

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 23rd 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 1st, 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,

A handwritten signature in cursive script, appearing to read "Colleen Naumov".

Colleen Naumov
Deputy Borough Clerk