
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Reorganization Meeting
Date of Meeting: January 2, 2019
Time of Meeting: 6:30 pm
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The Reorganization Meeting of the Governing Body was called to order by Mayor Michele Dale.

Adequate Notice Statement

Mayor Dale read the following statement:

Please note that in accordance with Chapter 231, Public Laws of 1975 of New Jersey, adequate advance notice of this Reorganization meeting was advertised in the Herald News in its issue of December 30, 2018 and January 6, 2019; copies were provided to the Suburban Trends, the Record and Star Ledger and posted continuously on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

Please also make note of all fire and emergency exits – located to the left, right, front and rear of this room - for use in case of an emergency. Thank you.

Agenda No. I

Pledge of Allegiance

Mayor Dale led all in attendance in the Pledge of Allegiance.

Agenda No. II

Administration of Oath

New Jersey State Senator Joseph Pennacchio administered the following Oath of Public Office:

Councilwoman Ada Erik (January 1, 2019 – December 31, 2021) was joined at the podium by a friend, who held the bible as Senator Joseph Pennacchio administered the oath of office.

New Jersey State Senator Joseph Pennacchio administered the following Oath of Public Office:

Councilwoman Marilyn Lichtenberg (January 1, 2019 – December 31, 2021) was joined at the podium by her son, who held the bible as Senator Joseph Pennacchio administered the oath of office.

The newly sworn in Councilmembers took their seats at the dais. Mayor Dale formally introduced Senator Joseph Pennacchio. She thanked Senator Pennacchio for attending.

Agenda No. III

Roll Call

Present: Councilmembers Ada Erik, Andrena Pegel, Marilyn Lichtenberg, Pete McGuinness
Luciano Signorino, Patricia Gerst, Mayor Michele Dale
Absent: None
Also Present: Township Clerk Antoinette Battaglia, Township Attorney Fred Semrau

Agenda No. IV

Election of Council President

Councilman Signorino nominated Councilman McGuinness. Councilwoman Erik nominated Councilwoman Gerst. All other Councilmembers passed. Councilwoman Gerst thanked Councilwoman Erik for nominating her. Councilwoman Gerst withdrew her name. Councilman Signorino made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

Councilman McGuinness

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Agenda No. VI

Appointments

2. Boards, Committees and Commissions

The Council may make nominations from the floor for various boards, committees and commissions.

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ADA Committee
Council Liaison

Councilwoman Gerst nominated Councilwoman Erik. Councilwoman Pegel nominated Councilman McGuinness. Councilman McGuinness declined. All other Councilmembers passed. Councilman McGuinness made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

Councilwoman Erik

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

ADA Medical Rep

Mayor Dale noted that there is only person, so if the Council is agreeable she will need a motion to close and confirm. Councilwoman Erik made a motion to close and confirm, seconded by Councilman Signorino and carried by unanimous voice vote.

Janice Sangle

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Citizen Member # 2

Councilwoman Erik made a motion to close and confirm, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote.

Ann Moore

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Autumn Lights Festival Committee
Council Liaison

Councilwoman Lichtenberg nominated Councilwoman Erik. Councilman Signorino nominated Councilwoman Gerst. All other Councilmembers passed.

Councilwoman Erik

Voted Aye: Pegel, Erik, Lichtenberg
Voted Nay: McGuinness, Signorino, Gerst
Motion carried.

Councilwoman Gerst

Voted Aye: Pegel, McGuinness, Signorino, Gerst
Voted Nay: Erik, Lichtenberg
Motion carried.

Citizen Members

Mayor Dale noted there are eight people with one vacancy. She noted that anyone can fill out a citizen leadership form for the vacant spot. She said there are enough spots and asked for a motion to close and confirm. Councilwoman Lichtenberg made a motion to close and confirm, seconded by Councilwoman Erik and carried by unanimous voice vote.

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Rocky Hazelman, Edward DeVane, Richard Hepp, Liz Dutton, Laura Katona, Diane Wurdemann, John Wurdemann, Jr., Timothy Bolduc

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Beautification & Recycling Committee
Council Liaison

Councilman Signorino nominated Councilwoman Erik. Councilwoman Gerst nominated Councilwoman Lichtenberg. Councilwoman Lichtenberg declined her nomination. All other Councilmembers passed. Councilman Signorino made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

Councilwoman Erik

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Citizen Members

Councilwoman Gerst nominated JoAnn Blom. All other Councilmembers passed. Councilwoman Erik made a motion to close and confirm, seconded by Councilman Signorino and carried by unanimous voice vote.

JoAnn Blom

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Councilwoman Lichtenberg made a motion to move the slate of the current serving members, seconded by Councilwoman Gerst and carried by unanimous voice vote.

John L. Monahan, Lynne Blackowski, David Cahir, Michael Hunt

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Building Standards Board
Council Liaison

Councilwoman Pegel nominated Councilman Signorino. Councilwoman Lichtenberg nominated Councilwoman Erik. Councilman Signorino withdrew his name. All other Councilmembers passed. Councilwoman Erik made a motion to close and confirm, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote.

Councilwoman Erik

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Community Services & Recreation Advisory Committee
Council Liaison

Councilwoman Erik nominated Councilwoman Gerst. Councilman Signorino nominated Councilman McGuinness. Councilwoman Gerst passed and withdrew her nomination. Councilwoman Erik made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

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Councilman McGuinness

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Discussion:

Councilman McGuinness expressed that he would like to try and lower the number of seats on the Community Services & Recreation Committee from 11 to 9. Councilman McGuinness made a motion for the Council's consideration, seconded by Councilman Signorino. Councilwoman Lichtenberg noted that all the committees are supposed to submit minutes of their meetings and attendance during the course of the year. She said there were no minutes or attendance records from 2018 submitted to the Clerk's Office from the Community Services & Recreation Committee. Councilman McGuinness said he will make sure the minutes are submitted. Mayor Dale said the Council might want to review the minutes and the attendance records to see who attended the meetings. Councilman Signorino said it would be helpful to get the minutes and attendance records. Mayor Dale said she reached out to the Director, John Voli, because she was very concerned when she heard there was a Committee of 13 members and a Council Liaison and there were no attendance records or meeting minutes submitted. She was told that they never received anything from the Chair of the Committee. Councilwoman Lichtenberg noted that all 11 members said that they want to come back. Councilman Signorino asked Mr. Semrau what the process is to reduce the amount of members on the Committee. Mr. Semrau said if it is in the code the Council would need to make an amendment. He said the Council could nominate the 9 members. Mayor Dale said they should have attendance records because in the best interest of the community, she hopes the Council will appoint people who actually attended the meetings. She asked the Council if they would like to hold off on the appointments until they receive the attendance records because they could nominate and appoint people that did not show up last year. Councilman Signorino said he is open to getting the additional data. The Council agreed that they will wait to receive the attendance records before making any appointments.

Economic Development Commission

Council Liaison

Councilman Signorino nominated Councilwoman Pegel. All other Councilmembers passed. Councilwoman Erik made a motion to close and confirm, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote.

Councilwoman Pegel

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Citizen Members

Councilman Signorino said he would like to move the slate the way it is, seconded by Councilwoman Erik. Councilwoman Gerst said they can move 7, 8 and the alternate together. Councilwoman Lichtenberg made a motion to keep the slate, seconded by Councilwoman Pegel and carried by unanimous voice vote.

Steven Drew, Karen Phelan, Claudia B. Logan

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Fire Department Board of Review

Council Liaison

Councilwoman Erik nominated Councilman McGuinness. All other Councilmembers passed. Councilwoman Erik made a motion to close and confirm, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote.

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Councilman McGuinness

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Fire Chiefs Association
Council Liaison

Township Clerk Battaglia said on the dais there is a correction. This appointment has always been a Fire Chiefs Association appointment. There was an incorrect insertion into the packets and it was corrected by virtue of a paper before them on the dais.

Councilwoman Lichtenberg nominated Councilman McGuinness. All other Councilmembers passed. Councilwoman Erik made a motion to close and confirm, seconded by Councilman Signorino and carried by unanimous voice vote.

Councilman McGuinness

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Greenwood Lake Bi-State Commission
NJ Commissioners

Councilman McGuinness said he would like to move the slate, seconded by Councilwoman Erik and carried by unanimous voice vote.

Paul Zarrillo, Jonathan F. Brett

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Health Board Advisory
Citizen Members

Councilman Signorino said he would like to move the slate, seconded by Councilwoman Erik and carried by unanimous voice vote. Councilman McGuinness made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

Lori Novak-Carafello, James Rogers, Jeffrey S. Devor, Sr., Dr. Patricia Baran

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Heritage Committee
Council Liaison

Councilwoman Gerst nominated Councilman Signorino. All other Councilmembers passed. Councilwoman Erik made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

Councilman Signorino

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

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Citizen Members

Councilwoman Lichtenberg made a motion to move the slate, seconded by Councilwoman Erik. Councilman McGuinness made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

Robert J. Bailey, Vivienne Erk, Tonya Cubby, Sondra Bejgrowicz, Kerry J. O'Brien, Michael Van Hooker, Kristen Koerner, JoAnn Blom, Hans Niederstrasser, Denise Von Wilke, Mark Richards

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Insurance Committee

Council Liaisons

Councilwoman Erik nominated Councilwoman Pegel. All other Councilmembers passed. Councilwoman Erik made a motion to close and confirm, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote.

Councilwoman Pegel

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Citizen Members

Councilwoman Gerst asked to move the slate, seconded by Councilwoman Erik. Councilman McGuinness made a motion to close and confirm, seconded by Councilman Signorino and carried by unanimous voice vote.

Steven Castronova, Matthew Conlon, Michael Gerst, Kerry Goceljak, John Buechel, Jr.

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Lakes Committee

Council Liaison

Councilman McGuinness nominated Councilman Signorino. Councilwoman Erik nominated Councilwoman Lichtenberg. Councilwoman Lichtenberg withdrew her name. All other Councilmembers passed. Councilman McGuinness made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

Councilman Signorino

Voted Aye: Pegel, McGuinness, Signorino, Gerst
Voted Nay: Erik, Lichtenberg
Motion carried.

Municipal Alliance Committee (CASA)

Council Liaison

Councilman Signorino nominated Councilwoman Lichtenberg. Councilwoman Gerst nominated Councilwoman Pegel. Councilwoman Pegel withdrew her name and passed. All other Councilmembers passed. Councilwoman Erik made a motion to close and confirm, seconded by Councilman Signorino and carried by unanimous voice vote.

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Councilwoman Lichtenberg

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Citizen Members

Councilwoman Gerst made a motion to move the slate. Councilman Signorino asked to leave the Business Representative open. Councilwoman Lichtenberg said they have attendance records. She said there is one person that did not attend any of the meetings. Councilman Signorino asked who it is and Councilwoman Lichtenberg said Citizen # 1. Mayor Dale asked if Citizen # 1 indicated if they were still interested in being on the Committee and Councilwoman Lichtenberg said yes. Mayor Dale noted that Citizen # 1 has been on the Committee for many years. Councilman Signorino said he would like to gather additional information and follow up. He asked the Council to move everyone except Citizen # 1 and the Business Representative. The Council agreed. Councilman Signorino made a motion to move all citizens except Citizen # 1 and the Business Representative, seconded by Councilwoman Pegel and carried by unanimous voice vote.

Kristen McCall, Marilyn Lichtenberg, Eric Koster, Kelly Hart, Dorrie Torp, Nathaniel Bedford, Wilson Santos, Nicholas Padovani

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Planning Board

Class III Council Liaison

Councilwoman Pegel nominated Councilman Signorino. Councilwoman Lichtenberg nominated Councilwoman Erik. All other Councilmembers passed. Councilwoman Erik removed her name. Councilwoman Lichtenberg made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

Councilman Signorino

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Planning Board – Class IV Alternate # 2

Councilman Signorino said he received interest from business owners in the Township so he asked as a courtesy if the Council would postpone this to the next meeting to see if they get any other interested parties. Councilwoman Pegel said they have two valid names. Mayor Dale noted that they have three valid names. Councilman Signorino said one person on the list has a “for sale” sign on their home so it would not be right to appoint someone who is leaving the Township. He would rather appoint a Township resident. Mayor Dale asked the Council if they are in favor of waiting until the next meeting. Councilwoman Pegel expressed that they have three valid names to choose from. Councilman Signorino made a motion to table these appointments to the next meeting, seconded by Councilman McGuinness and carried by unanimous voice vote. Mayor Dale asked for a roll call vote.

Tabled to next meeting

Voted Aye: Erik, Lichtenberg, McGuinness, Signorino
Voted Nay: Pegel, Gerst
Motion carried.

Senior Citizens Committee

Council Liaison

Councilwoman Lichtenberg passed. Councilman McGuinness nominated Councilwoman Pegel. All other Councilmembers passed. Councilwoman Erik made a motion to close and confirm, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote.

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Councilwoman Pegel

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Wanaque Valley Regional Sewerage Authority
Citizen Member

Councilman McGuinness nominated Matthew Conlon. All other Councilmembers passed. Councilwoman Lichtenberg made a motion to close and confirm, seconded by Councilwoman Gerst and carried by unanimous voice vote.

Matthew Conlon

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

WM77 TV Commission
Council Liaisons

Councilman Signorino nominated Councilwoman Gerst. Councilwoman Gerst nominated Councilman Signorino. Councilwoman Erik nominated herself. All other Councilmembers passed. Councilwoman Erik removed her name. Councilman McGuinness made a motion to close and confirm, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote.

Councilwoman Gerst

Voted Aye: Pegel, Erik, Lichtenberg, McGuinness, Signorino, Gerst
Voted Nay: None
Motion carried.

Councilman Signorino

Voted Aye: Pegel, McGuinness, Signorino, Gerst
Voted Nay: Erik, Lichtenberg
Motion carried.

Citizen Members

Councilwoman Gerst made a motion to move the slate, seconded by Councilman Signorino and carried by unanimous voice vote.

Geoff Belinfante, Ryan Windess

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Zoning Board of Adjustment
Citizen Members

Councilwoman Pegel made a motion to move the slate, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote.

Daniel Jurkovic, Arthur McQuaid, Steven Castronova

Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

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2. Boards, Committees and Commissions – Mayor’s Appointments

The Mayor announced appointments to various boards, committees and commissions.

Mayor Dale said she is still working through appointments for some boards and commissions. She would like to do her due diligence first.

Environmental Commission – Planning Board Member – Mayor Dale appointed Douglas Ott, Timothy Dalton and Douglas Trainor.

Fire Prevention Bureau – Mayor Dale appointed Edward Steines.

Mayor Dale asked for Council consent to appoint Andrew Gargano to the five year term on the Library Board of Trustees. Councilwoman Erik made a motion, seconded by Councilwoman Lichtenberg.

Andrew Gargano

Voted Aye: Pegel, Erik, Lichtenberg, McGuinness, Signorino, Gerst
Voted Nay: None
Motion carried.

Planning Board – Mayor Dale appointed Glenn Wenzel, Douglas Ott and Warren Gross. She noted that there will be one vacancy. She has two citizen leadership forms on file and she will be seeking additional citizen leadership forms for these particular appointments. She has two interested parties and she will be considering them as well any additional forms that are submitted.

Agenda VII

Action Items

1. Resolutions Authorizing Professional Services Contracts

Mayor Dale asked to move agenda items one and two as one.

Discussion:

Councilman Signorino asked if these were all one year contracts and Mayor Dale said yes. He suggested that the Council hold over these services and go out to (RFP) Request for Proposal. They owe it to the residents to see what is out there and what is available and paying the right price. Mayor Dale mentioned that the Council went out to RFP last year and did not make appointments. Councilwoman Pegel said they have a fiduciary responsibility to protect the residents. She would like to see what other companies are out there and compare prices. Councilman Signorino made a motion to go out for RFP, seconded by Councilman McGuinness. Mr. Semrau said the Council needs to take action to holdover these services. They don’t automatically just holdover. Councilman Signorino asked Mr. Semrau to draft a resolution. He said they might not want to make changes but just do the right thing. Mayor Dale asked why they are not reviewing the RFP’s that they already have and took no action on. She asked the Council if they can take action on the RFP’s they already spent time on. Councilwoman Pegel said things can change in one year. Mayor Dale said if they are going to expend the staff hours to do so, she asked that the Council to consider reviewing the ones that they have and take action on them. Councilman Signorino said he agrees with Mayor Dale. Mayor Dale said she agrees that they should always be looking to be cost effective. Councilman Signorino said his motion still stands and he has not amended his motion. He said they are not talking about going out to RFP and not spending a tremendous amount of staff time. Councilwoman Lichtenberg said there should be a deadline date for the RFP’s so this does not go on constantly. Councilman Signorino noted that this is a good time of year to go out for RFP because there are a lot of new elected officials. He asked Mr. Semrau to draft a resolution to keep the existing services as holdovers until the Council decides to replace any of them if they want to. Mr. Semrau suggested that they identify a period of time to extend them. The Council agreed on 90 days. Mr. Semrau said for each one, it would be an amendment to the respected resolution for a period of 90 days and after such time, the Council would have to act again to extend the contract to the end of the year. He said to move all the resolutions; it would be with the amendment that each one has a 90 day period. The Council agreed. Councilman Signorino amended his motion to exclude resolution 2019-040 and 2019-041. Mayor Dale noted that those are the two largest expenditures of the municipality. Councilman Signorino said it was just a suggestion and he will agree with the Council on 90 days for each. Mayor Dale confirmed the Council agreed to keep the existing services as holdovers with a 90 day time period. Mayor Dale asked for a roll call vote.

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Agenda VII 1a

~ Resolution 2019 – 034 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH HAWKINS, DELAFIELD, & WOODS, LLP FOR BOND COUNSEL SERVICES

WHEREAS, the Township of West Milford has a need to appoint Bond Counsel as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and,

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, Robert Beinfield of the firm Hawkins, Delafield & Wood, LLP will provide legal services as bond counsel in an amount not to exceed \$43,000.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from various accounts pursuant to "Section 20" of the Local Bond Law in an amount not to exceed \$43,000.00 without prior written approval from the Township Council.

WHEREAS, Robert Beinfield, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Hawkins, Delafield & Wood, LLP from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has recommended that Hawkins, Delafield & Woods, LLP be retained to provide Bond Counsel services to the Township of West Milford.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Hawkins, Delafield, & Woods, LLP of One Gateway Center, Newark, NJ 07102 for professional bond counsel services in an amount not to exceed \$43,000.00 which shall include services administered as bond counsel to the Township.
2. This contract is awarded as a "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The duration of the contract shall be for the 2019 calendar year.
4. The total fee authorized for this contract shall not exceed \$43,000.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 2, 2019

Agenda VII 1b

~ Resolution 2019 – 035 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR & OPEN PROFESSIONAL SERVICE CONTRACT FOR LABOR COUNSEL TO DAVID CORRIGAN, ESQ.

WHEREAS, the Township of West Milford has a need to appoint Labor Counsel as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

WHEREAS, the Township Council has determined that Mr. Corrigan's services encompass all responsibilities associated with an appointment as Labor Counsel to represent the Township with regard to all labor matters in an amount not to exceed \$60,000.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

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WHEREAS, David F. Corrigan, Esq. has submitted a Business Entity Disclosure Certification which certifies that his firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of David F. Corrigan, LLC from making any reportable contributions through the term of the contract, and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds said funds to be encumbered from account # 01-201-20-155-502 for services rendered as the Township Labor Counsel and for services rendered in conjunction with the above referenced legal matters; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey as follows:

1. The Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with David F. Corrigan, Esq. of the firm David F. Corrigan, LLC, with offices located at 54-B West Front St., Keyport, NJ 07735 to serve as Special Labor Counsel and to work with the Township Administrator on labor matters on behalf of the Township at a rate of \$125 per hour and in an amount not to exceed \$60,000.00.
2. The total fee authorized for this contract shall not exceed \$60,000.00 without the prior written approval of the Township Council.
3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 2, 2019

Agenda VII 1c

~ Resolution 2019 – 036 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO PAUL FERRIERO OF FERRIERO ENGINEERING, TO WORK ON OPEN SPACE MATTERS AS DICTATED BY THE TOWNSHIP COUNCIL

WHEREAS, with the creation of a dedicated source of tax revenue ("Open Space Trust Fund") for the acquisition of open space, the Township has worked hard in attempting to obtain various parcels of land throughout the Township for open space purposes; and

WHEREAS, the Township Council must perform due diligence prior to expending open space funds on property acquisition; and

WHEREAS, from time to time, such due diligence requires engineering review of certain facets of any given property being considered for open space acquisition; and

WHEREAS, Paul Ferriero has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Ferriero Engineering from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services said funds to be encumbered from the Township's Open Space Trust Account.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Township Mayor and Township Clerk be and are hereby authorized to execute a contract with Paul Ferriero, PE, PP, CME, LEED AP for professional services to perform due diligence at the Council's direction on properties to be considered for open space acquisition.
2. This contract is awarded without competitive bidding as "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The term of this contract shall be until December 31, 2019.
4. The total fee authorized for this contract shall not exceed \$3,000.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolutions authorizing same are available for public inspection in the office of the Township Clerk.

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Agenda VII 1d

~ Resolution 2019 – 037 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO EID ASSOCIATES, INC. FOR SURVEYING SERVICES TO REVIEW AND CERTIFY THE UPDATED TOWNSHIP TAX MAPS

WHEREAS, the Township of West Milford's Engineering Department anticipates executing changes to the Township's Tax Maps in 2019; and

WHEREAS, the State of New Jersey requires that such changes be reviewed and certified by a licensed land surveyor; and

WHEREAS, the Township of West Milford has a need to appoint a Professional, Licensed Land Surveyor as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

WHEREAS, Eid Associates, Inc. will complete and submit a Business Entity Disclosure Certification which will certify that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Eid Associates, Inc. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4* in an amount not to exceed \$2,750.00 from account #01-201-20-165-450.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Township Mayor and Township Clerk be and are hereby authorized to execute a contract with Eid Associates, Inc., 102 Wayside Road, Hewitt, NJ 07421 for professional services to review and certify changes made to the Township's Tax Maps in 2019 in an amount not to exceed \$2,750.00.
2. This contract is awarded without competitive bidding as "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The term of this contract shall be from January 1, 2019 through December 31, 2019.
4. The total fee authorized for this contract shall not exceed \$2,750.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolutions authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 2, 2019

Agenda VII 1e

~ Resolution 2019 – 038 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO J CALDWELL & ASSOCIATES LLC TO SERVE AS PLANNING CONSULTANT

WHEREAS, the Mayor and Council of the Township of West Milford has a need to appoint a Professional Planner as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 et seq.*; and

WHEREAS, Jessica Caldwell of Caldwell & Associates LLC has provided professional planning services as sought by the Township of West Milford at a rate of \$125.00 per hour; and

WHEREAS, the total amount of the contract shall not exceed \$25,000.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4*.

WHEREAS, J Caldwell & Associates LLC has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that reportable contributions have not been made to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit J Caldwell & Associates LLC from making any reportable contributions through the term of the contract; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et seq.) requires that the resolution authorizing the award of contracts for "professional services" without competitive bid and the contract itself must be made available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, County of Passaic and State of New Jersey as follows:

1. The Township Council hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Jessica Caldwell of J Caldwell & Associates LLC with offices located at 145 Spring Street, Suite E, Newton, NJ, 07860 as professional planner for the Township of West Milford at a rate of \$125.00 per hour. The agreement shall be on file in the office of the Township Clerk.
2. The term of the contract shall be for a period to run through December 31, 2019.
3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: January 2, 2019

Agenda VII 1f

~ Resolution 2019 – 039 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO TOM GILMARTIN FOR REGISTERED ENVIRONMENTAL HEALTH SPECIALIST IN THE TOWNSHIP'S HEALTH DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$24,266.00

WHEREAS, the Township of West Milford has a need to appoint a Registered Environmental Health Specialist (REHS) as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

WHEREAS, the Chief Financial Officer has determined and certified that the amount will not exceed \$24,266.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the term of a contract for this service shall be January 1, 2019 to December 31, 2019; and

WHEREAS, Tom Gilmartin will provide REHS services as sought by the Township of West Milford and outlined in a contract on file in the Office of the Township Clerk in an amount not to exceed \$24,266.00; and

WHEREAS, Tom Gilmartin has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit him from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4*, said funds to be encumbered from account number 01-201-27-335-480.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey authorizes the Mayor and the Municipal Clerk to enter into a contract with Tom Gilmartin as described herein to the satisfaction of the Township Administrator; and,

BE IT FURTHER RESOLVED that the contract, resolution and all other pertinent documents shall remain on file in the office of the Township Clerk; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Township's legal newspaper.

Adopted: January 2, 2019

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda VII 1g

~ Resolution 2019 – 040 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PROFESSIONAL INSURANCE ASSOCIATES, INC. TO SERVE AS RISK MANAGER CONSULTANT FOR THE TOWNSHIP

WHEREAS, the Township of West Milford is a member town of the Morris County Municipal Joint Insurance Fund (MJIF); and

WHEREAS, recognizing that members may have existing relationships with a licensed broker/consultant, the member may appoint, subject to approval of the Fund, another firm to perform the portion of the professional consulting services normally provided by MJIF to the member municipality; and

WHEREAS, Professional Insurance Associates, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the Professional Insurance Associates, Inc. from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford does hereby appoint Professional Insurance Associates, Inc. as Risk Manager Consultant for a term from January 1, 2019 to December 31, 2019 to represent and oversee the Township's participation in the MJIF and requests that the MJIF authorize a sub-contract with Professional Insurance Associates, Inc.; and

BE IT FURTHER RESOLVED as follows:

1. The Mayor and Township Clerk be and are hereby authorized and directed to execute an agreement with Professional Insurance Associates, Inc., with offices located at 429 Hackensack Street, PO Box 818, Carlstadt, NJ 07072-0818 to serve as the Township's Risk Manager Consultant for a term from January 1, 2019 to December 31, 2019.
2. Compensation for the provision of these services rendered shall be at five percent (5%) of the municipality's annual assessment as promulgated by the Morris County Municipal Joint Insurance Fund.
3. Notice of this action shall be published once in the Township's official newspaper as required by law according to N.J.S.A. 40A:11-5(1)(a)(I).
4. This resolution and contract shall be available in the office of the Township Clerk.

Adopted: January 2, 2019

Agenda VII 1h

~ Resolution 2019 – 041 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC COUNTY, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PIA SECURITY PROGRAMS, INC. TO SERVE AS HEALTH BENEFITS CONSULTANT

WHEREAS, the Township of West Milford is a member town of the North Jersey Municipal Employee Benefits Fund (hereinafter referred to as the HIF); and

WHEREAS, recognizing that members may have existing relationships with a licensed broker/consultant, the member may appoint, subject to approval of the Fund, another firm to perform the portion of the professional consulting services normally provided by the HIF to the member municipality; and

WHEREAS, the Executive Committee of the HIF determines annually the fee payable to Producers based on the municipality's assessment which expenditure is calculated at a rate of \$4.60 per employee per month.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford does hereby appoint PIA Security Programs, Inc. as its Health Benefits Consultant for a term from January 1, 2019 to December 31, 2019; and requests that the Fund authorize a sub-contract with Professional Insurance Associates, Inc.; and

BE IT FURTHER RESOLVED as follows:

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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1. The Mayor and Township Clerk be and are hereby authorized and directed to execute a Health Benefits Consultant agreement with PIA Security Programs, Inc. with offices located at 429 Hackensack Street, PO Box 818, Carlstadt, NJ 07072-0818 for a term from January 1 2019 to December 31, 2019.
2. Notice of this action shall be published once in the Township's official newspaper as required by law according to N.J.S.A. 40A: 11-5(1)(a)(I).
3. This resolution and contract shall be available in the Office of the Township Clerk.

Adopted: January 2, 2019

Agenda VII 1i

~ Resolution 2019 – 042 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO FERRIERO ENGINEERING INC. FOR SEPTIC PLAN REVIEW

WHEREAS, the Township of West Milford has a need to appoint a licensed professional engineer as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

WHEREAS, Ferriero Engineering, Inc. will provide licensed professional engineer services as sought by the Township of West Milford and outlined in a contract on file in the Office of the Township Clerk in an amount not to exceed \$55,440.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the term of a contract for this service shall terminate on December 31, 2019; and

WHEREAS, Ferriero Engineering Inc. will provide septic plan review services as sought by the Township of West Milford to review applications submitted to the Health Department; and

WHEREAS, Ferriero Engineering Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit him from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4*, said funds to be encumbered from account number 01-201-27-335-480.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey authorizes the Mayor and the Municipal Clerk to enter into a contract with Ferriero Engineering, Inc. as described herein to the satisfaction of the Township Administrator; and,

BE IT FURTHER RESOLVED that the contract, resolution and all other pertinent documents shall remain on file in the office of the Township Clerk; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Township's legal newspaper.

Adopted: January 2, 2019

Agenda VII 1j

~ Resolution 2019 – 043 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO PAMELA ESTEVES FOR REGISTRAR OF VITAL STATISTICS SERVICES IN THE TOWNSHIP'S HEALTH DEPARTMENT IN AN AMOUNT NOT TO EXCEED \$10,000.00

WHEREAS, the Township of West Milford has a need to appoint a Registrar of Vital Statistics as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, the Chief Financial Officer has determined and certified that the amount will not exceed \$10,000.00; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the term of a contract for this service shall be January 1, 2019 to December 31, 2019; and

WHEREAS, Pamela Esteves will provide Registrar services as sought by the Township of West Milford and outlined in a contract on file in the Office of the Township Clerk in an amount not to exceed \$10,000.00; and

WHEREAS, Pamela Esteves has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit him from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4*, said funds to be encumbered from account number 01-201-27-331-450.

NOW THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey authorizes the Mayor and the Municipal Clerk to enter into a contract with Pamela Esteves as described herein to the satisfaction of the Township Administrator; and,

BE IT FURTHER RESOLVED that the contract, resolution and all other pertinent documents shall remain on file in the office of the Township Clerk; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Township's legal newspaper.

Adopted: January 2, 2019

Agenda VII 1k

~ Resolution 2019 – 044 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY, AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO PHOENIX ADVISORS LLC FOR CONTINUING DISCLOSURE SERVICES IN AN AMOUNT NOT TO EXCEED \$1,150.00

WHEREAS, the Township of West Milford, in the County of Passaic, New Jersey has previously issued its bonds, bond anticipation notes and/or other debt obligations (the "Bonds") and

WHEREAS, in connection with the issuance of certain Bonds and for purposes of assisting underwriters to comply with Rule 15c-12 under the Securities Exchange Act of 1934, the Township has covenanted and/or entered into one or more undertakings or agreements to provide Continuing Disclosure Agent Services agreement (the "CDA's") to the public marketplace; and

WHEREAS, it is beneficial to retain assistance of appropriately registered experts in the field of municipal bond finance, with knowledge and experience in these matters, to assist in assuring compliance with CDA's and to stand ready to provide advice as needed with the issuance of municipal debt as Municipal Advisor of Record; and

WHEREAS, Phoenix Advisors LLC provides such Continuing Disclosure Agent Services and is an independent registered municipal advisor under the SEC regulations; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for these services, said funds to be encumbered from 04-215-55-826-023 in an amount not to exceed \$1,150.00 without prior written consent from the Township Council; and

WHEREAS, Phoenix Advisors LLC has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Phoenix Advisors from making any reportable contributions through the term of the contract; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Moved: Erik Seconded: McGuinness
Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Agenda No. IX

Mayor and Council Comments

Councilwoman Gerst – Asked Mayor Dale for clarification about something she read in the newspaper about the administrator’s position. She read that Mayor Dale interviewed someone recommended by Councilman Signorino for the Administrator’s position.

Discussion:

Mayor Dale said she is familiar with the newspaper article on NorthJersey.com. She believes the information was confused. She said when she served together with Councilman Signorino as Councilmembers, they were on the hiring committee and Councilman Signorino did bring forth a candidate for the administrator’s position. They did interview at that time in 2016. Councilman Signorino said he never brought a recommendation forward. As a Committee, they give their input as to who they would support and recommend and who they would not. Councilwoman Pegel said she sent the Mayor an email offering her assistance if she needs it.

Mayor Dale explained that it is the Mayor’s appointment and the Mayor does not need a Committee. Mayor Dale said they don’t have the funds in the budget to fund this position. She noted that they will discuss the salary ordinance at the workshop meeting. Councilman McGuinness asked if the RFP falls under the Personnel Committee to interview. Mayor Dale noted that there is no Personnel Committee. Councilman Signorino said the Personnel Committee was extended to the Council as courtesy by former Mayor Bieri. Mayor Dale expressed that she was looking forward to working with the Council. She noted there is no Personnel Committee because not one Councilmember reached out to her regarding their decision to fire the Administrator.

Agenda No. VI

Action Items

Mayor Dale asked to move agenda items 1a through 1f as one.

Councilman Signorino said he would like to treat these resolutions as 90 days hold overs except for the Township Attorney, Mr. Semrau. Mayor Dale said she is having a hard time expending additional staff time on RFP’s that were not looked at from last year. She does not mind doing it but she is hopeful that they are not going to utilize all these staff hours and take no action. Mr. Semrau said these resolutions are statutory and it could be argued that they are holdovers. Mayor Dale noted, at this point, she is not interested in going out for RFP’s for these particular services at this time.

Agenda No. VI 1a

~ Resolution 2019 – 027 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY PROVIDING ADVICE & CONSENT TO THE MAYOR’S APPOINTMENT OF FRED SEMRAU, ESQ. AS TOWNSHIP ATTORNEY IN ACCORDANCE WITH SECTION §15-30 OF THE TOWNSHIP CODE AND AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT FOR SAME

WHEREAS, the Township of West Milford has a need to appoint a Township Attorney as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the term of a contract for this service is one year from January 1, 2019 through December 31, 2019; and

WHEREAS, Fred Semrau, Esq. will provide legal services as sought by the Township of West Milford at the annual compensation not to exceed \$140,000.00; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, Fred Semrau, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Dorsey & Semrau, LLC from making any reportable contributions through the term of the contract.

WHEREAS, the Chief Financial Officer has certified the availability of funds for these services, said funds to be encumbered from 01-201-20-155-501 in an amount not to exceed \$140,000.00 without prior written consent from the Township Council; and

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby provide advice and consent to the Mayor's appointment of Fred Semrau, Esq. to the position of Township Attorney in accordance with section §15-30 of the Township Code for a term of one year from January 1, 2019 through December 31, 2019.

BE IT FURTHER RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey authorizes the Mayor and the Municipal Clerk to enter into a contract with Dorsey & Semrau, LLC as described herein to the satisfaction of the Mayor and Council; and

BE IT FURTHER RESOLVED that the contract, resolution and all other pertinent documents shall remain on file in the office of the Township Clerk; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Township's legal newspaper.

Adopted: January 2, 2019

Agenda No. VI 1b

~ Resolution 2019 – 028 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY PROVIDING ADVICE & CONSENT TO THE MAYOR'S APPOINTMENT OF CHARLES FERRAIOLI AS MUNICIPAL AUDITOR WITH COUNCIL CONSENT IN ACCORDANCE WITH SECTION §15-117 OF THE TOWNSHIP CODE AND AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR SAME

WHEREAS, the Township of West Milford has a need to appoint a Township Auditor as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5 as appropriate*; and,

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection, and,

WHEREAS, Charles Ferraioli of the firm Ferraioli, Wielkotz, Cerullo & Cuva, P.A. will provide auditing services in accordance with their proposal dated December 22, 2017; and

WHEREAS, Charles Ferraioli has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm of Ferraioli, Wielkotz, Cerullo & Cuva, P.A. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4*

NOW THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby concur with the Mayor's appointment of Charles Ferraioli to the position of Municipal Auditor in accordance with section §15-117 of the Township Code for a term of one year.

BE IT FURTHER RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey authorizes the Mayor and the Municipal Clerk to enter into a contract with Ferraioli, Wielkotz, Cerullo & Cuva, P.A. as described herein; and

BE IT FURTHER RESOLVED that the contract, resolution and all other pertinent documents shall remain on file in the office of the Township Clerk; and

BE IT FURTHER RESOLVED that a notice of this action shall be printed once in the Township's legal newspaper.

Adopted: January 2, 2019

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. VI 1c

~ Resolution 2019 – 029 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR THE POSITION OF TOWNSHIP ENGINEER IN ACCORDANCE WITH SECTION §15-35.1 OF THE TOWNSHIP CODE

WHEREAS, the Township of West Milford has a need to appoint a Township Engineer or firm as a non-fair and open contract pursuant to the provisions of *N.J.S.A. 19:44A-20.4 or 20.5* as appropriate and section §15-35.1 of the Township Code; and,

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the Resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, Paul Ferriero of Ferriero Engineering, Inc. will provide Engineering Services in an amount not to exceed \$47,000.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to *N.J.A.C. 5:30-5.4*.

WHEREAS, Ferriero Engineering, Inc. has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit the firm Ferriero Engineering, Inc. from making any reportable contributions through the term of the contract; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Ferriero Engineering, Inc. for professional Engineering services as Township Engineer in an amount not to exceed \$47,000.00.
2. This contract is awarded as a "Professional Services" pursuant to *N.J.S.A. 19:44A-20 et seq.* and the local public contracts law.
3. The duration of the contract shall be for the 2019 calendar year.
4. The total fee authorized for this contract shall not exceed \$47,000.00 without the prior written approval of the Township Council.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: January 2, 2019

Agenda No. VI 1d

~ Resolution 2019 – 030 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO PIAZZA & ASSOCIATES, INC. FOR AFFORDABLE HOUSING COMPLIANCE AND MONITORING SERVICES IN ACCORDANCE WITH SECTION §470-69.1-C.(4) OF THE TOWNSHIP CODE IN AN AMOUNT NOT TO EXCEED \$4,800.00

WHEREAS, there exists a need for the Township to retain the services of an experienced, qualified entity or agency to provide affordable housing compliance and monitoring services and to serve as an Administrative Agent to the Township with respect to its affordable housing obligation in accordance with §470-69.1 of the Township code; and

WHEREAS, the Township wishes to award a contract without competitive bidding to Piazza & Associates, Inc. for the performance of such affordable housing compliance and monitoring services related to the actual number of COAH units in West Milford and the need to engage such services to satisfy the requirements for COAH compliance and certification for the sale, resale or rental of one unit; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for these services, said funds to be encumbered from 01-201-21-180-403 in an amount not to exceed \$4,800.00 without prior written consent from the Township Council; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Agenda No. X

Adjournment

There being no further business to come before the Council, the Governing Body adjourned the meeting at 8:58 p.m.

Moved: McGuinness Seconded: Signorino
Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

Approved: January 23, 2019

Respectfully submitted:

Sherry Zbrzeski, Keyboarding Clerk I

MAYOR MICHELE DALE, PRESIDING OFFICER

ANTOINETTE BATTAGLIA, TOWNSHIP CLERK