

## **TOWNSHIP OF WEST MILFORD**

THE FOLLOWING COMPRISES THOSE DOCUMENTS  
SUBMITTED TO THE TOWNSHIP COUNCIL FOR  
CONSIDERATION AND ACTION AT THE  
FEBRUARY 21, 2018  
REGULARLY SCHEDULED REGULAR GOVERNING BODY  
MEETING.

THESE ACTION ITEMS ARE SUBJECT TO CHANGE AND  
ARE PROVIDED HERETO AS A COURTESY.

ORDINANCES AND RESOLUTIONS THAT HAVE BEEN  
ADOPTED BY THE TOWNSHIP COUNCIL ARE POSTED ON  
THE TOWNSHIP WEBSITE UNDER "LOCAL LAW" AS SOON  
AS PRACTICABLE AFTER THE MEETING AT WHICH  
ACTION WAS TAKEN.

IT IS STRONGLY RECOMMENDED THAT ONE SEEKING A  
COPY OF THAT WHICH WAS ADOPTED BY THE  
TOWNSHIP COUNCIL OBTAIN THAT COPY UNDER THE  
LINK TO "LOCAL LAW".

EACH OF THE FOLLOWING RECORDS IS SUBJECT TO  
CHANGE AND/OR AMENDMENT BY THE TOWNSHIP  
COUNCIL PRIOR TO ADOPTION.

Township of West Milford  
Passaic County, New Jersey

~ Resolution No. 2018 – 056 ~

MOTION FOR EXECUTIVE SESSION

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 21th day of February, 2018 that:

1. Prior to the conclusion of this Workshop Meeting, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
  - ( ) b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
  - ( ) b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
  - ( ) b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
  - ( ) b. (4) A collective bargaining agreement including negotiations.
  - ( ) b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
  - ( ) b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
  - (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
    - Litigation – New Vineland vs. WM
    - Contracts – Stowaway Property Owners Association
    - Attorney-Client Privilege – MUA
    - Attorney-Client Privilege – Council on Mandates
    - Attorney-Client Privilege – Loan to Upper Greenwood Lake
    - Attorney-Client Privilege – Tax Appeal - Braemar
  - ( ) b. (8) Personnel matters.
  - ( ) b. (9) Deliberations after a public hearing that may result in penalties.
2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

~ Ordinance 2018 – 001 ~

## ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REPEALING CHAPTER 274, POOLROOMS AND BILLIARD ROOMS AND CHAPTER 67, AMUSEMENTS OF THE TOWNSHIP CODE

**WHEREAS**, the Township of West Milford has reviewed and reassessed the Township Code with regard to licenses for poolrooms, billiard rooms and coin-operated amusement devices; and

**WHEREAS**, the Economic Development Commission (EDC) has recommended that these sections of the code be repealed; and

**WHEREAS**, the Township Council of the Township of West Milford finds it to be in the best interest of the Township and its citizenry to amend the current ordinance to do rescind the issuance of licenses for poolrooms, billiard rooms and coin-operated amusement devices.

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

- SECTION 1.** Chapter 67 and Chapter 274 of the Township Code be and are hereby rescinded.
- SECTION 2.** Chapter 135, Fees and Costs, of the Township Code is hereby amended to reflect this action.
- SECTION 3.** All ordinances of the Township of West Milford, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.
- SECTION 4.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.
- SECTION 5.** This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

Introduced: January 17, 2018

Adopted:

Effective Date:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

By: \_\_\_\_\_  
Bettina Bieri, Mayor

# Township of West Milford

Passaic County, New Jersey

~ Ordinance 2018 – 002 ~

## ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 135 "FEES," OF THE REVISED GENERAL ORDINANCES AMENDED

BE IT ORDAINED by the Municipal Council of the Township of West Milford, County of Passaic, State of New Jersey, as follows:

### § 135-2 Department of Community Services & Recreation

The Department of Community Services & Recreation is authorized to charge the following fees:

**A. Bubbling Springs Membership and Badge:**

	<u>Resident Rate</u>	<u>Non-Resident Rate</u>
(1) Family Membership (Consists of parent(s) and all children, up to and including full-time students living at home)	\$265.00	\$365.00
(2) Parent/Child Membership (One adult and One Child under the age of 18 living in the same residence)	\$225.00	\$325.00
(3) Individual Membership (Ages 13 to 61)	\$125.00	\$175.00
(4) Senior Individual Member (Age 62+)	\$25.00	\$35.00
(5) Senior Couple Membership	\$40.00	\$60.00
(6) Swim Team	First child \$100.00, Each Additional Child \$90.00	

**B. Bubbling Springs Park Guest Membership (per person/per day):**

(1) A person under 2 years of age:	No charge
(2) A person from 2 years to 17 years of age:	\$5.00
(3) A person from 18 to 61 years of age:	\$10.00
(4) Seniors (Ages 62+):	\$3.00

**C. Day Camp: Children (Kindergarten through Sixth Grade)**

(1) Fees:

EARLY BIRD: Through 4/27/18: 10% Off Regular Price when paid in full at time of registration

	<u>Full 8 Weeks</u>	<u>Weekly</u>	<u>Before Care</u>	<u>After Care</u>
REGULAR PRICE (through 6/1/18)	\$1,220.00	\$165.00	\$35.00/week	\$35.00/week
LATE FEE (After 6/1/18)	\$1,420.00	\$190.00	\$40.00/week	\$40.00/week

CAMP HOURS: 9:00 AM–4:00 PM  
 BEFORE CARE: 7:00 AM–9:00 AM  
 AFTER CARE: 4:00 PM–6:00 PM

This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

Introduced:  
Adopted:  
Effective Date:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

By: \_\_\_\_\_  
Bettina Bieri, Mayor

## **Township of West Milford**

Passaic County, New Jersey

~ Resolution 2018 - 057 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ACCEPTING AND RATIFYING THE WEST MILFORD FIRE COMPANIES AND FIRST AID SQUADS PURCHASING THEIR OWN INSURANCE THROUGH THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND**

**WHEREAS**, firefighter and first aid squad safety is a continuing concern within the American Fire Service and Emergency Squads; and

**WHEREAS**, the Vozza Agency, Risk Manager has been working with the Upper Greenwood Fire Department to obtain insurance through the Township's Morris County Municipal Joint Insurance Fund; and

**WHEREAS**, the following organizations have joined previously through Professional Insurance Associates Inc. in 2016:

Apshawa Volunteer Fire Company #1  
Community Volunteer Fire Company #2  
West Milford Volunteer Fire Company #6

**WHEREAS**, the following organizations have joined through the Vozza Agency in 2017:

Upper Greenwood Lake Ambulance Squad  
West Milford First Aid Squad  
Greenwood Forest Volunteer Fire Company #3  
Macopin Volunteer Fire Company #4

**WHEREAS**, the following organization has joined through the Vozza Agency in 2018:

Upper Greenwood Lake Fire Company #5

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey do hereby accept and ratify the fire departments and first aid squads purchasing insurance for their individual departments within the Township.

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

~ Resolution 2018 - 058 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A CHANGE ORDER TO THE PURCHASE ORDER P.L. CUSTOM BODY & EQUIPMENT CO., INC. FOR ONE (1) 2017 OR NEWER XE06 TYPE I REMOUNT TO A FORD F-SERIES CHASSIS**

**WHEREAS**, by virtue of Resolution 2017-283 adopted on September 6, 2017 approving \$128,382.00 the Township Council did authorize the purchase of one (1) 2017 or newer XE06 Type I Remount to a Ford F-Series Chassis from P.L. Custom Body Equipment Co., Inc.; and

**WHEREAS**, the West Milford First Aid Squad has advised that additional repairs per list A-1 & B-1 for the re-mounting of Rig 48 are necessary and will not exceed \$6,045.00; and

**WHEREAS**, the total amount of the purchase order shall not exceed \$134,427.00.

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for this change order, said funds to be encumbered from account number 04-215-55-827-004; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that they do hereby authorize a change order to P.L. Custom Body Equipment Co., Inc. in an amount not to exceed \$6,045.00 representing an increase to the original purchase order amount not to exceed \$134,427.00 in accordance with the HGC Contract AM10-16.

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 - 059 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING RESOLUTION 2016-166 AUTHORIZING A REDUCED BUILDING SUBCODE FEE PER CUBIC FOOT OF VOLUME AND MAXIMUM BUILDING HEIGHT FOR TWINS REALTY GROUP LLC WITH REGARD TO NEW COMMERCIAL BUILDING CONSTRUCTION FOR PROPERTY LOCATED AT BURNT MEADOW ROAD

**WHEREAS**, the Township of West Milford adopted resolution 2016-166 on May 4, 2016 authorizing a reduced building sub code fee per cubic foot of volume and maximum building height for Twins Realty Group LLC with regard to new commercial building construction for property located at Burnt Meadow Road; and

**WHEREAS**, the resolution stated that:

1. Current Township of West Milford fee ordinance, Section 12-2.1 of the Revised General Ordinances for new construction states that "Use group S1 and S2 for commercial; and use group F1 and F2 shall be charged \$0.036 per cubic foot of volume with a minimum fee of \$250.00".
2. Twins Realty Group LLC received Preliminary and Final Site Plan approval from the Planning Board in 2012 for the construction of several large open volume industrial buildings at an existing pre-cast concrete manufacturing site on Burnt Meadow Road.
3. Twins Realty Group LLC requested a fee reduction on the building sub code fee for this project due to the size of these buildings, which will total approximately 1,313,566 cubic feet.
4. Following discussions between the Township Administrator, the Township Construction Official and Twins Realty Group LLC, it has been determined that the rate for the Building Sub Code Fee can be moderately reduced for the benefit of all parties, while still maintaining operating costs.
5. State of New Jersey Uniform Construction Code Fee for S1, S2, F1 and F2 Use Groups is set at a rate of \$0.021 per cubic foot of volume, and the Township of West Milford Building Subcode Fee is set at a rate of \$0.036 per cubic foot of volume.
6. The Construction Official has recommended that a reduced rate of the Building Subcode Fee to \$0.028 per cubic foot of volume, as well as computing the fee based upon the maximum ceiling height of 20 feet, for Twins Realty Group LLC would be sufficient to maintain all levels of administrative, inspection and operational costs without negatively impacting the Township.
7. The State of New Jersey Department of Community Affairs recognizes that the fees for certain large industrial open volume buildings such as barns, silos, greenhouses, warehouses and other agricultural, recreational, and storage use buildings require less time for plan review and inspections, and will be capping the height at 20 feet for purposes of calculating the volume upon which the fee is based, with a May 2016 tentative adoption date.

**NOW THEREFORE, BE IT RESOLVED** that the Governing Body of the Township of West Milford does hereby approve the reduction of the Building Subcode Fee for Twins Realty Group LLC to a rate of \$0.028 per cubic foot of volume, with a maximum ceiling height of 20 feet, for the construction of manufacturing buildings on Burnt Meadow Road, Block 6002; Lot 39.01 and Block 3906; Lots 9 & 10 under the Preliminary and Final Site Plan approved by the West Milford Planning Board with Resolution No. 2012 -13; and

**BE IT FURTHER RESOLVED** that John Vitale of Twins Realty Group LLC **will be required to obtain the building permit application from the Office of the Construction Official** for the initial phases of the above referenced project **within 30 days following the adoption of this resolution.**

Adopted: February 21, 2018

Adopted on this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

## Township of West Milford

Passaic County, New Jersey

~ Resolution 2018 - 060 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING RELEASE OF PLANNING DEPARTMENT PERFORMANCE BOND ESCROW MONIES**

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that, based upon the report and request of the Planning Department the following Escrow monies be refunded:

Name & Address	Block & Lot	Amount Performance Bond	Amount Released	Amount of Escrow	Amount Refunded
Bernard Schwartz Oak Ridge Road Associates, LLC 445 West Main St. Wyckoff, NJ 07481	15901 / 1	\$81,313.80	\$66,313.80	\$15,000.00	\$15,000.00
<b>TOTAL</b>				<b>\$15,000.00</b>	

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 – 061 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF (POCKET) INACTIVE PLENARY RETAIL CONSUMPTION LICENSE 1615-33-032-011 FOR THE 2017-2018 LICENSE YEAR PREVIOUSLY APPROVED BY RESOLUTION 2017-209 THEN RESCINDED BY RESOLUTION 2017-329**

**WHEREAS**, the State of New Jersey, Division of Alcohol Beverage Control had determined that liquor license 1615-33-032-011 required a Special Ruling pursuant to N.J.S.A. 33:1-12.39.

**WHEREAS**, Resolution 2017-209 adopted on June 7, 2017 authorized renewal but Resolution 2017-329 adopted October 18, 2017 rescinded the license approval due to the determination from the Division of Alcoholic Beverage Control that required a Special Ruling; and

**WHEREAS**, Plenary Retail Consumption License 1615-33-032-011 has received a Special Ruling for the 2017-2018 license term(s) from the Division of Alcoholic Beverage Control on January 24, 2018; and

**WHEREAS**, the Police Department has recommended that the license be renewed to the current owners as a pocket (inactive) license with conditions.

1. Pocket Licenses must submit a 12 page Place-to-Place Transfer application with detailed sketch of proposed site and a Police Investigation Request to the Township Clerk's Office and receive inspections of premises and satisfactory recommendations from the following departments: Health, Fire, Building, Zoning and Police Departments prior to siting this license.
2. In addition, all inactive licenses must be inspected by the Fire, Health, Building, Zoning and Police Departments and receive satisfactory recommendations from those departments and submit applicable pages (1, 2, and 11) of the 12 page application to the Township Clerk's Office with date of activation prior to activation or opening this license.
3. A Health Department Retail Food Establishment license must be acquired prior to opening.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Clerk is directed to issue and hold the license certificate for the Mayor and Township Council of the Township of West Milford.

**NOW THEREFORE, BE IT RESOLVED** that the application for renewal of Inactive Plenary Retail Consumption License 1615-33-032-011 for the 2017-2018 license term(s) is thereupon granted by the Verified Petition and Special Consideration of Petition from the Director of the New Jersey Division of A.B.C. being received.

Licensee/License No.	License Year	Conditions
Mersimi & Mahmudi Inc. 1615-33-032-011	2017-2018	Stated above in resolution

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2018 – 062 ~

#### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF RECREATION FEES

**BE IT RESOLVED** that the following recreational fees upon the report of the Director of Community Services and Recreation be refunded:

<b>Senior Aerobics (Jan/Feb)</b>		
Marianne Goerig	\$15.00	Marianne Goerig 20 Lincoln Blvd. West Milford, NJ 07480
<b>Engineering-Scratch Video Sensing</b>		
Jacob & Lyric	\$320.00	Joel Freire 68 Morsetown Road West Milford, NJ 07480
<b>Children's Artivity Class</b>		
Nicco	\$85.00	Brooke Pezzetta 102 Fayson Lakes Road Kinnelon, NJ 07405

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

**Township of West Milford**  
Passaic County, New Jersey

**~ Resolution 2018 – 063 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2018**

**WHEREAS**, applications have been made for the new licenses and the renewal of various Licenses for the 2018 license year; and

**WHEREAS**, reports of recommendation have been received from applicable Township Departments recommending the issuance of said licenses as listed below.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of West Milford does hereby approve the issuance of 2018 Licenses as listed below:

License No.	2018 CLOTHING BINS
2018-24	National Badge of Honor Law Enforcement Brotherhood Inc. American Recycling Technologies Inc. Upper Greenwood Lake Volunteer Ambulance Corp.

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 - 064 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION PRIOR TO THE ADOPTION OF THE 2018 BUDGET N.J.S.A. 40A:4-20

**WHEREAS**, an emergent condition has arisen with respect to the Registrar service contract in the 2018 budget; and

**WHEREAS**, no adequate provisions were made in the 2018 budget for the aforesaid purpose; and

**WHEREAS**, N.J.S.A. 40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose mentioned above; and

**WHEREAS**, an appropriation in the amount of \$2,500.00 should be added to the 2018 temporary budget; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Council of the Township of West Milford in the County of Passaic, State of New Jersey, by not less than two-thirds of all the members therefore affirmatively concurring that in accordance with N.J.S.A. 40A:4-20 the following:

1. The Township Council hereby authorizes the amendment of the 2018 temporary budget with an addition of an emergency temporary appropriation in the amount of \$2,500.00.
2. The Township's 2018 adopted budget shall include this appropriation.

**BE IT FURTHER RESOLVED** that a certified copy of this resolution be forwarded to the Director of Local Government Services.

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2018 – 065 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF  
NEW JERSEY AUTHORIZING THE 2018 WEST MILFORD FIREWORKS DISPLAY TO BE HELD AT  
THE BOARD OF EDUCATION MCCORMACK FIELD**

### **-RESOLUTION TO FOLLOW-**

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2018 – 066 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT FOR THE TOWNSHIP'S FOURTH OF JULY CELEBRATION**

## **-RESOLUTION TO FOLLOW-**

Adopted: February 21, 2018

Adopted on this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 - 067 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF A GRANT AWARD FOR FISCAL YEAR 2017 FEDERAL EMERGENCY MANAGEMENT AGENCY ASSISTANCE TO FIREFIGHTERS GRANT FOR SELF CONTAINED BREATHING APPARATUS**

**WHEREAS**, The West Milford Fire Department is required to utilize Self Contained Breathing Apparatus (SCBA), this apparatus is a primary piece of equipment to protect firefighters when entering into Immediate Danger to Life and Health (IDLH) Emergencies or atmospheres; and

**WHEREAS**, the SCBA apparatus currently being used by the Township Fire Department is over fifteen (15) years of age and in need of replacement; and

**WHEREAS**, the Federal Emergency Management Agency annually makes available a grant (AFG) to assist fire departments in financing the purchase of SCBA breathing apparatus and other life sustaining equipment; and

**WHEREAS**, in an attempt to secure AFG money from FEMA it is necessary for the Township Fire Department to make an application to FEMA in the amount of four hundred fifty thousand dollars (\$450,000.00), which AFG, if awarded to the Township Fire Department, will be contingent upon the Township paying 10% of the AFG (\$40,909.00) for the SCBA apparatus; and

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of West Milford does authorize the West Milford Fire Department to prepare and submit an application to FEMA for an AFG grant in the amount of \$450,000.00 for the proposed replacement of the Township Fire Department's SCBA apparatus,

**BE IT FURTHER RESOLVED** that as required by the grant application, the Township shall accept the AFG, if it is awarded to the Township, and hereby agrees to contribute an amount not to exceed \$40,909.00 toward the purchase of SCBA apparatus or 10% of the AFG amount awarded if the AFG awarded if the AFG awarded is less than \$450,000.00

**BE IT FURTHER RESOLVED** the Fire Commissioner together with all other officers he may designate are hereby directed to take any and all steps necessary to effectuate the purpose of this resolution.

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original

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Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 - 068 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF #2 ULTRA LOW SULFUR DIESEL FUEL THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL (MCCPC) CONTRACT #12 THROUGH ALLIED OIL, LLC.**

**WHEREAS**, the Township of West Milford is a member of the Morris County Cooperative Pricing Council (State ID # 6-MCCOOP); and

**WHEREAS**, the Morris County Cooperative Pricing Council has awarded Contract #12, #2 Ultra Low Sulfur Diesel , for 2018 to Allied Oil, LLC and said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40a:11 et seq., Local Public Contracts Law; and

**WHEREAS**, the Township of West Milford anticipates the need for #2 Ultra Low Sulfur Diesel Fuel for the period from March 1, 2018 through December 31, 2018; and

**WHEREAS**, the Director of Public Works has submitted a written recommendation that the Township of West Milford purchase #2 Ultra Low Sulfur Diesel Fuel through the MCCPC Contract #12 through Allied Oil, LLC in an amount not to exceed \$138,000.00; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account numbers 01-201-31-460-316; and

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

1. The Township Council hereby authorizes the Department of Public Works to expend funds for the purchase of #2 Ultra Low Sulfur Diesel Fuel, for the period from March 1, 2018 through December 31, 2018 in a total not to exceed amount of \$138,000.00 to Allied Oil, LLC through MCCPC Contract #12
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 - 069 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF MOTOR GASOLINE THROUGH MORRIS COUNTY COOPERATIVE PRICING COUNCIL (MCCPC) CONTRACT #1 THROUGH ALLIED OIL, LLC.**

**WHEREAS**, the Township of West Milford is a member of the Morris County Cooperative Pricing Council (State ID # 6-MCCOOP); and

**WHEREAS**, the Morris County Cooperative Pricing Council has awarded Contract #1 Motor Gasoline, for 2018 to Allied Oil, LLC and said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40a:11 et seq., Local Public Contracts Law; and

**WHEREAS**, the Township of West Milford anticipates the need for motor gasoline for the period from March 1, 2018 through December 31, 2018; and

**WHEREAS**, the Director of Public Works has submitted a written recommendation that the Township of West Milford purchase motor gasoline through the MCCPC Contract #1 through Allied Oil, LLC in an amount not to exceed \$155,000.00; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account numbers 01-201-31-460-240 (\$95,000.00) and 01-201-31-460-315 (\$60,000.00); and

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

1. The Township Council hereby authorizes the Department of Public Works to expend funds for the purchase of motor gasoline, for the period from March 1, 2018 through December 31, 2018 in a total not to exceed amount of \$155,000.00 to Allied Oil, LLC through MCCPC Contract #1
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 – 070 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ACCEPTING THE SHARED SALT BUILDING AT THE LYCOSKY DRIVE ROADWAY MAINTENANCE COMPLEX

**WHEREAS**, as per the agreement dated October 1989, the Township of West Milford and County of Passaic shared successfully in a salt storage building constructed jointly on Township property at the Lycosky Drive Roadway Maintenance Complex; and

**WHEREAS**, as per agreement dated October 2017, the Township of West Milford and County of Passaic did demolish and replace the shared salt building for a lease term of 99 years; and

**WHEREAS**, the total project cost to date is \$906,501.50, to which the County has contributed \$800,000.00 and the Township is obligated to the balance up to the engineer's estimate of \$978,000.00; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds for the current balance of \$106,501.50, said funds to be encumbered from account number 04-215-55-826-010; and

**WHEREAS**, as per the agreement, the Township is further obligated to additional site improvements within the remaining \$71,498.50 capital appropriation.

**NOW, THEREFORE, BE IT RESOLVED**, that the Mayor and the Township Council of the Township of West Milford hereby accept and approve the shared salt building as constructed.

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of original.

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Antoinette Battaglia, Township Clerk

# **Township of West Milford**

Passaic County, New Jersey

## **~ Resolution 2018 – 071 ~**

### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EQUIPMENT AND CHANGEOVER FOR ONE (1) 2017 POLICE INTERCEPTOR UTILITY VEHICLE**

**WHEREAS**, the Township wishes to equip and changeover equipment for one (1) 2017 Police Interceptor Utility vehicles; and

**WHEREAS**, the Township Chief of Police has provided a recommendation to award this contract through the State Contract #81334 to Murphy Communications & Emergency Lights; and

**WHEREAS**, the total amount of the contract shall not exceed \$4,800 which is to be paid by insurance reimbursement from account # 01-201-25-240-900.; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from account number 01-201-25-240-900.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey that they do hereby authorize the Chief of Police to engage the services of Murphy Communications & Emergency Lights, 852 Franklin Ave #501 Franklin Lakes, NJ to equip and changeover equipment of one (1) 2017 Police Interceptor Utility vehicle, in an amount not to exceed \$4,800, through State Contract #81334 and to execute a purchase order for same.

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 – 072 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE REFUND OF OTHER LIENS

WHEREAS, the Collector of Taxes has reported receiving the amounts shown below for the redemption of the respective lien.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to pay the indicated amount to the holder of the lien certificate as hereinafter shown below:

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
14-0051	10/14/2014	06711-008	\$2,427.32	TODD JERMAN 10 CUPSAW DRIVE RINGWOOD, NJ 07456
15-0024	10/13/2015	02507-010	\$49,227.78	US BANK CUST PFS FINANCIAL 1 LLC 50 SOUTH 16 <sup>TH</sup> STREET SUITE 2050 PHILADELPHIA, PA 19102
15-0043	10/13/2015	04403-010	\$56,817.18	US BANK CUST PFS FINANCIAL 1 LLC 50 SOUTH 16 <sup>TH</sup> STREET SUITE 2050 PHILADELPHIA, PA 19102
15-0083	10/13/2015	11102-0006.03	\$394,265.10	US BANK CUST BV001 TRST & CRDTRS 50 SOUTH 16 <sup>TH</sup> STREET SUITE 2050 PHILADELPHIA, PA 19102
16-0001	10/11/2016	00408-012	\$41,018.76	CHRISTIANA TRUST AS CUSTODIAN GSRAN-Z LLC DEPOSIT ACCO UNT PO BOX 71276 PHILADELPHIA, PA 19176
17-0014	10/10/2017	02402-015	\$48,461.13	FIG CAPITAL INVESTMENTS NJ13 LLC MTAG CST FIG CAP INV NJ13 1000 RIVERSIDE AVE SUITE 400 JACKSONVILLE, FL 32204
17-0031	10/10/2017	06201-006	\$10,464.94	US BANK CUST FOR PC 7 FIRSTRUST BANK 50 SOUTH 16 <sup>TH</sup> STREET SUITE 2050 PHILADELPHIA, PA 19102
17-0033	10/10/2017	07002-013	\$38,694.68	FIG CAPITAL INVESTMENTS NJ13 LLC MTAG CST FIG CAP INV NJ13 1000 RIVERSIDE AVE SUITE 400 JACKSONVILLE, FL 32204
<b>Grand Total:</b>			<b>\$641,376.89</b>	

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 – 073 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REINSTATEMENT OF TAXES

**WHEREAS**, there appears on the tax records receipt of payment of taxes; and

**WHEREAS**, the Collector of Taxes recommends the reinstatement of taxes due to reasons stated below.

**NOW, THEREFORE BE IT RESOLVED**, that the proper officers be and they are hereby authorized and directed to reinstate as listed below:

**REASON: 1. INSUFFICIENT FUNDS**

BLOCK/LOT	NAME	AMOUNT	YEAR
1001-37	Fietkiewicz, D/ Yanni	\$2,252.00	2018
5305-3	Carl Glaser	\$6,528.00	2018
14602-2	200 Morgan St. LLC c/o Zampella	\$7,334.00	2017
14602-3	200 Morgan St. LLC c/o Zampella	\$6,882.00	2017
14602-5	200 Morgan St. LLC c/o Zampella	\$3,465.64	2017
3508-6	Escalante Dayana	\$4,576.91	2017
15903-1	William Hamilton	\$1,233.00	2017
7801-57.03	Allen Pitt	\$1,810.00	2018
8704-31	Harold & Anne Farrington	\$3,422.00	2018
14001-11	Ursula Filipe	\$5,836.00	2018
<b>TOTAL</b>		<b>\$43,339.55</b>	

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk



# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 - 075 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF ESCROW MONIES

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that, based upon the report and request of the Planning Department the following Escrow monies be refunded:

Name & Address	Application No.	Amount of Escrow	Amount of Refund
Oak Ridge Road Associates c/o Bernard A. Schwartz 445 West Main Street Wyckoff, NJ 07481	16-288-56-701-186 0820-0322	\$500.00	\$500.00
	16-228-56-703-021 PB-11-11-04	\$17,129.19	\$7,599.07
<b>Total</b>			<b>\$8,099.07</b>

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
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\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2018 – 076 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING CANCELLATION OF TAX OVERPAYMENT

**WHEREAS**, there appears on the tax records balances as listed below; and

**WHEREAS**, an overpayment was paid out to the below vendor on Resolution 2017-395, adopted December 20, 2017; and

**WHEREAS**, the Collector of Taxes recommends the cancellation of taxes due and reissue to the correct vendor.

**NOW, THEREFORE, BE IT RESOLVED** that the proper officers be and they are hereby authorized and directed to cancel as hereafter listed below:

**REASON: 1. WRONG PAYEE**

Block & Lot	Name and Address	Amount	Year
11302-10	Wells Fargo R.E. Tax Service, LLC Att: Financial Support Unit Mac X2301-02-C Des Moines, IA 5328-0001	\$2,160.00	2017
<b>Total</b>		<b>\$2,160.00</b>	

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

\_\_\_\_\_  
Antoinette Battaglia, Township Clerk

# Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2018 - 077 ~

## RESOLUTION APPROVING THE PAYMENT OF BILLS

**WHEREAS**, the Township Treasurer has submitted to the members of the Township Council a report listing individual disbursement checks prepared by his office in payment of amounts due by the Township.

**NOW, THEREFORE, BE IT RESOLVED** that the Township Treasurer's report of checks prepared by him be approved and issued as follows:

Acct #	Account Name	Amount
1	Current Account	\$245,860.14
3	Reserve Account	244,564.11
2	Grants	24,789.52
6	Refunds	748,801.85
1	General Ledger	15,340.07
26	Refuse	106,211.16
4	Capital	211,362.45
19	Animal Control	0.00
19	Heritage Trust	1,748.75
19	Open Space Trust	0.00
19	Trust	9,434.69
19	COAH	0.00
16	Development Escrow	8,120.28
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	0.00
Total		\$1,616,233.02
Less Refund Resolution		-748,801.85
<b>Actual Bills List</b>		<b>\$867,431.17</b>
Other Payments		
County of Passaic, Taxes		\$5,462,615.53
County of Passaic, Open Space Taxes		88,340.54
NJM Employee Benefits		332,711.00
B&B Disposal		82,000.00
Pascack Dance Parents Assoc.		275.00
Payroll		550,989.24
Payroll		517,359.52
2018 Petty Cash		550.00
State of NJ, Dog Report		1,231.80
<b>Total Expenditures</b>		<b>\$7,903,503.80</b>

Adopted: February 21, 2018

Adopted this 21<sup>st</sup> day of February, 2018  
and certified as a true copy of an original.

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Antoinette Battaglia, Township Clerk