

366A

**AGENDA**  
**BOROUGH OF NEW MILFORD**  
**7:00 PM WORK SESSION**  
**OPEN SESSION immediately following**  
**Monday, June 9, 2008**

\* - Revised 6/9/08

- Councilman Arthur Zeilner
- Councilman Keith Bachmann
- Councilwoman Randi Duffie
- Council President Tina DeLucia
- Councilwoman Ann Subrizi
- Councilman Michael Putrino
- Mayor Frank DeBari

Council President DeLucia reads the Open Public Meeting and Mission Statements.

**Closed Session:**

**Open Session:**

- 1. 2008 Budget – Revenue
- 2. COAH Letter from State of New Jersey

**PUBLIC HEARING:           2008 BUDGET AMENDMENT – 7:30 PM**

**PUBLIC HEARING:           CARLTON PLACE – BCOS APPLICATION**

**RESOLUTIONS:**

- 2008:147 Closed Session
- 2008:148 Payment of Bills and Vouchers
- 2008:149 Approve Social Affairs Permit for the Parish Festival at Church of the Ascension to be held June 29, 2008
- 2008:150 Approve amendment to Borough of New Milford Personnel Policies and Procedures Manual
- 2008:151 Authorize Mayor to sign grant agreement with Bergen County Open Space for Acquisition of six (6) parcels of land
- 2008:152 Oppose Senate Bill No. 1137 which would expand the scope of negotiations
- 2008:153 Approve refunds of duplicate tax payments – various Blocks and Lots
- 2008:154 Authorize submission of an electronic grant application to the New Jersey Department of Transportation on behalf of the Borough of New Milford
- \* 2008:155 Appoint Special Hearing Officers: Robert M. Czech, Esq., Allan Roth, Esq.

**COMMENTS FROM THE PUBLIC**

**VOTE ON RESOLUTIONS**

**ADJOURNMENT**

366

APPROVED

August 25, 2008

**MINUTES  
BOROUGH OF NEW MILFORD  
7:00 PM WORK SESSION  
OPEN SESSION immediately following  
Monday, June 9, 2008**

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

Also present: Mark Polito, CFO; Steven Wielkotz, Borough Auditor – arrived 7:20 PM

Council President DeLucia read the Open Public Meeting and Mission Statements.

**Closed Session:**

The record reflects that no closed session was held

**Open Session:**

1. 2008 Budget – Revenue

Councilman Putrino asked where the money collected for Shade Tree Commission fines appears in the budget. The CFO stated that he believed it is deposited into the general fund. Acknowledging a previous refusal, Councilman Putrino asked if we could again apply to the state for a trust fund for these fines. The Council agreed that there are no new circumstances that would merit another request.

Councilwoman Subrizi stated that she is interested in determining the anticipated revenue for items such as medical insurance and recreation fees. She asked, shouldn't the budget reflect how much we are spending on an item as well as how much we are taking in. Mr. Polito responded that money taken in for insurance is not considered revenue. He added that the amount appropriated for insurance would be less than the total expense as it would be offset by the money received.

Councilwoman Subrizi noted that reserve for uncollected taxes, in the amount of \$448,000, is indicated as anticipated revenue. She asked how the amount is calculated. Mr. Polito explained the process to determine the reserve for uncollected taxes. Mr. Wielkotz added that it is a statutory calculation based upon a percentage of collections from the previous year.

Councilwoman Subrizi asked how the number for anticipated surplus is calculated. Mr. Wielkotz stated that it is 100% of what actually exists in cash surplus. He added that the surplus was as a result of the emergency appropriations that were reduced and/or cancelled earlier in the year.

Councilwoman Subrizi asked Mr. Wielkotz why contributions toward medical insurance are not treated as revenue. Mr. Wielkotz stated that it is a budget offset, or a credit against expenditures. He added that the offsets are considered before they take place, thereby reducing the initial appropriation.

The Council discussed the Library co-pay for medical insurance. Council President DeLucia stated that the Mayor has discussed it with Library Board President, Dan Harmatz, and while they have yet to agree on the amount, it is expected to be at least \$40,000. Mr. Wielkotz stated that the cost for the Library employees is \$154,000. Council President DeLucia noted that this almost their entire operating budget of \$172,000. Councilwoman Subrizi stated that the true cost of running the Library is the \$706,000 in their budget plus the \$154,000 for medical insurance.

**PUBLIC HEARING: 2008 BUDGET AMENDMENT – 7:30 PM**

The Borough Auditor reviewed the budget amendment whereby \$115,000 was cut to make the introduced budget compliant with the cap law. He explained that given the amount of the amendment a public hearing is required.

The meeting was opened to the public on a motion from Councilwoman Duffie, which was seconded by Councilman Bachmann. All present in favor, none opposed.

The record reflects that there were no members of the public present at the meeting.

The meeting was closed to the public on a motion from Councilwoman Duffie, which was seconded by Councilman Bachmann. All present in favor, none opposed.

**PUBLIC HEARING: CARLTON PLACE – BCOS APPLICATION**

Council President DeLucia explained that the Borough would be applying to Bergen County Open Space for additional funding to offset the purchase of Carlton Place. She noted that a public hearing was one of the application requirements.

The meeting was opened to the public on a motion from Councilman Putrino, which was seconded by Councilwoman Subrizi. All present in favor, none opposed.

The record reflects that there were no members of the public present at the meeting.

The meeting was closed to the public on a motion from Councilman Putrino, which was seconded by Councilwoman Subrizi. All present in favor, none opposed.

**Administrator**

The Administrator referenced the request from Sanzari's to hold an outdoor event on July 29<sup>th</sup>. She noted the individual departmental approvals, as well as the need for a special Alcoholic Beverage Control permit, and asked for the Council's consent to approve the request. The Council discussed the matter and agreed to approve the request provided that Old New Bridge Road was posted as "no parking" and that offsite parking be

provided. They suggested the Borough Hall parking lot for overflow parking provided the insurance requirements were met.

The Administrator referenced the request from the county for a letter of support for Phase 1 of the rehabilitation of the New Milford Plant of the Hackensack Water Company. Councilwoman Duffie suggested that the term "waterworks" should not be used as it is associated with the Waterworks Conservancy, which is an entirely different entity. Councilwoman Subrizi stated that she is not in favor of spending any money to stabilize the building, suggesting that smaller plans to save portions of the site would be more worthwhile. Council President DeLucia and Councilman Putrino expressed support. Councilwoman Duffie stated that in order to be listed on the national registry the entire site must be considered. A letter of support will be drafted and signed by the Mayor and the Council members who are in favor of the plan.

The Administrator referenced a letter from the President of Bergen Community College requesting the opportunity to speak during the public portion of the December 22<sup>nd</sup> meeting of the Mayor and Council. The Council approved the request.

The Administrator reported that the Borough Hall office workers have agreed to the proposed summer hour schedule and that the schedule will be outlined in the New Milford Nuggets section of the Twin Boro News and further posted on the Borough website, the lawn sign and at the entrance to the Borough Hall. She stated that the DPW has opted not to adopt a summer schedule.

### **Council**

Councilwoman Duffie reported on the Rent Leveling Board stating that prior to their meeting last week they had not met since February. She stated that there is a vacancy for a tenant alternate and that the homeowner alternate has not been attending the meetings. She added that they have had difficulty in obtaining a quorum. Councilwoman Duffie stated that the Board is exploring the role of the Rent Leveling Coordinator, noting that renewals, by ordinance, should be going through the Board but have been being processed solely by the Coordinator.

Councilwoman Duffie referenced the resident letter regarding Marty's VW and asked what was being done. The Administrator responded that the matter is being handled by the Property Maintenance Officer.

Councilwoman Duffie asked Councilwoman Subrizi about her attendance at Board of Education meetings. Councilwoman Subrizi explained that she is unable to attend because the Board of Education meets on the same night as the Mayor and Council. Councilwoman Subrizi asked that a letter be sent on her behalf to the Board of Education Business Administrator requesting that she be included at any future meetings regarding the proposal for artificial turf at the Middle School.

Councilman Bachmann stated that the Recreation Commission will consider the request to install the soccer posts at Williams Field upon a written request. He added that the request could not be honored until after the close of the softball season.

Councilman Bachmann referenced resolution #2008:155, which appoints a hearing officer, and stated that he would only agree if it did not include mileage or travel time. The Council agreed and the resolution was revised. The Council additionally agreed that they would like to appoint someone locally as well.

Councilman Putrino reported that the basketball nets are missing at Prospect Park.

Councilman Putrino reported that he and Councilman Bachmann had reviewed the locations of the clothing drop boxes in town and have agreed that a box could be added at the Babe Ruth field and another inside the fence at the DPW yard. The Council agreed and a letter will be sent to Alan Silverman granting permission for the NY/NJ Fireman's Association to locate a box at the Babe Ruth field and to John Walsh granting permission for the D.A.R.E. to locate a box inside the fence at the DPW yard.

Councilman Putrino stated that he had obtained a list of items that cannot be brought to the recycling yard and asked to have them added to the Borough website.

Council President DeLucia referenced previous discussions regarding the Borough parking lot behind the Post Office. She noted that "No Parking" signs had not been posted. It was noted that the Post Office had raised some concerns and that the Council had agreed to look for a compromise to total prohibition. A number of suggestions were discussed and the Council agreed to ask Sgt. Jones to review the matter and make a recommendation on the best way to post and enforce the restrictions.

Council President DeLucia referenced the COAH letter from the state and asked Mr. Moscaritolo to comment on the resolution proposed by the letter. Mr. Moscaritolo stated that in order to create the fund referenced in the letter the Council would need to pass an ordinance. He added that the Planner, Mr. Kauker, was developing the ordinance as part of the plan.

### **Borough Attorney**

Mr. Moscaritolo stated that he had completed the Tort Claim form and forwarded to Administrator to disseminate to the Council.

Mr. Moscaritolo stated that he is drafting the ordinances regarding temporary utilities and temporary storage.

Councilwoman Subrizi asked about the reimbursement for damage to an employee's car. The Administrator explained that the employee was attending a class for the Borough. Mr. Moscaritolo stated that it should be covered under the employee's comprehensive coverage, which would not affect the insurance premium. The Administrator will obtain a copy of the employee's insurance declaration and the Borough will pay the deductible to the comprehensive coverage. The purchase order was pulled from the bill list until the additional information can be obtained.

Councilwoman Subrizi asked why there was a bill for nameplates for the entire slate of Planning Board and Zoning Board members. The Administrator stated that when she questioned the Planning Board Secretary she was told that only brass nameplates were available for a new member and it was decided that all of the nameplates needed to

match. As the purchase was already encumbered, approved, and ordered the purchase order was returned to the bill list.

### **RESOLUTIONS:**

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- 2008:148 Payment of Bills and Vouchers
- 2008:149 Approve Social Affairs Permit for the Parish Festival at Church of the Ascension to be held June 29, 2008
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- 2008:155 Appoint Special Hearing Officers: Robert M. Czech, Esq., Allan Roth, Esq.

### **COMMENTS FROM THE PUBLIC**

Councilman Bachmann made a motion to open the meeting to the public for discussion. Councilman Putrino seconded the motion. All present in favor, none opposed.

Ms. Hedy Grant addressed the Council. Ms. Grant stated that the two goodwill boxes at Madison Plaza had not been removed but rather relocated to the other side of the parking lot. Council President DeLucia responded that the Mayor stated, at a Planning Board meeting, that the town would arrange to have them taken away. The Administrator will follow-up with the Planning Board Secretary.

Mr. Gus Bachmann addressed the Council. Mr. Bachmann stated that a lot of baseball games are being played at Gibbs School and parking is a problem because the west side of Hirschfield is posted as “no parking.” Mr. Bachmann asked if there was any reason why the parking restriction could not be lifted when school is not in session. The Administrator will ask Sgt. Jones to review the matter and make a recommendation. Mr. Bachmann stated that if the parking restrictions are not lifted the middle sign between James and Elizabeth should be replaced as it is difficult to read.

As there were no further comments from the public, the meeting was closed on a motion from Councilwoman Subrizi. Councilman Putrino seconded the motion. All present in favor, none opposed.

Councilwoman Subrizi asked if Council President DeLucia would lose her right to vote as she was presiding over the meeting as Acting Mayor. Council President DeLucia stated that the Council By-Laws provide that she is still entitled to vote.

### **VOTE ON RESOLUTIONS**

Councilman Putrino asked that resolution 2008:155 be pulled from the consent agenda for a separate vote.

Councilman Bachmann made a motion to approve resolutions #2008:147 through #2008:154 with the amendment to the bill list to remove P.O. #57127. Councilwoman Subrizi seconded the motion. All present in favor, none opposed.

Councilman Bachmann made a motion to approve resolution #2008:155, as amended to exclude mileage and travel time. Councilwoman Duffie seconded the motion. The motion passed on a roll call vote as follows:

For the motion: Bachmann, Duffie, DeLucia, Subrizi

Abstain: Putrino

#### **ADJOURNMENT**

Councilman Putrino made a motion to adjourn. Councilman Bachmann seconded the motion. All present in favor, none opposed. Time 8:58 PM.

Respectfully submitted,



Christine Demiris  
Borough Clerk

**\*\* No CLOSED SESSION Held \*\***

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008147

Offered by: David S. RS 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	✓			
<del>DE LUCCIA</del>	✓			
SUBRIZI	✓			
<del>WHELAN</del>				
PUTRINO	✓			
ZEILNER				✓
BACHMANN	✓			
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 June 9 2008

Christine Demaris

SEAL

RESOLUTION No. 2008:148

Offered by: [Signature]

Seconded by: Ann Subrizi

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 \$ 2,377,169.00

less PO 57127

in the amount of \$ 791.63

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DE JEFFIS</del>	✓			
SUBRIZI	✓			
<del>PUTRINO</del>				
PUTRINO	✓			
ZEILNER				✓
<del>Ann</del>	✓			
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 June 9 20 08

Christine Demus

SEAL

**BOROUGH OF NEW MILFORD****Bill list**  
**JUNE 9, 2008**

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
NEW MILFORD BOARD	1920249.25	JUNE 2008 SCHOOL	SCHOOL	46562
THOMPSON,	1825.50	BL.104/LT.13 REFUND	REFUNDS	46563
WELLS FARGO REAL	3255.50	BL.207/LT.4 420 VOMEL	REFUNDS	46564
PATACIL, KATHLEEN	1888.00	BL.410/LT.1 REFUND	REFUNDS	46565
HORN, MITCHELL	2459.00	BL.412/LT.5 REFUND	REFUNDS	46566
CIOLINO, ALFRED S.	2121.00	BL.1101/LT.11 REFUND	REFUNDS	46567
FORERO, SERGIO &	2283.50	BL.1102/LT.10 REFUND	REFUNDS	46568
RICH, ANDREW S.	1911.50	BL.1213/LT.2 REFUND	REFUNDS	46569
SGAMBATI, MARY &	1692.50	BL.1217/LT.22 REFUND	REFUNDS	46570
MATULAC, CELSIUS	2682.00	BL.1311 LT.1 REFUND	REFUNDS	46571
DYSICO, NICOLAS &	1826.95	BL.1509/LT.38 REFUND	REFUNDS	46572
EDIE RYERSON	65.00	5/6/08 ENVIRONMENTAL	ENVIRONMENT	46573
CHRISTINE DEMIRIS	59.05	REIMB.	MUNICIPAL	46574
DENISE M. AMOROSO	173.00	REIMB.	COLLECTION	46575
FRANK PAPAPIETRO	81.80	REIMB. LUNCH FOR HONOR	POLICE	46576
ROBERT LEONARD	275.00	AWARDS FOR POSTER	HISTORIC	46577
NEW MILFORD FIRE	108.00	REIMB.	FIRE	46578
NEW MILFORD FIRE	211.36	REIMB.	FIRE	46578
NEW MILFORD FIRE	0.00	REIMB.	FIRE	46578
NEW MILFORD FIRE	93.72	REIMB.	FIRE	46578
NEW MILFORD FIRE	139.24	REIMB.	FIRE	46578
DELTA DENTAL PLAN	9029.50	JUNE 2008 PREMIUM	INSURANCE	46579
FLAGSHIP HEALTH	152.38	JUNE 2008 PREMIUM	INSURANCE	46580
RELIANCE STANDARD	1299.56	JUNE 2008 PREMIUM	INSURANCE	46581
BERGEN COUNTY	3485.00	2008 HEPATITIS B	BOARD OF	46582
BERGEN COUNTY	0.00	2008 HEPATITIS B	BOARD OF	46582
BERGEN COUNTY	40.00	2008 HEPATITIS B	BOARD OF	46582
BERGEN COUNTY	3013.50	1/2 2ND QTR 2008	BOARD OF	46583
VERIZON WIRELESS	40.01	INV.1847645197	UTILITIES	46584
LEXIS NEXIS	95.60	INV.68608225,68608233	POLICE	46585
MC NERNEY & ASSOC.	2500.00	INV. #2008-105 HUDSON	ASSESSMENT	46586
DEL GADO	160.00	INV.32888 5/13/08	MUNICIPAL	46587
DEL GADO	160.00	INV.32865 4/28/08	MUNICIPAL	46588
DEL GADO	160.00	INV.32789 5/18/08	MUNICIPAL	46589
GREEN-A-LAWN	675.00	INV.365389,365365,3653	PUBLIC	46590
FORD MOTOR CREDIT	2462.34	PAYMENT NO. 2 ACCT.	POLICE	46591
ZEE MEDICAL	111.72	INV.113177037	PUBLIC	46592
VERIZON	25.59	986-1705 5/22-6/21/08	UTILITIES	46593
ALLIED OIL COMPANY	6264.62	INV.828171 5/8-5/27/08	UTILITIES	46594
GALL'S INC.	129.99	INV.5938103100018	POLICE	46595
WARP DRIVE	59.95	JUNE 2008 DOMAIN	MUNICIPAL	46596
J. STATE LEAGUE	128.00	INV. 08M-9059 8	MUNICIPAL	46597
INTERNATIONAL CODE	252.75	INV.996905 5/6/08 NJ	UNIFORM	46598
ACS FIREHOUSE	150.00	INV.67927 FIREHOUSE	FIRE	46599
XTEL	256.18	APRIL LONG DISTANCE	UTILITIES	46600
NJ DIVISION OF	33.00	INV. 61 LICENSE APPL.	MUNICIPAL	46601
PREMIER SUPPLIES	343.04	INV.693233	POLICE	46602

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
CROWN TROPHY	0.00	INV.21776 21	PLANNING	46603
CROWN TROPHY	164.45	INV.21776 21	PLANNING	46603
CROWN TROPHY	149.50	INV.21776 21	ZONING	46603
AYAN TRAVEL INC.	825.00	INV.9170 CHARTER	SENIOR	46604
ATES FLAG &	207.36	INV.141981 2 GROSS	CELEBRATION	46605
ERGEN POLICE	1800.00	MEMORIAL DAY PARADE	CELEBRATION	46606
ACHLES/MICHELE'S	3843.90	INV.73444 5/8/08	UTILITIES	46607
METROPOLITAN	129.35	INV.44199	PUBLIC	46608
J.E. RODGERS	76.00	INV.3293 PVT GEORGE	PUBLIC	46609
J.E. RODGERS	379.75	INV.3291 BOROUGH SIGNS	PUBLIC	46610
NORTHEAST GAS	80.32	INV. 54720 WELDING	PUBLIC	46611
BRAEN STONE	212.75	INV.184124MB 5/2/08	PUBLIC	46612
I.D.M. MEDICAL	214.00	INV.87106	POLICE	46613
RICCIARDI BROTHERS	696.00	INV.98179 -TRAFFIC	PUBLIC	46614
SHOP RITE OF NEW	159.61	APRIL INVOICES	SENIOR	46615
GRAINGERS INC.	127.29	INV.9635785729,9635785	PUBLIC	46616
GRAINGERS INC.	188.31	INV.9639297333,7639297	PUBLIC	46617
WELDON QUARRY	709.94	INV.3007669	PUBLIC	46618
SCOTT GRAPHICS	65.00	IN.7459 500 BUSINESS	ASSESSMENT	46619
SCOTT GRAPHICS	90.00	INV.7183 STAMPS FOR	CODE	46620
SCOTT GRAPHICS	250.00	INV.7438 RISK BASED	BOARD OF	46621
RED WING SHOE	250.00	INV.55000875 S.	PUBLIC	46622
RED WING SHOE	247.24	INV.55000874 STEVE	PUBLIC	46623
RED WING SHOE	2735.76	11 PAIRS SHOES-PER	PUBLIC	46624
MOORE WALLACE	66.58	1 PACKAGE SAFETY PAPER	BOARD OF	46625
R & J CONTROL INC.	461.30	INV.28001812	PUBLIC	46626
& C TIRE, INC.	491.95	INV.48245	GARBAGE &	46627
& C TIRE, INC.	998.00	INV.48308	PUBLIC	46628
BOSWELL MCCLAVE	546.00	INV.29190 5/19/08	ENGINEERING	46629
BOSWELL MCCLAVE	260.00	INV.29554 5/29/08	ENGINEERING	46630
BOSWELL MCCLAVE	399.00	INV.29553 5/29/08	ENGINEERING	46631
NATURES CHOICE	510.00	INV.554391 4/23/08	RECYCLING	46632
NATURES CHOICE	356.00	INV.554488 4/23/08	RECYCLING	46633
NATURES CHOICE	1068.00	INV.554472,554470,5544	RECYCLING	46634
NATURES CHOICE	672.00	INV.555478,555477,5554	RECYCLING	46635
WASTE MANAGEMENT	38913.00	INV.862970-1374-9 JUNE	GARBAGE &	46636
WASTE MANAGEMENT	32061.18	INV.518515374 APRIL	GARBAGE &	46637
COLLEEN NAUMOV	0.00	REIMB.CAR	MUNICIPAL	46638
COLLEEN NAUMOV	62.12	REIMB.CAR	MUNICIPAL	46638
COLLEEN NAUMOV	729.51	REIMB.CAR	PUBLIC	46638
D'ANGELO FARMS	91.54	INV.163623 MEM.DAY	PUBLIC	46639
COOPER ELECTRIC	110.91	INV.	PUBLIC	46640
ARROW ELEVATOR	185.00	INV.31298 JUNE MAINT.	PUBLIC	46641
ZEE MEDICAL	344.07	INV.113177036	PUBLIC	46642
METROPOLITAN	60.00	INV.44220 3 DOZEN	PUBLIC	46643
RACHLES/MICHELE'S	4639.11	INV.74089 ACCT.4037	UTILITIES	46644
TIMMERMAN	366.50	INV.186398	PUBLIC	46645
STEWART BUSINESS	190.80	MAY 2008 CUST.151832	MUNICIPAL	46646
D NATIONAL BANK	301.62	INV.80556 JUNE	MUNICIPAL	46647
D NATIONAL BANK	150.82	INV.80556 JUNE	COLLECTION	46647
LD NATIONAL BANK	150.82	INV.80556 JUNE	ASSESSMENT	46647
OLD NATIONAL BANK	150.82	INV.80556 JUNE	CODE	46647
OLD NATIONAL BANK	452.46	INV.80556 JUNE	POLICE	46647
OLD NATIONAL BANK	0.00	INV.80556 JUNE	PUBLIC	46647
OLD NATIONAL BANK	150.82	INV.80556 JUNE	PUBLIC	46647

**Vendor**  
376 OLD NATIONAL BANK  
OLD NATIONAL BANK  
BOROUGH OF TENAFLY

**Amount Description**  
150.82 INV.80556 JUNE  
150.82 INV.80556 JUNE  
1328.80 10 GROSS FLARES

**Account Check #**  
BOARD OF 46647  
MUNICIPAL 46647  
POLICE 46648

**Total**

**2074601**

**Total Bill List:** 2074600.50

BOROUGH OF NEW MILFORD

Bill list

JUNE 9, 2008 CAPITAL

<u>Vendor</u>	<u>Amount</u>	<u>Description</u>	<u>Account</u>	<u>Check #</u>
BOSWELL MCCLAVE	1350.00	INV.29187 5/19/08	2005	4223
BOSWELL MCCLAVE	195.00	INV.29188 5/19/08	2007	4224
BOSWELL MCCLAVE	546.00	INV.29189 5/19/08	2005	4225
BOSWELL MCCLAVE	312.00	INV.29551 5/29/08	2007	4226
BOSWELL MCCLAVE	1404.00	INV.29652 5/29/08	2007	4227
BOSWELL MCCLAVE	6661.50	INV.29550 5/29/08	CURBS,	4228

**Total 10468.5**

**Total Bill List: 10468.50**

<b>BILL LIST FOR MEETING OF:</b>		
<b>JUNE 9, 2008</b>		
<b>CURRENT ACCOUNT</b>		
<b>VENDOR</b>	<b>CHECK NO.</b>	<b>AMOUNT</b>
<hr/>		
BOROUGH OF NEW MILFORD-PAYROLL -6/1-6/15/08 (ESTIMATE)	46649	\$280,000.00
BOROUGH OF NEW MILFORD-PAYROLL-FICA TAXES 6/1-6/15/08 (ESTIMATE)	46650	\$8,400.00
BOROUGH OF NEW MILFORD-PAYROLL-MEDICARE TAXES 6/1-6/15/08 (ESTIMATE)	46651	\$3,700.00
		\$292,100.00

RESOLUTION

No. 2008:149

Offered by: Ann Subrizi

Seconded by: Nick S. Putrino

WHEREAS, the Church of the Ascension, 1092 Carnation Drive, New Milford, NJ has applied for a Special Permit for a Social Affair; and

WHEREAS, the Mayor & Council of the Borough of New Milford have agreed for certain non-profit organizations to dispense and serve alcohol set forth under the guidelines of the Division of Alcoholic Beverage Control (ABC) pursuant to N.J.S.A. 33:74-1 and N.J.A.C. 13:2-5.1; and

WHEREAS, the required documentation along with a fee of \$100.00 to the Division of Alcohol and Beverage Control has been submitted, reviewed and signed by the Chief of Police and Borough Clerk of the Borough of New Milford, NJ;

NOW, THEREFORE, BE IT RESOLVED, the Mayor and Council hereby grant a Special Social Affair Permit to Church of the Ascension to conduct a social gathering at which alcohol will be served on the premises of the Church of the Ascension located at 1092 Carnation Drive, New Milford, NJ on June 29, 2008 from 1:30 PM – 7:00 PM in accordance with New Milford Borough Ordinance #6-4, et seq.; and

BE IT FURTHER RESOLVED that a copy of this resolution be sent to Reverend David W. Milliken, 256 Azalea Drive, New Milford, NJ 07646.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DELUCIA</del>	✓			
SUBRIZI	✓			
<del>PUTRINO</del>				
PUTRINO	✓			
ZEILNER				✓
<del>SACHMANN</del>	✓			
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 June 9 2008

Christine Demus

1/10/08 SEAL to State & Rev. Milliken

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008:150

Offered by: [Signature]

Seconded by: [Signature]

**WHEREAS**, the Borough of New Milford is required by the Municipal Excess Liability Joint Insurance Fund to update its Policies and Procedures Manual and Supervisory Supplement; and

**WHEREAS** the Mayor and Council of the Borough of New Milford approved the revised Policies and Procedures Manual and Supervisory Supplement by way of Resolution #2008:119 on April 28, 2008; and

**WHEREAS**, the Policies and Procedures Manual provides that the Borough may amend, supplement, or terminate the policies as stated in the manual at any time without advance notice; and

**WHEREAS**, the Administrator has recommended, and the Mayor and Council have agreed that the Policies and Procedures Manual should be amended to include a policy with regard to Short-Term Disability Benefits; and

**WHEREAS**, the Borough's Labor Attorney has recommended the following proposed amendment to the Sick Leave Policy:

*Short-Term Disability Benefits*

*The Borough provides short term disability benefits to eligible employees. The Borough requires employees to use their accumulated but unused sick time up to and including the previous calendar year's accrual prior to being eligible to collect short term disability. Employees are not required to exhaust the present year's sick time allotment to be eligible to collect short term disability.*

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council hereby approve this amendment and authorize the Borough Administrator to provide a copy of this resolution to every Borough employee and volunteer.

**BE IT FURTHER RESOLVED** that this amendment will be incorporated into future revisions of the Borough of New Milford Personnel Policies and Procedures Manual.

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 June 9 2008

[Signature]

SEAL

6/10/08 - All Borough employees, " " volunteers

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008-151

Offered by: Frank DeBari

Seconded by: Ann Subrizi

**WHEREAS**, the Mayor and Council of the Borough of New Milford wish to enter into a grant agreement with the County of Bergen for the purpose of using \$37,500 in 2007 Bergen County Open Space Trust Funds for the Acquisition of six (6) parcels of land on the Hackensack River in the Borough of New Milford; and

**WHEREAS**, the Council hereby authorizes Mayor Frank DeBari to sign the grant agreement and the Borough Clerk Christine Demiris to attest to the same; and

**NOW THEREFORE BE IT RESOLVED** that the Mayor and Council of the Borough of New Milford have adopted this resolution at a meeting held on June 9, 2008 and that a copy of the resolution shall be forwarded with five (5) copies of the signed agreement to Robert Abbatomarco, Dept. of Planning & Economic Development, County of Bergen, One Bergen County Plaza, 4<sup>th</sup> Floor, Hackensack, NJ 07601-7076.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DELUCCIA</del> DUFFIE	✓			
SUBRIZI	✓			
<del>PUTRINO</del>				
PUTRINO	✓			
ZEILNER				✓
<del>ROCKMANT</del>	✓			
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 June 9 20 08

Christine Demiris

3/10/08 SEAL - R. Abbatomarco

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008:152

Offered by: [Signature]

Seconded by: Ann. Subrizi

**WHEREAS**, Governing bodies are concerned about their ability to manage their employees using methods in the most appropriate and efficient manner possible; and

**WHEREAS**, Governing bodies further believe that it is an employers' right to hire, promote, transfer, assign or retain employees in positions deemed necessary and appropriate; and

**WHEREAS**, Senate Bill No. 1137 would re-define the New Jersey Public Employment Relations Commission (PERC) law by adding new mandatory subjects of collective bargaining and issues that have been historically non-negotiable would become negotiable; and

**WHEREAS**, S-1137 will diminish the authority of municipalities over their day to day operations and severely impair the ability to manage personnel in an effective manner; and

**WHEREAS**, these changes are imposed on governing bodies while under severe financial stress, and the State announced plans to substantially reduce or eliminate State aid to many municipalities; and

**WHEREAS**, S-1137 would increase the time and cost of negotiations which costs ultimately falls on our beleaguered property taxpayers.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Borough of New Milford adamantly oppose adoption of S-1137 which impinges on local management prerogatives, would potentially result in protracted costly negotiations and advances encroachments by public unions.

**BE IT FURTHER RESOLVED**, a certified copy of this resolution is hereby forwarded to Governor Jon Corzine, Senator Gerald Cardinale, Assemblyman John E. Rooney, Assemblywoman Charlotte Vandervalk and the NJ League of Municipalities.

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DE LUCCA</del>	✓			
SUBRIZI	✓			
MURRAY				
PUTRINO	✓			
ZELNER				
<u>[Signature]</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 June 9 20 08

CHRISTINE DENNIS

SEAL

4/10/08 C - Gov. Corzine, Sen. Cardinale, Assen. John Rooney, Assen. C. Vandervalk  
in d. & all M.

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008:153

Offered by: [Signature]

Seconded by: [Signature]

June 9, 2008

WHEREAS, the following taxpayer and/or mortgage company has made duplicate payment of property taxes, creating an overpayment,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Milford, New Jersey, that a refund be granted to:

VENDOR	BLK	LOT	NAME	ADDRESS	AMT	CK#
	104	13	Thompson, Christopher	1094 Arlington Rd	\$1,825.50	
	207	4	Zelig, Joseph & Susan	420 Vomel Dr mail to: Wells Fargo Real Est Tax Service, LLC Attn: Financial Support Unit-Region 1 1 Home Campus MAC X2302-04D Des Moines, Ia 50328- 0001	3,255.50	
	410	1	Patacsil, Kathleen	1037 Carnation Dr	1,888.00	
	412	5	Horn, Mitchell	284 Ridge St	2,459.00	
	1101	11	Ciolino, Alfred S. & Frances	135 South Park Dr	2,121.00	
	1102	10	Forero, Sergio & Sonia	527 Columbia St	2,283.50	
	1213	2	Rich, Andrew S.	246 Baldwin Ave	1,911.50	
	1217	22	Sgambati, Mary & Proctor, Lea	401 Roslyn Ave	1,692.50	

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 June 9 2008

SEAL

[Signature]

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION No. 2008:153

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

	1311	1	Matulac, Celsius P. & Flordeliza	222 Main St	2,682.00	
	1509	38	Dysico, Nicolas & Donna	119 Center St	1,826.95	
				<b>TOTAL</b>	<b>\$21,945.45</b>	

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DE LUCCIA</del>	✓			
SUBRIZI	✓			
<del>PUTRINO</del>				
PUTRINO	✓			
ZEILNER				✓
<del>MAJORS</del>	✓			
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 \_\_\_\_\_ 2008

SEAL

**RESOLUTION**

No. 2008:154

Offered by: Ann Subrizi

Seconded by: W. S. P...

Approval to submit a grant application and execute a grant agreement with the New Jersey Department of Transportation for the Boulevard (Section 5) project

**WHEREAS**, the Borough of New Milford is requesting funding from the New Jersey Department of Transportation Municipal Aid Program.

**NOW, THEREFORE, BE IT RESOLVED** that Council of the Borough of New Milford formally approves the grant application for the above stated project.

**BE IT FURTHER RESOLVED** that the Acting Mayor and Clerk are hereby authorized to submit an electronic grant application identified as MA-2009-New Milford Borough- 00283 to the New Jersey Department of Transportation on behalf of the Borough of New Milford.

**BE IT FURTHER RESOLVED** that the Acting Mayor and Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of New Milford and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

Certified as a true copy of the Resolution adopted by the Council of the Borough of New Milford on this 9<sup>th</sup> day of June, 2008

Christine Demiris  
(Clerk)  
Christine Demiris

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DELUCCIA</del>	✓			
SUBRIZI	✓			
<del>PUTRINO</del>				
PUTRINO	✓			
ZEJNER				
<del>Zeiner</del>	✓			✓
Mayor (tie)				
TOTAL				

My signature and the Clerk's seal serve to acknowledge the above resolution and constitute acceptance of the terms and conditions of the grant agreement and approve the execution of the grant agreement as authorized by the resolution above.

ATTEST and AFFIX SEAL Christine Demiris Tina DeLucia  
(Clerk) (Acting Mayor)  
Christine Demiris Council President Tina DeLucia

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2008: 155

Offered by: [Signature]

Seconded by: [Signature]

RESOLUTION FOR PROFESSIONAL SERVICES  
SPECIAL HEARING OFFICER

WHEREAS, there exists a need in the Borough of New Milford for a Special Hearing Officer;

and

WHEREAS, funds are available for this purpose, and N.J.S.A. 40A:11.1 et seq. requires that the resolution authorizing the award of contracts for professional services without competitive bids must be publicly advertised.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of New Milford, County of Bergen, State of New Jersey that it hereby appoints the following individuals to the position of Special Hearing Officer to serve on an as-needed basis:

Robert M. Czech, Esq.  
P.O. Box 346  
Sea Girt, New Jersey 08750-0346

Rate: \$125 per hour  
(Excluding travel time)

Allan Roth, Esq.  
Roth Horowitz, LLC  
150 Morris Avenue, Suite 206  
Springfield, New Jersey 07081

Rate: \$125 per hour  
(Excluding travel time)

Member	Aye	No	Abstain	Absent
DELUCIA	✓			
<del>DELUCCIA</del>	✓			
SUBRIZI	✓			
<del>MURPHY</del>				
PUTRINO			✓	
ZEHNER				✓
<del>SACHMANN</del>	✓			
Mayor (tie)				
TOTAL				

BE IT FURTHER RESOLVED that the above appointments be approved and that the Mayor and Borough Clerk/Administrator be authorized to process payment for 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 June 9 2008

[Signature]

SEAL  
11.01.08 R. Czech, A. Roth, E. Horn