

MINUTES
BOROUGH OF NEW MILFORD
7:00 PM WORK SESSION
Monday, May 12, 2014



WORK SESSION:

Mayor Subrizi reads the Open Public Meeting and Mission Statements.

Councilman Diego Robalino	Present
Councilman Austin Ashley	Present
Council President Randi Duffie	Present
Councilman Dominic Colucci	Present
Councilwoman Hedy Grant	Present
Councilman Michael Putrino	Present
Mayor Ann Subrizi	Present

OPEN SESSION:

1. Grant Opportunities – Hirschfeld Brook – Marlene Casey

Mayor Subrizi referenced an email from Det. Ron Salzano of Bergen County OEM. Ms. Casey provided copies of the email to the Council. Ms. Casey said the Borough submitted the application for Hirschfeld Brook under flood mitigation immediately following the Sandy disaster declaration. Because New Milford did not have damage as a result of Hurricane Sandy, the application was taken out of the mitigation category but she was told the project scored well and the State wanted to fund it so they were looking for a different funding source. Ms. Casey said there was balance money left in New Jersey from Hurricane Irene and it was to be reprogrammed for New Milford; she was told we would receive \$1,000,000. A few months later Ms. Casey was notified the balance money disappeared. She said she called the State OEM and spoke with the Washington liaison, Lt. Michael Gallagher, and told him we have done everything up to and including paying for plans and purchasing the permits and we are now “shovel ready.”

Ms. Casey spoke to Det. Salzano because he speaks on behalf of Bergen County when federal representatives come to Trenton. Det. Salzano called Trenton and conferenced Ms. Casey on the call during which the State admitted they had promised New Milford the money but that they do not have it. Lt. Gallagher mentioned money that had recently been recaptured from Paterson, which was also Irene money. He said only Governor Christie can reprogram the money. Det. Salzano went on record, with the email, saying as far as any Bergen County project is concerned he is recommending New Milford specifically for this reprogrammed fund. The State representatives said the Council should write a letter to the Governor and send copies of the letter to all local legislators. The Governor will ask the local legislators if they are recommending the project. Ms. Casey said we can go out to bid on the project but cannot award it prior to receiving notification of that the project will be funded. The Council agreed the Borough Attorney should draft the letter.

Ms. Casey reminded the Council she is waiting for additional letters of support on the River Road Streetscape. She suggested letters from local merchants. She is awaiting a letter from the County Engineer confirming his support as it is a county road. She said the deadline for the application has been extended to June 30th.

Ms. Casey reported the 2014 DOT application, for the last section of the Boulevard and Monmouth, did not get funded. She said it may not be scoring as high as it may have in the past and suggested we may need to consider other roads for the 2015 application which will be announced in June. She said the road needs to be in bad shape and highly traveled and it would help if there was a generator such as a school or church. Mayor Subrizi asked about Ridge and noted the proximity to the Library and a church parking lot. Ms. Casey said Ridge might be a good option. She suggested reviewing the DPW Superintendent's list with the input of the Police Department.

Ms. Casey reported there is \$100,000,000 available through Green Acres – for one round in one year. She said they expect about \$400,000,000 in applications. She acknowledged this was being considered for the purchase of the historic home but said if there is something more important to the town she could wait. She reminded the Council with New Milford's planning incentive status the borough would qualify for 50% grant and 50% low interest loan.

Councilman Robalino said he, Councilman Putrino, and Councilman Ashley have been discussing the possibility of a joint venture with the Board of Education to lease a field for which the Borough would maintain control. He asked if the Borough would qualify for grants to maintain and improve the field. Ms. Casey said it would need to be a 100 year lease. The Administrator asked if that requirement is for Green Acres, noting the County had a comprehensive list of questions that would need to be addressed prior to determining if the property would be eligible for County Open Space funding. Ms. Casey said the County closely follows the Green Acres requirements. Ms. Casey said Green Acres may have a form of lease agreement. Mayor Subrizi said the discussion is with an eye toward Berkley field.

2. NMPD Headquarters – Robbie Conley

Mr. Conley distributed the needs assessment, which was completed last February. He said the needs assessment is what was utilized to design the PD Headquarters.

Councilman Robalino said he had wanted the Records Department to be in the new building but he now understands that it cannot be.

Councilman Colucci asked when the addition was recently downsized if the needs assessment was taken into consideration. Mr. Conley said a couple of spaces that were considered less important, such as Community Policing, OEM, and Auxiliary Police, were removed.

Councilman Robalino asked if we are gaining additional parking spots. Mr. Conley said the rough parking plan calls for an additional 10 to 12 spaces; when the Police Department vehicles are pulled out into their separate lot the additional spots increases to approximately thirty. Councilman Ashley asked if the parking will consist of two separate lots. Mr. Conley

said it is two areas as proposed. Councilman Ashley asked how many spaces the Borough Hall would have access to. Mr. Conley said twelve more than exists currently. Councilman Robalino asked if there was drive-thru between the lots. Mr. Conley confirmed there is not. Mr. Conley said part of the plan is for there to be entrance to the building from both ends.

Chief Papapietro said he heard from the Prosecutor's office regarding the request for a needs assessment. He said the Prosecutor's concerns were with the sally port, prisoner area, walkway into the courtroom, IA files, personnel files and a place to do IA investigations. The Chief said all of these areas have been addressed. He said another of the Prosecutor's concerns was male/female locker areas which have been addressed as well. Chief Papapietro sent the Prosecutor the plans and a subsequent email for any comments after his review. The Prosecutor responded that his only points were to the benefit of the department with one additional concern regarding a door to the sally port. Councilman Ashley asked to have the email forwarded to the Council. Mr. Leibman said he would forward it to the Council.

Mayor Subrizi said the Council has been sensitive to the needs of the taxpayers and the amount of money that may be spent. She said the February 2013 needs assessment called for 15,452 sq. ft., the subsequent floor plan came out to 14,050 sq. ft. and in a follow-up meeting a further reduction was made bringing it to 12,341 sq. ft.

Councilman Ashley asked if the needs assessment was based off of CALEA standards. Mr. Conley said it is based off of CALEA and also based upon the individual needs of the department. He said CALEA and the Chief's Association standards are broad, they do not identify specific quantities needed for individual departments. These standards identify the need for areas such as internal affairs, processing, etc., not the size required for each of these areas, this is dependent on the individual department. Councilman Ashley asked how Mr. Conley got to the numbers in the needs assessment. Mr. Conley said the numbers were based upon discussions with the Police Department and Police Chief. Councilman Ashley said some of the needs at the time the assessment was performed turned out not to be needs. Mr. Conley said that is not the case, he said the needs assessment is a design guide. He said one of the goals is to cut out as much circulation as possible, since circulation is wasted space, the elimination reduces overall square footage. Councilman Ashley said traditionally a needs assessment would be in a written form and would identify deficiencies and how they could be addressed. Mr. Conley said that was part of the needs assessment they were contracted to do but he did not see a need for a deficiency report because it was obvious the police department was deficient. He said rather than wasting money for the deficiency study, he went right to the needs assessment, which was then presented at the meeting in February or March of last year and approved.

Councilwoman Grant distributed a handout entitled "Police Facility Planning Guidelines" issued by the International Association of Chiefs of Police. She said there are eighteen steps to determining whether or not there is a need for a new police station and then how to go about building one. She said it talks about pre-design, budgeting, council approval, public support. Councilwoman Grant said Mr. Conley has asked what has changed since February 2013. She said the Council has become more concerned with the size, cost and location of the building. Councilwoman Grant said she feels the Council has skipped some steps and she

believes some members of the Council are uncomfortable with moving forward without taking a step back and reviewing what has been done and determining where we would like to go from here. Councilwoman Grant proposed the creation of a new committee to review the guidelines – she suggested it should consist of three Council members and two members of the public with experience in either engineering or architecture. Councilman Colucci said he believed there are security issues to be considered in having members of the public as part of a committee to discuss the design of the police department. Mr. Leibman said although he is not aware of anything specific, it would make sense to not have the plans for the police department widely and easily accessed. Mr. Conley said when he designed the State Police building the plans were not allowed to be shown publicly. Mayor Subrizi said she feels that it would be overwhelming to attach this much responsibility to a private citizen. Mr. Conley said he is familiar with the document Councilwoman Grant distributed and it is actually a guide for Police Chiefs on how to go about selling the idea to the governing body and the town. He said it has good information but it is not a design guide; it is about the process. Mr. Conley said although we did skip the deficiency portion of the needs assessment he does not believe there are other steps that have been skipped.

Mayor Subrizi said the Council has voted on each step of the process. She said forming another committee at this late date indicates a lack of trust in the Chief and the architect. Councilwoman Grant said many steps have been accomplished but some have not; she feels the deficiency assessment is important. She said there is a level of discomfort and she believes it would be good to take a step back. Councilwoman Grant said the number of chairs in a room is not what she would consider a needs assessment. Mr. Conley asked what she would consider a needs assessment as this is the needs assessment that the Department of Community Affairs for the State of NJ uses for educational and public buildings. Mr. Conley said he has been doing this for twenty-five years and this is what he does and has done for more than forty-eight emergency service clients throughout the state of NJ.

Councilman Ashley said more questions have been raised than answered. Mr. Conley said he has not heard any questions and he would like to as he would be more than happy to answer them.

Council President Duffie said she has vocalized concerns on the cost. She said she has compared it to the process of repairing and rebuilding the fire stations, which she said was almost ten years in the making. She said Mr. Conley presented three options for the fire stations and for the police department it has been presented as, like it or not, this is it. Mr. Conley said there were three or four designs submitted to the committee and the police department; they came up with parts from the multiple designs which were then incorporated into the final schematic. He said with the Fire Department needs assessment was done and a few options were presented to the Council and the Council came back with a number of what was affordable and the plan was drafted based upon the number. He said with the police headquarters it seemed as if we were moving forward to meet all the needs of the police department rather than just meeting some of the needs as we did with the Fire Department. Council President Duffie asked what led him to believe that. Mr. Conley responded, because they were given a contract to do the plan off of the needs assessment. Council President Duffie said in committee, both she and Councilman Colucci expressed concern about the

inclusion and size of certain offices. Council President Duffie said she is not challenging the need for the project; the need is clear.

Mayor Subrizi said in committee the plan has been reexamined and it has repeatedly been reduced. She said we need to ask if this is the smallest it can be and the most efficient use of the space to meet the goals and at the least possible expense.

Councilman Ashley said he would like to see an assessment of the current facility: can it be renovated to meet the needs of the police department and if not, what is the smallest addition that can be made to accommodate them. He added, he is not interested in doing a project that leaves out the renovation of the balance of Borough Hall. Mr. Conley said he understood the renovation of Borough Hall as phase two, once the police were moved out. Councilman Ashley said he is interested in seeing this as a whole.

Councilman Colucci said you also do not want to make an addition without considering your needs for the future.

Mr. Conley said they did present a rough design of the first floor of the existing building that addressed some of the issues with the court and police records and they were told to concentrate on completing the police station first. Mayor Subrizi said until the police department moves out and we have the current day needs it would be difficult to say how we will want to reconfigure the space three years from now. Mr. Conley said there is six months or more to get the project out to bid with at least a year of construction, it will be close to two years before they are moved out and we will be repurposing the space. He said this gives the Council two years to plan how the space will be used.

Councilman Ashley said until it is proven to him that the needs of the department cannot be met in the existing building he will not be onboard. Mr. Conley said the needs assessment has been done. Councilman Ashley said it is a wants assessment; he does not know what they need, he knows what they want.

Chief Papapietro said the safety of the borough personnel is greatly at risk during court time. He said people, some who have been arrested for serious crimes, are lining the hallways where the borough employees have to go in and out of their offices. He said there is a risk of escape, there is a risk of hostage taking; it is a very dangerous situation. He said you do not need to be a professional to see what goes on here in court. Chief Papapietro said he would go on record saying he feels the safety of the borough personnel is greatly at risk, it has been for many years, and the sooner we address it the less the likelihood of a tragic situation. He said the officers know what they need and have given input; they sleep on the floor during emergency situations such as hurricanes, there are no showers, no provisions to eat, there are prisoners handcuffed to the lunch table. PBA President, Scott Petrie, said career criminals have come in and said this is the worst police department they have ever been in.

Mayor Subrizi said at some point someone has to say it can't be smaller and it can't be more efficient and it can't be less expensive. She asked can it be less expensive, which means can it be smaller? Mr. Conley said three things go into the cost: the size, the quality of the

materials, and the market. He said the only one of those things we can control is the size of the building and there is only limited control over the size because the Council does not want to build a building that does not meet the needs now and in the future. He said from what he has been given as the needs of the building there is no way to make it any smaller or any cheaper without taking out program elements; removing something from the needs. He said this has already been done but he would not be comfortable making any changes beyond what has already been done without direction from the Borough to tell him what to take out.

Councilman Colucci said he does not think that would satisfy some members of the Council; the only thing they will be satisfied with is spending public money to do a professional needs assessment from an outside source. Mr. Conley said he would be happy to go back and complete the needs assessment he was originally contracted to do.

Councilman Ashley said the architect charged with supervising and building the addition should not perform the needs assessment.

Councilman Robalino cited Mr. Conley's experience and said he has the capacity to determine the needs. He said we do not want a building we are going to outgrow in the next twenty years. He said he does not think we should be scrapping a year and a half of discussions and starting from the very beginning. He said he does not want to see a building, reduced in size, and only good for the next five years. Councilman Robalino said the cost of borrowing is inexpensive now.

Council President Duffie said we know we need the sally port, better conditions for processing the criminals, female locker rooms – there are certain things that are a given, we know they must happen. She said the Council needs to be sure they have trimmed everything possible while still providing what is needed.

Mayor Subrizi polled the Council as to forming a new committee. Council President Duffie, Councilwoman Grant, Councilman Putrino and Councilman Ashley were all in favor of forming a new committee. Councilman Putrino said he does not think the Mayor should serve on the committee because she takes the place of a voting member of the Council. Councilwoman Grant, Councilman Colucci and Council President Duffie agreed to serve. Mayor Subrizi suggested, as a vocal objector, Councilman Ashley should serve as a committee member. Council President Duffie said she does not agree; as a member of the original committee Councilman Colucci has a vested knowledge in what came before.

Councilman Putrino said we have talked about accreditation. He asked if Mr. Conley can direct the committee as to which elements contribute to accreditation. Mr. Conley said it is not a black and white thing because each town is different, needs vary from town to town. He said accreditation is very broad – it talks about areas that are needed but does not address the size, which is built off the needs of the town. He said this is where the Chief's knowledge of the town comes in. Mr. Conley said without changing the needs he does not know how the design can be changed.

Chief Papapietro said we agreed at the beginning of this process the building was to be designed for twenty years, which would allow for expansion. He said the last proposal will meet the needs, provide some room for growth and be in complete compliance.

Councilman Putrino questioned the OEM room noting it had been eliminated and asked if he did not have the latest plan. Mr. Conley explained there had been four offices and now there are two; while there is still an office labeled OEM it has been eliminated in that two of the offices have been eliminated. Councilman Putrino asked about the parking, noting the police will not have access to both lots. Mr. Conley said the plan is conceptual and may change once the engineer is involved.

Mayor Subrizi asked again, can it be smaller. Chief Papapietro said from his perspective, and he believes the PBA would agree, what is on the table currently is perfect for the department's needs and future expansion. Mayor Subrizi asked Mr. Conley if he can make it smaller. Mr. Conley said not without changing the program of the project.

The committee agreed to meet on May 22nd at 2:30 PM.

Mayor Subrizi called for a short break at 8:29 PM. The meeting reconvened at 8:40 PM.

Mayor Subrizi mentioned Charles and Leslie Estelle, who were leaving the meeting, and said she would refer to them later.

3. Draft Ordinance Compensatory Time

Mayor Subrizi said the ordinance was drafted by Mr. Leibman as a result of the comptroller's report.

Mr. Leibman said he has had discussions with the labor counsel and Mr. Shahdanian is in the process of researching and preparing a detailed memo on the comptroller's report and how it applies to New Milford. He said it is an interesting issue and deserves serious attention and serious legal research. He said he has formed his own opinion but it is incumbent upon the labor counsel to advise the Council on this. Mr. Leibman said he has sent Mr. Shahdanian a copy of the draft ordinance and he has copies of the Chief's prior contracts and the one that was recently voted on. Mr. Leibman said he expects Mr. Shahdanian to provide a detailed memo within ten days so it can be reviewed by the Council in advance of the next meeting. Mr. Leibman said the Council could move forward on the ordinance tonight and take final action after receipt of the report from counsel but he thinks the Council would be better off waiting for the advice before taking action.

The Council agreed Mr. Shahdanian should attend the next meeting.

Councilman Putrino said we need to determine who else the comptroller's report affects.

Councilwoman Grant referenced a sentence on page two of the draft and said it seems to give a choice saying it shall be paid either during the term of the contract or within sixty days

thereafter. Mr. Leibman said the intent is to give the municipality flexibility. Councilwoman Grant suggested something could be added to make it clearer.

Councilman Ashley said he had questions about the contract. Mayor Subrizi said the contract has been voted on and passed and it is not on the agenda for discussion. Councilman Ashley said it references the wrong article in article five. He said it also says comp days instead of hours, which will significantly impact the Borough's liability. Councilman Ashley said the last sentence of paragraph three on page four says it is governed by provisions in article seventeen. He said article seventeen is unrelated. Mr. Leibman said he already has spoken to the labor attorney because the original draft had two article seventeens so one was changed to article eighteen; paragraph three should reference article eighteen. Councilman Ashley said article eighteen says payment of compensation days and it should say compensation hours. Councilman Ashley said the way the contract reads the Chief is entitled to another payment of \$35,000. Mayor Subrizi asked Mr. Leibman to speak to the labor attorney on this as well. Councilman Putrino suggested it would be clearer if it said "up to" \$35,000. Councilman Ashley said he thinks the Council should rescind their approval of the contract, have a final draft put together, and then vote upon it. Mayor Subrizi suggested the Council may need to go into closed session to continue this discussion. Mr. Leibman concurred; it is safer to continue the discussion in closed.

Councilman Ashley said there is another item on the agenda to address the unapproved payment made. The Administrator said it is not on the agenda; she sent it separately to the Council for their consideration. Councilman Ashley said he does not know how many more of those payments have been made and to whom else payments of that nature were made. He said there was a failure of internal controls that allowed money to leave Borough Hall without the Council's authorization. Mayor Subrizi said she disagrees with Councilman Ashley. Councilman Ashley said he would like to have the auditor take a look at the borough payroll and internal controls. The Administrator said this is part of the annual audit and the auditor has made a recommendation which has been recently implemented. Councilman Ashley said the Administrator should not comment on the issue as it relates directly to her. Mayor Subrizi asked if the Council wished to add the resolution regarding the additional payment made to the Chief as resolution 2014:132. The resolution was added to the agenda. Councilman Ashley made a motion to have the auditor do an audit of the internal controls. Mr. Leibman asked if there was second to the motion. There was no second to the motion.

4. Bid Results – Boulevard & Various Borough Streets

The Administrator referenced the letter from the engineer regarding the bid results. D&L Paving has been identified as the low bidder for the entire project, including the alternates, after the bids were reviewed and an error was found on another bidder's bid. The Administrator said the decision before the Council is what portion they want to award following the attorney's review. She explained new legislation requires that on any project over \$500,000 the alternates must be awarded in order. She said the base bid includes the Boulevard from Hoffman to Henley, Holland Avenue from River Edge Road to River Road, Shea Drive from 361 Shea to Concord Street, and Avon Place from Shea Drive to Lacey. She said this includes the base bid for the Boulevard, which is to be paid for with DOT funds and

the first three streets of the borough's proposed road resurfacing program for the year. She said Alternate A is for the drainage improvements on Cherry Street; Alternate B is for the continuation of the Boulevard; Alternate C is Chestnut Street from Hoffman to Luhmann; and Alternate D is Korfitsen Road from New Bridge.

The Administrator explained since the base bid for the Boulevard was less than the amount awarded by the DOT we are almost obligated to award Alternate B. Given this, the award should include the Base, Alternate A and Alternate B. She said including Alternate C could cause us to exceed the funds available and Alternate D is not possible. She said the budget already takes into consideration capital road money from previous years that was not expended. Mayor Subrizi suggested foregoing Alternate C. Councilman Putrino questioned the limits of the drainage improvement on Cherry and its potential relation to the proposed paving on Chestnut. It was determined the small portion of Chestnut is not in the vicinity of the drainage issue on Cherry. The Council unanimously agreed to forego Alternate C. A resolution, awarding the Base, Alternate A, and Alternate B, will be prepared for the next meeting.

5. Collective Bargaining – Contract Negotiations

Mayor Subrizi asked if the Council would prefer not to have her serve as part of the negotiation team, in order to allow for another voting member of the Council. Councilman Putrino said he thinks that would be ideal. Mayor Subrizi said it has never been an issue before; she said if it is now and there is an ulterior motive she would like for it to be put out on the table. Councilman Robalino said he could see it on some committees but this is too important to exclude the Mayor. Councilman Ashley said the committee should meet prior to meeting with the attorney to discuss what they hope to accomplish. The committee of Mayor Subrizi, Councilwoman Grant and Councilman Ashley scheduled an initial meeting for of May 20th at 5:00 PM.

6. Approval of April 28, 2014 Closed and Public Session Minutes

Councilman Robalino made a motion to approve the April 28, 2014 Public Session minutes. Councilwoman Grant seconded the motion. All present in favor, none opposed.

Mayor Subrizi asked for a motion to add a personnel matter to the closed session agenda. Councilman Colucci made the motion. Councilman Robalino seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

Councilman Ashley made a motion to add a personnel matter, regarding Chief Papapietro's contract, to the closed session agenda. Councilman Putrino questioned the procedure, noting that on occasion, items are just brought up when we are in closed session. Mr. Leibman said it is a better practice to add items to the closed session agenda by motion. Councilwoman Grant seconded the motion. The motion passed on a roll call vote as follows:

For the motion: Robalino, Ashley, Duffie, Grant, Putrino
Against the motion: Colucci
Abstain: None

7. Administrator's Report

The Administrator referenced the request for the stop sign at Carnation and Ridge. The Traffic Officer has determined it is not necessary. In addition it would require a certification from the engineer. The Council unanimously agreed not to install the sign.

The Administrator reported that the Ambulance Corps SUV, discussed at the last meeting as a potential replacement for the DPW Superintendent's SUV, is no longer an option. The mechanic drove the car and has determined it is in need of a transmission. The Administrator said the DPW SUV is still in need of an engine at an approximate cost of \$3,000; the mechanic does not believe the vehicle is worth that much and recommends replacing the vehicle.

The Administrator reported the Community Development 2014-2015 allocations have been approved and New Milford is set to receive the entire \$93,116 requested. She said the application is for the final phase of the Senior Center Rehabilitation which includes a new furnace, generator, parking lot resurfacing, and a kitchen warming table.

The Administrator referenced the request from the Girl Scout, pursuing her Silver Award, for the use of the Borough field for a pet adoption day. She said there is no objection from the Police Department or Recreation and asked if she could send a letter of approval. The Council concurred.

The Administrator referenced a resident email regarding driveway aprons and decks. She said, in her opinion, the driveway apron issue would fall within the purview of the Mayor and Council but the deck issue should be referred to the Planning Board. Councilwoman Grant said the issue of decks has been discussed previously by the Planning Board; she will bring the resident's concerns back to the Board. Mayor Subrizi said she thought the apron requirement pertained to plowing. Councilman Colucci added it pertains to paving as well. He said we should make it uniform and referenced the ordinance from a neighboring town. The Council agreed to maintain the requirement for a concrete apron. The Administrator will respond to the resident; the aprons will not change and the deck issue will be referred to the Planning Board.

The Administrator notified the governing body she is unable to attend the meeting on June 23rd; the Deputy Clerk will cover the meeting.

8. Mayor and Council

Mayor Subrizi referred back to Charles and Leslie Estelle who live on Main Street between Prospect and Summit, which she said, puts them in close proximity to Pancho's. Ms. Estelle sent the governing body a letter regarding the various issues that come with having a bar/nightclub in a semi-residential area. Mayor Subrizi said she has a meeting scheduled the following day with the owner of Pancho's. She said she has reviewed the Zoning Board approval and has highlighted several areas of non-compliance she plans to discuss with him.

Mayor Subrizi said we will need to consider the issues when reviewing the request for Cinco de Mayo for next year. The Administrator said Pancho's normally brings in their application very late for the event. She suggested putting it on the Council's agenda prior to their submission.

Councilwoman Grant said the Environmental Commission wanted to bring two instances of illegal dumping to the Council's attention – behind the fence at the Swim Club, and landscapers dumping at the DPW on Saturdays.

Council President Duffie asked for the status of the construction at the Senior Center. The Administrator said they are working on some of the outside improvements. Mayor Subrizi said there are two dumpsters there. Council President Duffie noted the use of the parking lot for staging of the Memorial Day parade and asked if the dumpsters could be removed and the area cleaned up prior. The Administrator will speak with the architect to have this accomplished.

Council President Duffie reported the request to reinstate baiting for rats has been reviewed by the Board of Health. The BOH will authorize baiting as long as the homeowner is not contributing to the problem i.e. fruit tree, birdfeeder, etc. Councilman Colucci suggested abandoned properties with piles of debris need to be addressed.

Councilman Colucci said he is attempting to schedule a meeting with Oradell to discuss the feasibility of a shared DPW. He reported the crosswalks on Boulevard were painted today. Councilman Colucci said he asked Council President Duffie if the new PD Headquarters committee could be limited to two meetings. Councilman Colucci said there is a sign at the DPW, which limits the use to New Milford residents, but he said no one is checking. Councilman Putrino said the Garbage and Recycling Committed discussed this at a meeting and asked if an Auxiliary Police Officer could be dispatched occasionally on Saturday to check identification. Chief Papapietro suggested implementing a sticker program. Council President Duffie said landscapers should be notified, at the time of their annual renewal, that they are prohibited from dumping at the DPW.

Councilman Robalino mentioned the upcoming shredding event and noted that last year the shredder was placed by the gate and caused a backup of cars; he asked for it to be placed further inside the gate this year. Councilman Robalino mentioned the installation of the lightning detection system and noted some towns have enacted ordinances to penalize people who do not leave the field. Mayor Subrizi said the responsibility should lie with the coach. Councilman Putrino said Recreation Policies and Procedures should mandate the coach has to pull everyone off the field. Councilman Ashley said Recreation has a lightning policy. Mr. Leibman suggested a sign to instruct people to leave the field if the alarm goes off. Councilman Robalino asked about kids playing on the field independently. There was no further discussion on enacting an ordinance.

Councilman Ashley asked if there was any update on Fresh and Fancy. The Administrator said they have been notified they are not permitted to serve cooked meals as it would be a change of use.

Mayor Subrizi said Councilman Colucci and Councilman Putrino will be attending the Girl Scout Awards Ceremony on May 28th on behalf of the Mayor and Council. They will join the Mayor and Council meeting following their appearance at the ceremony.

Councilman Putrino said he notified the Recreation Commission that Councilman Robalino and he would be splitting the liaison duties for the Commission. Councilman Putrino asked if Mayor Subrizi made any progress on the OEM summary report for last year. Mayor Subrizi said she has started but not finished it.

Mayor Subrizi announced Pat Coogan has retired from the Board of Health Commissioners and Denise Brunner has expressed interest in filling the vacancy. Council President Duffie suggested honoring Ms. Coogan at a future meeting.

APPOINTMENTS: DENISE BRUNNER – BOARD OF HEALTH

Council President Duffie made a motion to approve the appointment. Councilman Putrino seconded the motion. All present in favor, none opposed.

Mayor Subrizi said the closed session would be held at the end of the meeting. She said at the conclusion of the closed session the meeting would reopen for a vote on the resolutions and then would be adjourned.

COMMENTS FROM THE PUBLIC

Councilman Putrino made a motion to open to the public. Council President Duffie seconded the motion. All present in favor, none opposed.

The record reflects no member of the public wished to speak. Councilwoman Grant made a motion to close to the public. Council President Duffie seconded the motion. All present in favor, none opposed.

Council President Duffie invited everyone to drive by the corner of River Edge Road and Holland Avenue to see the Mother's Day Garden planted by a Girl Scout for her Silver Award. Council President Duffie said the Beautification Committee would be performing random acts of gardening over the upcoming weekend.

Councilwoman Grant made a motion to go into closed session. Councilman Robalino seconded the motion. All present in favor, none opposed.

CLOSED SESSION:

1. Review of Closed Session Minutes – 4/28/14
2. Personnel
3. Personnel – Police Chief's Contract

Councilman Colucci made a motion to reopen the meeting at the conclusion of the closed session. Council President Duffie seconded the motion. All present in favor, none opposed.

RESOLUTIONS:

- 2014:124 Closed Session
- 2014:125 Payment of Bills and Vouchers
- 2014:126 Approve Raffle License 2014:08 – On-Premise Merchandise – NMFD Co. #1
- 2014:127 Authorize Mayor to Sign Memorandum of Understanding for Congregate Nutrition Site with County of Bergen
- 2014:128 Authorize Support of Click It or Ticket Mobilization – May 19th – June 1st
- 2014:129 Request Director of DLGS to approve insertion of revenue and like appropriation for Click It or Ticket Grant in the amount of \$4,000.00
- 2014:130 Authorize Amendment to the Safe Schools Resource Officer Partnership Agreement
- 2014:131 Authorize State of New Jersey DEP Green Acres Enabling Resolution – Acquisition of Demarest-Gurd-Casey House
- 2014:132 Affirm authorization to pay \$39,572.96 to Chief Frank Papapietro for the balance of his accumulated sick and vacation days

Councilman Ashley asked to have resolution 2014:125 pulled from the consent agenda. Councilman Putrino asked if 2014:127 was related to the Senior Center. Mayor Subrizi said it had more to do with an agreement with the County. Councilman Colucci asked for clarification on resolution 2014:131. He was advised the resolution is to authorize the application.

VOTE ON RESOLUTIONS

Council President Duffie made a motion to approve consent agenda consisting of resolution 2014:124, and resolutions 2014:126 through 2014:131. Councilman Colucci seconded the motion. All present in favor, none opposed.

Councilman Colucci made a motion to approve resolution 2014:125. Councilman Robalino seconded the motion. The motion passed on a roll call vote as follows:

For the motion: Robalino, Duffie, Colucci, Grant, Putrino,
Against the motion: Ashley
Abstain: None

In casting his vote, Councilman Ashley said until there is a review by the Auditor of the Borough's internal controls he cannot vote for any payment made by the Borough.

Councilman Robalino made a motion to approve resolution 2014:132. Councilman Colucci seconded the motion. The motion passed on a roll call vote as follows:

For the motion: Robalino, Duffie, Colucci, Grant, Putrino,
Against the motion: Ashley
Abstain: None

In casting his vote Councilman Ashley said the Council is affirming an action that is illegal against State law.

Prior to casting her vote, Council President Duffie asked Mr. Leibman if the Council is in violation of any State law by voting yes for this motion. Mr. Leibman said not that he is aware of. Councilman Ashley said it is misappropriation of taxpayer funds.

ADJOURNMENT

Councilwoman Grant made a motion to adjourn. Councilman Colucci seconded the motion. All present in favor, none opposed. Time 10:44 PM.

Respectfully submitted,



Christine Demiris, RMC, CMC
Borough Clerk

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:124

Offered by: W. J. P. W.

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	/			
ASHLEY	/			
DUFFIE	/			
COLUCCI	/			
GRANT	/			
PUTRINO	/			
MAYOR (tie)				

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:

1. Review of Closed Session Minutes - 4/28/14
2. Personnel - Chief's Contract

WHEREAS, 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.

3. Personnel - Administrator

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 May 12, 2014.

Christine Demus

SEAL

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:125

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY		✓		
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, the claims and accounts listed below, have been authorized by the CFO, and found correct.

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council hereby authorize the payment of these claims, and that warrants be drawn therefore when funds are available in the aggregate amount of \$3,958,984.34.

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 May 12, 2014.

SEAL

[Signature]

BOROUGH OF NEW MILFORD

Bill list

MAY 12, 2014

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
JP MORGAN CHASE	320000.00	WIRE-G.O. BOND OF 2009 MATURING	PAYMENT	4817
JP MORGAN CHASE	0.00	WIRE-G.O. BOND OF 2009 MATURING	INTEREST ON	4817
JP MORGAN CHASE	46762.50	WIRE-G.O. BOND OF 2009 MATURING	INTEREST ON	4817
NEW MILFORD BOROUGH OPEN	19662.00	2ND QTR 2014 MUNICIPAL OPEN SPACE	MUNICIPAL	4818
COUNTY OF BERGEN	956500.00	2ND QTR 2014 COUNTY TAXES	COUNTY	4819
COUNTY OPEN SPACE TRUST FUND	10500.00	2ND QTR 2014 COUNTY OPEN SPACE	COUNTY	4820
NEW MILFORD BOARD OF	2381718.08	MAY 2014 SCHOOL APPROPRIATION	SCHOOL	4821
BOROUGH OF NEW MILFORD	52100.71	TRANSFER TO SNOW REMOVAL TRUST	PUBLIC	4822
BOROUGH OF NEW MILFORD	0.00	TRANSFER TO SNOW REMOVAL TRUST	PUBLIC	4822
BOROUGH OF NEW MILFORD	31764.62	TRANSFER TO SNOW REMOVAL TRUST	PUBLIC	4822
FLAGSHIP HEALTH INC.	83.18	APRIL 2014 IPREMIUM	INSURANCE	4823
BERGEN CTY MUNICIPAL JOINT	2698.00	SEWER BACKUP CLAIMS JAN-MARCH,	INSURANCE	4824
CHRISTINE DEMIRIS	52.00	REIMB. BOROUGH VEHICLE TICKET -DPW	MUNICIPAL	4825
STEPHEN DEMAURO	50.00	REIMB. SEWER LICENSE APPLICATION	PUBLIC	4826
JAMES TAORMINA	331.52	JAN FEB MAR 2014 MILEAGE 592	CODE	4827
MICHAEL SESTANOVICH	184.80	JAN FEB MAR 2014 MILEAGE 330 @ .56	CODE	4828
ROBERT PLANKER	226.80	JAN FEB MAR 2014 MILEAGE 405 @ .56	CODE	4829
JOHN P. PAMPALONI JR.	395.00	MAY 2014 LICENSED SEWER OPERATOR	PUBLIC	4830
NTINGTON BAILEY, L.L.P.	229.07	TAX APPEAL - CANTERBURY INV.30536	LEGAL	4831
LILLIPS PREISS GRYGIEL LLC	2653.75	INV # 18486 MARCH PROF SERVICES PB	PLANNING	4832
BOSWELL MCCLAVE ENGINEERING	352.00	INV.82399, 82700 2/25 & 3/18/14	PLANNING	4833
RICHARD J. ABRAHAMSEN, ESQ.	100.00	3/18/14 ATTEND PLANNING BD MTG	PLANNING	4834
HASMIG MEKJIAN	400.00	APRIL 2014 10 TAI CHI CLASSES	SENIOR	4835
HOLY NAME HOSPITAL	200.00	MEMORANDUM OF UNDERSTANDING FEE	PUBLIC	4836
STAPLES ADVANTAGE	162.53	INV.3227389456, 3227389457	PUBLIC	4837
SCOTT GRAPHICS PRINTING	1700.00	INV. 11235 POLICIES & PROC.&	MUNICIPAL	4838
DART COMPUTER SERVICES	2906.25	INV. 4290 4TH QTR 2013 INV.4290	MUNICIPAL	4839
QUALITY MECHANICAL SYSTEM	345.00	INV. 1746 EMERGENCY REPAIR-MEN'S	PUBLIC	4840
AMERICANWEAR INDUSTRIAL	80.60	ACCT.2176 1ST QUARTER UNIFORMS	PUBLIC	4841
VERIZON COMMUNICATIONS	73.38	INV.41614 201 ZO2-9455 062 48Y	O/E	4842
THOMSON REUTERS WEST	197.00	MARCH INV.829291828 ONLINE CHARGES	O/E	4843
I.D.M. MEDICAL SUPPLY CO.	125.00	INV.CO175 8 REFILL OXYGEN D	POLICE	4844
GALL'S INC.	232.00	INV.BC0068983 CLOTHING-3 OFFICERS	POLICE	4845
GALL'S INC.	363.50	INV.BC0067928,62046,61281 3	POLICE	4846
AMERICAN HOSE & HYDRAULICS	638.00	INV.344869 FIRE TRUCK STABLIZER,	FIRE O/E	4847
NJ MOTOR VEHICLE COMMISSION	60.00	TITLE/REGISTRATION FOR NEW DPW	PUBLIC	4848
DURIE LAWN MOWER & EQUIPMENT	89.90	INV.4227, 3970	PUBLIC	4849
RAPID PUMP & METER	285.00	INV.95464R APRIL PUMP STATION	PUBLIC	4850
AMERICAN HOSE & HYDRAULICS	57.46	INV.344940 4/7/14 HOSES	PUBLIC	4851
RAPID PUMP & METER	285.00	INV. 95143R MARCH PUMP STATION	PUBLIC	4852
REGIONAL COMMUNICATIONS,	715.00	INV.111477 EMERGENCY RADIO REPAIR	PUBLIC	4853
TED WATER NEW JERSEY	15437.68	APRIL HYDRANT CHARGES	O/E WATER	4854
FERRETTI CARTING, INC.	2916.66	APRIL APT.RECYCLING INV.42514	RECYCLING	4855
FERRETTI CARTING, INC.	9583.33	APRIL RESIDENTIAL RECYCLING	RECYCLING	4856
DUECO	1098.02	INV.313937 ANNUAL INSPECTION OF	PUBLIC	4857
RACHLES/MICHELE'S OIL	3076.47	INV.185977 4/7/14 ACCT.4037	O/E GAS &	4858
ARTHUR DeROSA	100.24	MILEAGE FOR PROP MAINT OFF	CODE	4859

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PALISADES SALES CORPORATION	1359.00	INV.952565 REPLACEMENT COMPUTER	PUBLIC	4860
STAPLES ADVANTAGE	396.55	INV.3229631213,3229631214 COFFEE	PUBLIC	4861
EDIE RYERSON	70.00	4/1/14 ENVIRONMENTAL COMM. MTG	ENVIRONMENT	4862
PAYCHEX	1023.81	APRIL PAYROLL INV.293677,295326	MUNICIPAL	4863
IT COMPUTER SERVICES	2236.50	INV.4343,4395,4396 IT SERVICES	MUNICIPAL	4864
RELIANCE STANDARD LIFE INS.	1399.40	MAY 2014 PREMIUM	INSURANCE	4865
AMERICAN PAPER & SUPPLY CO.	607.12	INV J1043002 SUPPLIES	PUBLIC	4866
BERGEN DOOR COMPANY	1309.00	INV.7939 & 7941 REPAIR OF GARAGE	PUBLIC	4867
METROPOLITAN RUBBER CO.	40.00	INV.7120 RECOUPLED HYDRANT HOSE	PUBLIC	4868
WASTE MANAGEMENT OF NJ	31184.76	MAY GARBAGE SERVICE	GARBAGE &	4869
COMMUNITY HOUSING & PLANNING	6000.00	GRANT WRITER HISTORIC PRESERV	MUNICIPAL	4870
RUTGERS UNIVERSITY	150.00	COURSE MC-40912-SP14-2 C.DEMIRIS	MUNICIPAL	4871
CLEANING WORLD INC.	1110.00	INV.65753 APRIL CLEANING SERVICE	PUBLIC	4872
CLEANING WORLD INC.	70.00	INV.65753 APRIL CLEANING SERVICE	RECREATION	4872
CLEANING WORLD INC.	0.00	INV.65753 APRIL CLEANING SERVICE	SENIOR	4872
CLEANING WORLD INC.	550.00	INV.65753 APRIL CLEANING SERVICE	SENIOR	4872
ARROW ELEVATOR INC.	185.00	INV. 60391 MAY ELEVATOR	PUBLIC	4873
P & G AUTO, INC.	1071.31	INV.917343,917468,917469,917712	VEHICLE	4874
FOSTER & COMPANY	0.00	INV.845452,846612,847000,847547,84	PUBLIC	4875
FOSTER & COMPANY	0.00	INV.845452,846612,847000,847547,84	PUBLIC	4875
FOSTER & COMPANY	515.82	INV.845452,846612,847000,847547,84	PUBLIC	4875
NORTHEAST GAS SERVICES	60.00	INV.17909 MARCH	PUBLIC	4876
S. ROTONDI & SONS, INC.	616.25	INV.261521, 30110	RECYCLING	4877
BERGEN COUNTY UTILITIES	21325.01	MARCH INV.3842	GARBAGE &	4878
TAMMI KAMINSKI	180.00	SHADE TREE MINUTES 1/14/14,	SHADE TREE	4879
NORTH JERSEY REGIONAL "A'S"	400.00	10 ANTIQUE CARS FOR MEMORIAL DAY	CELEBRATION	4880
ON MOUNTAIN RECORDS MGMT	296.00	INV.KHC1567 CUST,N2194	MUNICIPAL	4881

Total fund: 01 Current 3939647.58

Total Bill List: 3939647.58

BOROUGH OF NEW MILFORD

Bill list

MAY 12, 2014 CAPITAL

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
BOSWELL MCCLAVE ENGINEERING	4679.75	INV.83436 4/17/14 NME481A	2009	1240
BOSWELL MCCLAVE ENGINEERING	3479.00	INV.83437 4/17/14 NM612 BLVD &	2013	1241
ROBBIE CONLEY ARCHITECT	4320.00	INV.13015.08 APRIL	2013	1242
BOSWELL MCCLAVE ENGINEERING	1501.00	INV.83882 4/30/14 NM481A	2009	1243

Total fund: 04 CAPITAL 13979.75

Total Bill List: 13979.75

BOROUGH OF NEW MILFORD

Bill list

MAY 12, 2014

Combined ANIMAL CONTROL 13

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NJ STATE DEPT. OF HEALTH	42.00	MONTHLY DOG LICENSE FEE-APRIL 2014	RES'V FOR	1038
Total fund: 2930 RES'V FOR ANIMAL CTRL EXPENSE				42.00
Total Bill List:	42.00			

BOROUGH OF NEW MILFORD

Bill list

MAY 12, 2014

Combined DEVELOPERS TRUST 14

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
PHILLIPS PREISS GRYGIEL	435.00	ALEX & SONS INV.#18430	DEVELOPERS	1442
SCOTT G. SPROVIERO, ESQ.	531.25	ALEX & SONS ESCROW 1/28-4/25/14	DEVELOPERS	1443
BOSWELL MCCLAVE	271.50	ALEX AND SONS INV.83256 NMES617	DEVELOPERS	1444
BOSWELL MCCLAVE	362.00	BERCHTOLD INV.83257 NMES630	DEVELOPERS	1445
Total fund: 2940 DEVELOPERS ESCROW				1599.75
Total Bill List:		1599.75		

BOROUGH OF NEW MILFORD

Bill list

MAY 12, 2014

Combined TRUST FUND 12

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NEW MILFORD BUDDY	175.00	DONATION TO SUPPORT "BUDDY" EVENT	RESERVE FOR	1027
CREATIVE PRODUCT	1340.28	INV.63616 DARE T-SHIRTS FOR DRUG	RESERVE FOR	1028
Total fund: 2802 RESERVE FOR DRUG & ALCOLHOL AL				1515.28
Total Bill List:	1515.28			

BOROUGH OF NEW MILFORD

Bill list

MAY 12, 2014

Combined TRUST FUND 12

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NEW MILFORD SWIM CLUB	300.00	SWIM CLUB 6/26/14 - JR. POLICE	RESERVE JR.	1022
Total fund: 2803 RESERVE JR. POLICE ACADEMY				300.00
Total Bill List:		300.00		

BOROUGH OF NEW MILFORD

Bill list

MAY 12, 2014

Combined TRUST FUND 12

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
TREASURER, STATE OF NEW	75.00	TUBE SEEDLINGS FOR ARBOR DAY	SHADE TREE	1034
Total fund: 2700 SPECIAL DEPOSITS				75.00
Total Bill List:		75.00		

BOROUGH OF NEW MILFORD

Bill list

MAY 12, 2014

Combined UNEMPLOYMENT TRUST 15

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
N J STATE UNEMPLOYMENT	1219.45	1ST QTR 2014 (JAN.-MARCH)	RES'V FOR	1008
Total fund: 2930 RES'V FOR UNEMPLOYMNT EXPENSES				1219.45
Total Bill List:	1219.45			

Check Register

Checking
5/5/2014

Date	Num	Transaction	Payment	C	Deposit	Balance
1/6/2014		Deposit/donations cat: Interfaith/Elks		c	834.20	6,335.52
1/31/2014		Interest		c	0.26	6,335.78
2/24/2014		deposit /Donations ReMax/Trans-Americas		c	200.00	6,535.78
2/28/2014		Interest		c	0.24	6,536.02
3/3/2014	249	PSE&G/ Shenoa Mulhern	535.97	c		6,000.05
3/31/2014		Interest		c	0.26	6,000.31
4/3/2014	250	PSE &G Co./Carol Hernandez	79.85			5,920.46
4/7/2014		Deposit/Donation Trans-Americas			242.90	6,163.36
4/7/2014	251	PSE&G Co./Yazmira Nieto	525.68			5,637.68

*previous
bill
list*

5/12/14

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:126

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

RAFFLE/BINGO LICENSE

WHEREAS, the following applicants have filed an application for a raffle/bingo license, and

WHEREAS, a routine police investigation fails to reveal any reason for not granting these licenses,

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

<u>APPLICANT</u>	<u>TYPE OF LICENSE</u>	<u>DATE/TIME/PLACE</u>	<u>LICENSE #</u>
NMFD Company #1	On-Premise Merchandise Raffle	June 14, 2014	2014-08

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 May 12, 2014.

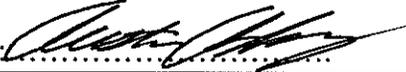
[Signature]

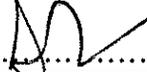
SEAL

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:127

Offered by: 

Seconded by: 

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, the Mayor and Council of the Borough of New Milford is a participant in the County of Bergen, Division of Senior Services congregate meal program; and

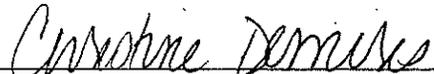
WHEREAS, the County of Bergen, Division of Senior Services must adhere to Federal, State and County regulations, standards and codes that regulate the purchasing, handling and distribution of food; and

WHEREAS, to ensure compliance by each nutrition site where the Division delivers food and meals are plated and served to Bergen's senior populations, the Division has established protocols in the form of a Memorandum of Understanding (MOU) for each nutrition site.

NOW, THEREFORE BE IT RESOLVED that the Mayor and Council hereby approve the Memorandum of Understanding for Congregate Nutrition Sites with the County of Bergen Department of Human Services and authorize the Mayor to sign the MOU.

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 May 12, 2014.

SEAL



BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:128

Offered by: *[Signature]*

Seconded by: *[Signature]*

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

**RESOLUTION SUPPORTING THE
CLICK IT OR TICKET MOBILIZATION
OF MAY 19 – JUNE 1, 2014**

WHEREAS, there were 545 motor vehicle fatalities in New Jersey in 2013; and

WHEREAS, a large percentage of the motor vehicle occupants killed in traffic crashes were not wearing a seat belt; and

WHEREAS, use of a seat belt remains the most effective way to avoid death or serious injury in a motor vehicle crash; and

WHEREAS, the National Highway Traffic Safety Administration estimates that 135,000 lives were saved by safety belt usage nationally between 1975-2000; and

WHEREAS, the State of New Jersey will participate in the nationwide *Click It or Ticket* seat belt mobilization from May 19 – June 1, 2014 in an effort to raise awareness and increase seat belt usage through a combination of enforcement and education; and

WHEREAS, the Division of Highway Traffic Safety has set a goal of increasing the seat belt usage rate in the state from the current level of 91% to 92%; and

WHEREAS, a further increase in seat belt usage in New Jersey will save lives on our roadways;

NOW, THEREFORE BE IT RESOLVED, that the Mayor and Council of the Borough of New Milford declares its support for the *Click It or Ticket* seat belt mobilization both locally and nationally from May 19 – June 1, 2014 and pledges to increase awareness of the mobilization and the benefits of seat belt use.

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 May 12, 2014.

SEAL

[Signature]

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:129

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, N.J.S. 40A:-87 provides that the Director of Local Government Services may approve the insertion of any special item of revenue in the budget of any County or Municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, by the Governing body of the Borough of New Milford in the County of Bergen, State of New Jersey hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2014 in the sum of 4,000.00, which is now available as a revenue from the Click-It-Or-Ticket Program in the amount of 4,000.00.

BE IT FURTHER RESOLVED that the like sum of \$4,000.00 is hereby appropriated under the caption of "Click-It-Or-Ticket Program"; and

BE IT FURTHER RESOLVED, that the above is a result of an Click-It-Or-Ticket Grant of \$4,000.00 from the New Jersey Highway Traffic Safety Administration; and

BE IT FURTHER RESOLVED by the Mayor and Council that two (2) certified copies of this resolution will be filed with the Division of Local Government Services.

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 May 12, 2014.

SEAL

[Signature]

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:130

Offered by: [Signature]

Seconded by: [Signature]

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

**A RESOLUTION TO AUTHORIZE AN
AMENDMENT TO THE SAFE SCHOOLS RESOURCE OFFICER
PARTNERSHIP AGREEMENT (the "Agreement") DATED MAY 31, 2000 BY
AND BETWEEN THE NEW MILFORD BOARD OF EDUCATION AND THE
BOROUGH OF NEW MILFORD.**

WHEREAS, the Mayor and Council of the Borough of New Milford wish to authorize an amendment to the Safe Schools Resource Officer Partnership Agreement dated May 31, 2000 as follows:

THIS AMENDMENT ("Amendment") TO THE SAFE SCHOOLS AGREEMENT to commence the 1st day of July, 2014 by and between the New Milford Board of Education (the "school district") and the Borough of New Milford (the "municipality").

WITNESSETH:

WHEREAS, paragraph 15 of the Agreement provides for a four (4) year term with an expiration date of September 1, 2004; and

WHEREAS, subsequent amendments have extended the term of the agreement to June 30, 2014;

WHEREAS, subject to the conditions set forth herein, the parties have agreed that the term of the agreement will be extended for a period ending June 30, 2015 and the Program Funding Resources during such extended term should be memorialized;

NOW, THEREFORE, in consideration of the mutual promises of the parties and hereto and of the mutual benefits to be gained by the performance thereof, the parties hereby agree to amend the Agreement as follows:

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014. 130

Offered by:.....

Seconded by:.....

1. The Current Term shall be extended beyond the expiration date of the Amendment dated June 30, 2014 for an "Extended Term" and shall now expire on June 30, 2015 (the "New Expiration Date");
2. The Program Funding Resources during the Extended Term for the period from July 1, 2014 through and including June 30, 2015 shall be fifty (50%) percent by the municipality and fifty (50%) percent by the school district.
3. The school district and the municipality have agreed to assign the following number of police officers to the following school, for the hours indicated, during the school year:

<u># of Officers</u>	<u>School</u>	<u>Hours</u>
One	High School	7:30 am – 3:30 pm
One	Middle School	8:00 am – 4:00 pm

4. In all other respects, the terms and provisions of the Agreement shall remain in full force and effect.

NOW, THEREFORE, BE IT RESOLVED the Mayor and Council of the Borough of New Milford hereby authorize an amendment to the Safe Schools Resource Officer Partnership Program dated May 31, 2000 by and between the New Milford Board of Education and the Borough of New Milford.

BE IT FURTHER RESOLVED, Mayor Ann Subrizi is authorized to sign such amendment and the Borough Clerk is authorized to attest to the same.

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 May 12, 2014.

SEAL

Christine Semus

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:131

Offered by: *[Signature]*

Seconded by: *[Signature]*

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY	✓			
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

STATE OF NEW JERSEY
DEPARTMENT OF ENVIRONMENTAL PROTECTION
GREEN ACRES
ENABLING RESOLUTION

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program ("State") provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Borough of New Milford desires to further the public interest by obtaining \$725,000 from the State to fund the acquisition of the Demarest-Gurd-Casey House, located at 618 River Road.

NOW THEREFORE, the governing body of the Borough of New Milford resolves that Ann Subrizi or the successor to the office of Mayor is hereby authorized to:

- (a) make application for such a loan and grant
- (b) provide additional application information and furnish such documents as may be required.
- (c) act as the authorized correspondent of the above named applicant, and

WHEREAS, the State shall determine if the application is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State's funds in accordance with such rules, regulations and applicable statutes, and is willing to enter into an agreement with the State for the above named project;

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:131

Offered by:.....

Seconded by:.....

**NOW, THEREFORE, BE IT RESOLVED BY THE MAYOR AND
COUNCIL OF THE BOROUGH OF NEW MILFORD**

1. That the Mayor of the above named body is hereby authorized to execute an agreement and any amendment thereto with the State known as the Acquisition of the Demarest-Gurd-Casey House, and;
2. That the applicant has its matching share of the project, if a match is required.
3. That, in the event the State's funds are less than the total project cost specified above, the applicant has the balance of funding necessary to complete the project, and;
4. The applicant agrees to comply with all applicable federal, state, and local laws, rules and regulations in its performance of the project.
5. That this resolution shall take effect immediately.

That the Mayor is hereby authorized and directed to:

- Execute and file such form with the Commissioner of Environmental Protection.
- Provide additional application information.
- Furnish such documents as may be required.
- Act as the authorized correspondent of the Borough of New Milford.

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 May 12, 2014.

SEAL

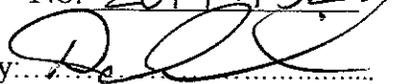
Cristine Demaris

BOROUGH OF NEW MILFORD
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2014:132

Offered by: 

Seconded by: 

Member	Aye	No	Abstain	Absent
ROBALINO	✓			
ASHLEY		✓		
DUFFIE	✓			
COLUCCI	✓			
GRANT	✓			
PUTRINO	✓			
MAYOR (tie)				

WHEREAS, there is an employment agreement between the Borough of New Milford and Frank Papapietro to Serve as Chief of Police; and

WHEREAS, Article XVII Miscellaneous Provisions provides in part that the Borough agrees to pay the Chief of Police \$35,000 each year beginning in 2009 toward satisfying the final payout with the remaining balance due at the retirement of the Chief of Police; and

WHEREAS, the Mayor and Council agreed, on February 10, 2014, to authorize the Administrator to increase the payment for 2014 to approximately \$40,000 to deplete the entire sick bank and vacation bank; and

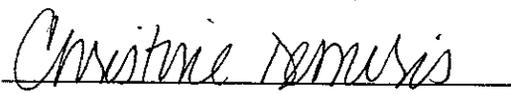
WHEREAS, the Administrator, via a memorandum dated 4/8/14, authorized the Payroll Supervisor to make a payment of \$39,572.96 to Chief Papapietro, representing payment in full of all accumulated sick days and vacation days as of December 31, 2013; and

WHEREAS, the Payroll Supervisor paid \$39,572.96 to Chief Papapietro as part of the 4/15/14 payroll; and

WHEREAS, this payment was inclusive of the payment of \$35,000 to be paid in 2014 to satisfy the terms of the employment agreement.

NOW THEREFORE, BE IT RESOLVED the Mayor and Council of the Borough of New Milford hereby affirm their authorization for the Administrator to initiate the payment of \$39,572.96 to Chief Frank Papapietro for the balance of his accumulated sick and vacation days.

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 May 12, 2014.



SEAL