

**MINUTES**  
**BOROUGH OF NEW MILFORD**  
**1:00 PM SPECIAL SESSION**  
**Sunday, December 23, 2012**



**WORK SESSION:**

Mayor Subrizi read the Open Public Meeting and Mission Statements.

Councilwoman Randi Duffie	Absent
Councilman Austin Ashley	Present
Councilman Diego Robalino	Present
Councilman Dominic Colucci	Present
Councilwoman Hedy Grant	Absent
Council President Howard Berner	Present
Mayor Ann Subrizi	Present

**OPEN SESSION:**

1. Property Acquisition – HMGP Flood Acquisitions

The Administrator reported that FEMA has reneged on their previous commitment to cover 75% of the overage for this project. The Administrator has spoken with Bergen County Open Space. There is a small window of opportunity to obtain funding through BCOS but it would require an appeal to the Director, which could ultimately be refused. FEMA will not forward any of the closing funds until the Borough can commit to either closing on all five or indicating which of the five we would hold back on. She said the estimated overage is approximately \$51,000. She asked the Council if they wished to hold back on all of the closings or close on just four in anticipation of the possibility of obtaining BCOS funding or if they would agree to cover the entire overage out of Borough open space trust funds. The Council discussed the additional requirements that may be necessary if another agency is brought in at this point and also the possibility of additional restrictions on the property subsequent to acquisitions.

The Administrator explained the cost for demolition will be covered under the individual homeowner's flood insurance through the ICC (Increased Cost of Compliance) program; the Borough will have to front the money and will then be reimbursed upon completion of the demolition.

After a brief discussion the Council unanimously agreed to cover the entire overage with open space trust funds.

**RESOLUTIONS:**

2012:363 Authorize the Use of Borough Open Space Funds to Supplement Funding from Green Acres Project 0238-12-LBA and State of New Jersey, Office of Emergency Management HMGP-4021-NJ-0011

Council President Berner made a motion to approve resolution 2012:363. Councilman Colucci seconded the motion. The motion passed on a roll call vote. All present in favor, none opposed.

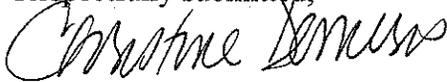
**COMMENTS FROM THE PUBLIC**

There were no members of the public present at the meeting.

**ADJOURNMENT**

Council President Berner made a motion to adjourn. Councilman Robalino seconded the motion. All present in favor, none opposed. Time 1:24 PM.

Respectfully submitted,



Christine Demiris, RMC  
Borough Clerk.

BOROUGH OF NEW MILFORD  
BERGEN COUNTY, NEW JERSEY

RESOLUTION

No. 2012:363

Offered by: [Signature]

Seconded by: [Signature]

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

**WHEREAS**, the Mayor and Council of the Borough of New Milford have entered into a grant agreement with the State of New Jersey, Office of Emergency Management under HMGP-4021-NJ-0011 and with the Department of Environmental Protection, Green Acres under project 0238-12-LBA for the purpose of using \$1,612,301 for the acquisition of property that has been determined to be eligible to be voluntarily acquired by the Borough of New Milford; and

**WHEREAS**, the Mayor and Council have entered into Offers to Sell Real Property with five eligible homeowners based upon appraisals done in accordance with Green Acres acquisition requirements; and

**WHEREAS**, the estimated cost to acquire the homes and restore the property to open space exceeds the grant amount by approximately \$50,700; and

**WHEREAS**, FEMA had indicated a commitment to fund 75% of the over expenditure and has since notified the Borough that they will not fund the 75% over expenditure.

**NOW, THEREFORE, BE IT RESOLVED** the Mayor and Council hereby authorize the use of New Milford Borough Open Space Trust Funds to fund the entire over expenditure of approximately \$50,700 to complete the acquisition and restoration of these five properties.

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 December 23, 2012.

SEAL

[Signature]