45998
NORTH JERSEY MEDIA	254.25	#2219929,2228668,22287	PLANNING	45998
DELL COMPUTER	159.98	INV.XCD1F8D31 - 2	FIRE	45999
Total	1712530			

Total Bill List: 1712530.06

BOROUGH OF NEW MILFORDBill listMARCH 10, 2008 CAPITAL

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
FELDMAN BROTHERS	17.46	INV.565351 -MATERIALS	2007	4169
HY-VIZ, INC.	600.00	INV.TYL-6116 40	2006	4170
QUALITY COOLING	550.00	INV.531499 ADDITONAL	2007	4171
QUALITY COOLING	350.00	INV.531499 INSTALL	2007	4172
COOPER ELECTRIC	229.95	INV.2668411,2647683	2007	4173
QUALITY COOLING	1675.00	INV.531499 A/C UNIT	2007	4174
QUALITY COOLING	1200.00	INV.531499 A/C	2007	4175
BOSWELL MCCLAVE	11359.00	INV.26180 2/13/08	2007	4176
BOSWELL MCCLAVE	156.00	INV.26719 2/13/08	2005	4177
BOSWELL MCCLAVE	819.00	INV.26178 2/13/08	2007	4178
BOSWELL MCCLAVE	363.00	INV.26177 2/13/08	CURBS,	4179
BOSWELL MCCLAVE	271.38	INV.26403 2/19/08	HARDCASTLE	4180
L-3 COMMUNICATIONS	250.00	INV.65032 1/23/08 BASE	2005	4181

Total **17840.8**

Total Bill List: 17840.79

BILL LIST FOR MEETING OF:		
MARCH 10, 2008		
CURRENT ACCOUNT		
VENDOR	CHECK NO.	AMOUNT

BOROUGH OF NEW MILFORD-PAYROLL-MARCH 1-MARCH 15, 2008 (ESTIMATE)	46000	\$290,000.00
BOROUGH OF NEW MILFORD-PAYROLL-FICA TAXES 3/1-3/15/06 (ESTIMATE)	46001	\$8,700.00
BOROUGH OF NEW MILFORD-PAYROLL-MEDICARE TAXES 3/1-3/15/08 (ESTIMATE)	46002	\$3,600.00
		\$302,300.00

BILL LIST FOR MEETING OF:			
MARCH 10, 2008			
ESCROW ACCOUNT			
VENDOR	ACCOUNT	CHECK NO.	AMOUNT
BOSWELL MC CLAVE ENGINEERING	D.A.B. BUILDERS	1194	\$377.50
DENNIS J. OURY, ESQ. LLC	LUCERNE	1195	\$212.50
BOSWELL MC CLAVE ENGINEERING	LUCERNE	1196	\$943.75
BOSWELL MC CLAVE ENGINEERING	SOLOMON SCHECHTER	1197	\$264.25
BOSWELL MC CLAVE ENGINEERING	BLAUSTEIN	1198	\$39.00
BOSWELL MC CLAVE ENGINEERING	D.A.B. BUILDERS	1199	\$168.00
BOSWELL MC CLAVE ENGINEERING	LUCERNE	1200	\$390.00
BOSWELL MC CLAVE ENGINEERING	MALTESE POOLS	1201	\$390.00
BOSWELL MC CLAVE ENGINEERING	NELSON COMMONS	1202	\$1,096.50
BOSWELL MC CLAVE ENGINEERING	NELSON COMMONS	1203	\$64.50
BOSWELL MC CLAVE ENGINEERING	SOLOMON SCHECHTER	1204	\$117.00
BOSWELL MC CLAVE ENGINEERING	SOLOMON SCHECHTER	1205	\$39.00
BOSWELL MC CLAVE ENGINEERING	T-MOBILE	1206	\$780.00
		TOTAL	\$4,882.00

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:80

Offered by: Diane S. Park

Seconded by: Ann Subrizi

WHEREAS, the Mayor and Council of the Borough of New Milford have appropriated funds via Bond Ordinance #2008:01 for the purchase of one (1) 1500 GPM Pumper for the New Milford Volunteer Fire Department, and

WHEREAS, the aforesaid truck is in the best interest of the residents of New Milford; and

WHEREAS, the Borough of New Milford advertised for an received bids on January 23, 2008; and

WHEREAS, one bid was received from Crimson Fire in the amount of \$394,525.00; and

WHEREAS, the bid was reviewed by the New Milford Fire Department Truck Committee and was found to be in compliance with the specifications supplied;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of New Milford hereby award the contract for the 1500 GPM Pumper to Crimson Fire.

BE IT FURTHER RESOLVED, that a copy of this resolution be provided to Fire Chief Pat Boselli, Crimson Fire, 907 7th Avenue North, Brandon, SD 57005 and Ron Huber, New Jersey Emergency Vehicles, 2201 Atlantic Avenue, Manasquan, NJ 08736.

Member	Aye	No	Abstain	Absent
DELUCA	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
DELUCA	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
SUBRIZI	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
MURRAY	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
PUTRINO	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ZEILNER	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<i>Aschmann</i>	<input checked="" type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
Mayor (tie)	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
TOTAL				

I hereby certify that the above is a true copy of a resolution passed by the Council of the Borough of New Milford at the meeting held on March 10 2008

Christine Demus

SEAL

3/10/08 c. Chief Boselli, Crimson Fire, Ron Huber

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:82

Offered by: De Lucia

Seconded by: Arthur Zeilner

Resolution Of The Borough of New Milford
Making Application To The Local Finance Board
Pursuant To N.J.S.A 40A:4-45.3(ee) and 40A:4-45.46

WHEREAS, the Governing Body 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 surplus, levy, waiver pursuant to N.J.S.A. 40A:4-45.3(ee) and 40A:4-45.46 and,

WHEREAS, the Governing Body believes that:

- (a) it is in the public interest to accomplish such purpose; and,
- (b) the surplus, levy 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 Governing Body 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 surplus, levy 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.

Recorded Vote

AYE: Zeilner, Bachmann, Murray, De Lucia, Subrizi, Putrino
NO: None
ABSTAIN: None
ABSENT: None

Certification:

The foregoing is a true copy of a resolution adopted by the Governing Body of the Borough of New Milford on March 10, 2008.

Christine Demus
(Signature and seal of clerk)

3/10/08
Date

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008: 83

Offered by: Ann Subrizi

Seconded by: Tina DeIucia

MUNICIPAL BUDGET NOTICE

SECTION 1.

Municipal Budget of the Borough of New Milford, County of Bergen for the Fiscal Year 2008

Be It Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2008;

Be It Further Resolved, that said Budget be published in the Ridgewood News

in the issue of March 21st, 2008

The Governing Body of the Borough of New Milford does hereby approve the following as the Budget for the year 2008:

RECORDED VOTE

(insert last name)

(	Zeilner	(		(	Abstained (None
(	Bachmann	((
(	Murray	((
Ayes (	Delucia	Nays (	None	(
(	Subrizi	((
(	Putrino	(		(	Absent (None
(((

Notice is hereby given that the Budget and Tax Resolution was approved by the Mayor and Council of the Borough of New Milford, County of Bergen, on March 10th, 2008.

A Hearing on the Budget and Tax Resolution will be held at Borough Hall, on May 28th 2008 at 8:30 o'clock (P.M.) at which time and place objections to said Budget and Tax Resolution for the year 2008 may be presented by taxpayers or other interested parties.

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008:84

Offered by: [Signature]

Seconded by: [Signature]

WHEREAS, United Water New Jersey, Inc. has made a request to erect one (1) fire hydrant on the south side of Madison Avenue, approximately two-hundred twenty two feet (222') east of the centerline of Marion Avenue; and

WHEREAS, the Order for Hydrants and sketch has been reviewed by the Zoning Officer, the Chief of Police, and the Fire Marshall; and

WHEREAS, there were no objections to the placement of this hydrant as outlined;

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Borough of New Milford hereby approve the request by United Water New Jersey, Inc. to install one fire hydrant on the south side of Madison Avenue, approximately two-hundred twenty two feet (222') east of the centerline of Marion Avenue;

BE IT FURTHER RESOLVED that a copy of this resolution, with the Order for Hydrants, be forwarded to Frank McGlynn, Project Manager, United Water New Jersey, Inc., 60 DeVoe Place, Hackensack, NJ 07601.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
DELO				
SUBRIZI	✓			
MURRAY	✓			
PUTRINO	✓			
ZEILNER	✓			
<i>Frank McGlynn</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 March 10, 2008

[Signature]

SEAL

1/11/08 c. F. McGlynn - UWNJ

ORDER FOR HYDRANTS
UNITED WATER NEW JERSEY INC.

Gentlemen:

I hereby certify that the following is a copy of a resolution duly passed by the Mayor and Council of the New Milford, NJ, at a meeting duly called and held on the 10 day of March 2008.

"RESOLVED, that United Water New Jersey, Inc. is hereby requested to erect s fire hydrant at the following designated place, to be used for fire purposes only, in accordance with the Rules and Regulations of the Company, and its rates as set forth in its Schedule of Rates filed with the New Jersey Board of Public Utilities in Newark, NJ."

LOCATION OF HYDRANTS
(revised)

X-36138 South side of Madison Avenue, approximately 222'
east of the centerline of Marion Avenue.

New Milford, New Jersey
Inves. No. 51815
February 22, 2008

Dated:

March 10, 2008

Clerk:

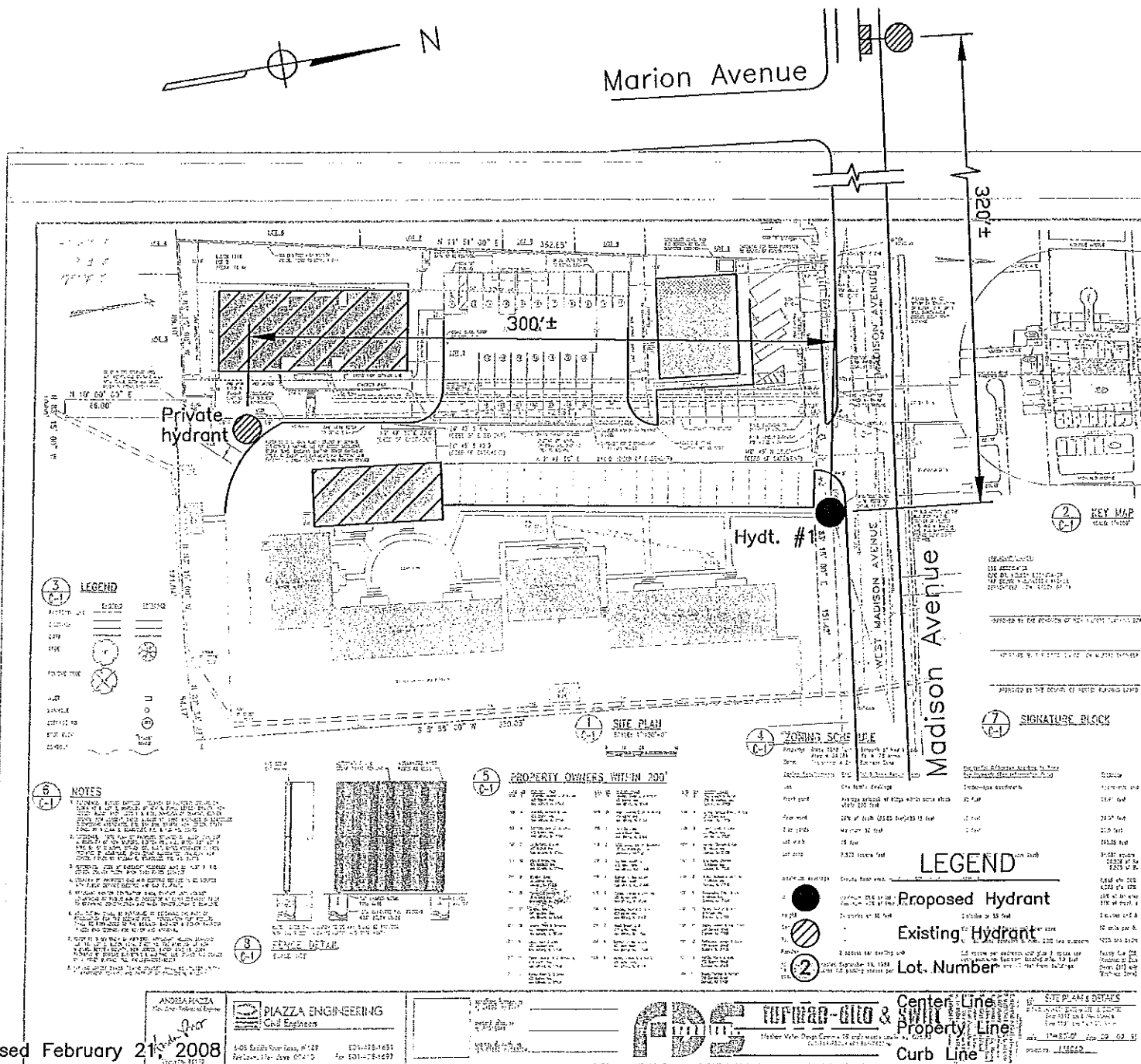
Christine Demaris

Proposed Location of Public Fire Hydrant

In New Milford

Investigation No. 51815

Date: July 11, 2007



The location of the fire hydrant(s) as shown on the above sketch is hereby approved.

BY:

Christina Remus

Clerk

3/10/08

Date

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:85

Offered by: W. J. Perrone

Seconded by: A. Zeilner

WHEREAS, the Mayor and Council of the Borough of New Milford advertised for public bids in connection with Collection, Removal and Disposal of Recycling Materials from 1-4 Family Residences on a shared service basis with the Borough of Oradell; and

WHEREAS, bids were received and opened on April 14, 2005 at 10:00 AM in Oradell Borough Hall, Oradell, New Jersey; and

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, Scuffy Carting, LLC, Passaic, NJ was the lowest responsible bidder; and

WHEREAS, the Borough of New Milford, subject to the terms and conditions set forth in Resolution 2005:90, passed on April 25, 2005 accepted the bid of Scuffy Carting, LLC.; and

WHEREAS, the agreement between the Borough of New Milford and Scuffy Carting, LLC dated April 26, 2005 (the "Agreement"), provided, among other things, for four 1-year options subsequent to the expiration of the base contract term (May 1, 2005 through April 30, 2006); and

WHEREAS, the Borough of New Milford wishes to exercise the third 1-year option provided for in the Agreement;

NOW, THEREFORE, BE IT RESOLVED, that the Borough of New Milford does hereby exercise the third 1-year option pursuant to the agreement between the Borough of New Milford and Scuffy Carting, LLC at the price recited in such Agreement or 61% of the total bid for 2008 of \$271,418.91 or \$165,565.53;

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to the Recycling Coordinator, Mary Ann Perrone and to Scuffy's Carting, LLC 80 Liberty Street, Passaic, NJ 07055.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
DELO				
SUBRIZI	✓			
MURRAY	✓			
PUTRINO	✓			
ZEILNER	✓			
<u>A. Zeilner</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 March 10 20 08

Christine Demaris

SEAL

3/11/08 C. M. Perrone, Scuffy's Carting

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008:86

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

WHEREAS, a Bergen County Community Development grant of \$58,000 has been proposed by Art Center of Northern New Jersey for a Barrier Free Access to the lower level of the building in the municipality of New Milford, and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

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

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid un-programmed Community Development funds.

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

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program, One Bergen County Plaza, Hackensack, NJ 07601, and the Art Center of Northern New Jersey, 250 Center Street, New Milford, NJ 07646 so that implementation of the aforesaid project may be expedited.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
DELO				
SUBRIZI	✓			
MURRAY	✓			
PUTRINO	✓			
ZEILNER	✓			
<i>[Signature]</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 March 10 2008

Cristine Demaris

SEAL

3/10/08 c - BCCD, Art Center, NJ

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:87

Offered by: Ann Subrizi

Seconded by: John Zolner

WHEREAS, the Borough of River Edge and the Borough of New Milford have identified a need to hold a display of Fireworks on July 4th, 2008 with rain date July 6th, 2008; and

WHEREAS, the public policy for the State encourages municipalities to act together to solve specific problems to them; and

WHEREAS, the Boroughs of River Edge and New Milford have proposed that they enter into an Interlocal Agreement to share the cost, and determine other matters relative to holding the display of Fireworks on July 4th, 2008, rain date July 6th, 2008; and

WHEREAS, the execution of an Interlocal Agreement between the Borough of River Edge and the Borough of New Milford pursuant to the provision of N.J.S.A. 40:8A-1 et seq. "The Interlocal Services Act", will, upon authorization and execution, permit the municipalities to share the cost of \$15,000, and each municipality will be responsible for any additional determine other matters relative to holding the display of Fireworks on July 4th or 6th, 2008; and

WHEREAS, a contract will be prepared with Garden State Fireworks Inc. for a fireworks display to be held on the above dates; and

WHEREAS, the Chief Financial Officer has certified that funds are available from Public Events Account;

WHEREAS, the Borough of New Milford will be the Lead Agency for the Interlocal Agreement.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Borough of New Milford that the Borough of New Milford will enter into the Interlocal Services Agreement on file with the Borough Clerk.

BE IT FURTHER RESOLVED that the Mayor and Clerk are authorized to execute the Interlocal Services Agreement and contract with Garden State Fireworks, Inc. with the Borough of River Edge and the Borough Clerk is instructed to provide a copy of this resolution to the Borough of River Edge.

Member	Ay	No	Abstain	Absent
DELUCCIA	/			
SUBRIZI	/			
UNGERMAN	/			
PUTIGNANO	/			
ZELNER	/			
Mayor (UG)				
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 March 10 20 08

Christine Kemmis

SEAL

3/11/08 C. River Edge (2) copies

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008: 88

Offered by: [Signature] ..Lucia.. Seconded by: [Signature] ..[Signature]..

BE IT RESOLVED, by the Governing Body of the Borough of New Milford, that the following appropriation transfers from reserves, affecting the 2007 Local Municipal Budget Year, be approved:

BE IT FURTHER RESOLVED, that the proper Borough officers be and they are hereby directed to enter the said transfers on the financial records of the Borough:

ACCOUNT	ACCOUNT#	FROM	TO
	2007		
LEGAL			
O/E MISCELLANEOUS	20-1552-075		\$9,100.00
CODE ENFORCEMENT			
S&W - REGULAR	22-1951-136	\$4,000.00	
INSURANCE			
O/E - SEWER BACK UPS	23-2102-097		\$3,500.00
POLICE DEPARTMENT			
S&W - CROSSING GUARDS	25-2401-123	\$1,750.00	
POLICE DEPARTMENT			
O/E SUPPLIES	25-2411-102	\$2,000.00	
EMERGENCY MANAGEMENT			
ANNUAL DINNER	25-2522-011		\$300.00
PUBLIC WORKS			
S&W - REGULAR	26-2901-136	\$3,000.00	
PUBLIC BLDG & GROUNDS			
O/E - VEHICLE MAINTENANCE	26-3102-015	\$2,150.00	
		\$12,900.00	\$12,900.00

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 March 10 2008

[Signature]

SEAL

3/11/08 - C. Mark Polito

206A

**AGENDA
BOROUGH OF NEW MILFORD
SPECIAL MEETING
5:00 PM
Monday, March 17, 2008**

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

Mayor DeBari calls the meeting to order and reads the Open Public Meeting Law and Mission Statement.

Closed Session:

1. Farmland Easement Acquisition

Open Session:

RESOLUTIONS:

- 2008:89 (Not adopted - No Closed Session)
2008:90 Approve Revised Agreement for Acquisition of Farmland Easement:
563 River Road and 575 River Road

COMMENTS FROM THE PUBLIC

VOTE ON RESOLUTIONS

ADJOURNMENT

* NO CLOSED SESSION *

206

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008:89

Offered by:..... Seconded by:.....

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.

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 _____ 20____

SEAL

207

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:90

Offered by: None S. P...

Seconded by: J. Murray

Council Member	Motion	Second	Yea	Nay	Abstain	Absent
Bachmann			✓			
Subrizi			✓			
Putrino			✓			
DeLucia						✓
Murray			✓			
Zeilner			✓			
Mayor DeBari						

**A RESOLUTION AUTHORIZING AN AMENDMENT
TO CONTRACT FOR SALE FOR THE
ACQUISITION OF AN AGRICULTURAL AND
CONSERVATION EASEMENT FOR FARMLAND
PROPERTY IN THE BOROUGH OF NEW MILFORD**

WHEREAS, on November 19, 2007 the Borough of New Milford adopted a Resolution authorized Mayor to sign a farmland preservation agreement with the Bergen County Open Space Trust Fund which provided a grant of Five Hundred Thousand (\$500,000.00) for preservation of property commonly known as Perrone and Klinger Farms; and

WHEREAS, On March 10, 2008 the Borough adopted a Resolution authorizing the Mayor to sign an Amended Open Space Preservation Initiative with the State of New Jersey Green Acres in order to acquire additional funding/grants for the acquisition of an agricultural and conservation easement over the property commonly known as Perrone's and Klinger's Farms ; and

WHEREAS, the Borough of New Milford is desirous of acquiring an Agricultural/Conservation easement of this property for the purposes of permanently preserving and restricting the property to agricultural uses; and

WHEREAS, the Borough has entered into an agreement to acquire title to said agricultural easement upon receipt of sufficient grant monies to fund the purchase; and

WHEREAS, the sellers, Michael Perrone, William Klinger and Shaaron Klinger have determined it is in their best interest to execute and record a Deed of Conservation/Agricultural Easement prior to the Borough's receipt of the entirety of the necessary closing funds with the assurance that they will receive the balance of the purchase price upon receipt of these additional grants and/or the Borough's Open Space Account; and

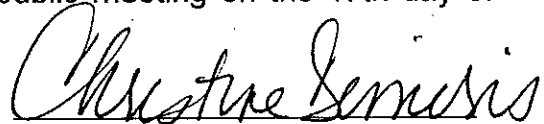
WHEREAS, there are sufficient funds in the Borough's Open Space account to partially fund the acquisition of the said easement;

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Borough of New Milford, County of Bergen and State of New Jersey that Mayor is hereby authorized to enter into an amendment of the contract for purchase of an Agricultural/Conservation Easement in order to acquire and record title to the easement.

Adopted: March 17, 2008 by roll call vote

CERTIFICATION

I hereby certify this to be a true copy of a Resolution adopted by the Mayor and Council of the Borough of New Milford at a public meeting on the 17th day of March 1008.



Christine Demiris
BOROUGH CLERK

