
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 1 of 22

The Regular 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 Regular meeting was advertised in the Herald News in its issue of March 10, 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, 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 a salute to the flag.

Agenda No. II

Roll Call

Present: Councilmembers Ada Erik, Marilyn Lichtenberg, Peter McGuinness Luciano Signorino, Patricia Gerst, Mayor Michele Dale
Absent: Andrena Pegel
Also Present: Township Attorney Fred Semrau (arrived 8:11)

Agenda No. III

Reading of or Approval of Unapproved Minutes

March 6, 2019 Executive Session
March 27, 2019 Special Meeting/Budget
April 3, 2019 Executive Session
April 3, 2019 Executive Session
April 3, 2019 Workshop Meeting
April 8, 2019 Special Meeting/Budget

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Lichtenberg, McGuinness, Gerst
Voted Nay: None
Abstain: Signorino
Absent: Pegel
Motion Carried:

Agenda No. IV

Meetings

Mayor Dale noted the future meeting schedule:

April 29, 2019 Budget Meeting
May 1, 2019 Workshop Meeting
May 22, 2019 Regular Meeting

Agenda No. V

Presentations

Volunteer Appreciation Night

- 1) 2018 Volunteer of the Year Award – Robert Moskin – Mayor Dale welcomed James Gerace, Robert Moskin's nephew, to the podium as she read Robert's biography. Mr. Gerace accepted the award on behalf of Mr. Moskin who could not be in attendance.

- 2) Mary B. Haase Lifetime Volunteer Award – Eileen Casbarro – Mayor Dale welcomed Eileen Casbarro and her family to the podium as she read Eileen's biography.

Agenda No. VI

Proclamations

None

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: April 24, 2019
 Time of Meeting: 6:30 pm
 Minute Page No: Page 4 of 22

Agenda No. IX

Action Items

Agenda No. IX 1

~ Ordinance 2019 – 004 ~

BOND ORDINANCE APPROPRIATING \$1,135,000 AND AUTHORIZING THE ISSUANCE OF \$444,600 BONDS OR NOTES OF THE TOWNSHIP FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Township of West Milford, in the County of Passaic, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$1,135,000 including the aggregate sum of \$22,400 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes and including also (i) in the case of the improvement or purpose described in paragraph (a) of said Section 3, the sum of \$273,000 received or expected to be received by the Township from the New Jersey Department of Transportation, as a grant-in-aid of financing said improvement or purpose, (ii) in the case of the improvement or purpose described in paragraph (b) of said Section 3, the sum of \$315,000 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement or purpose and (iii) in the case of the improvement or purpose described in paragraph (c) of said Section 3, the sum of \$80,000 received or expected to be received by the Township from the Passaic County Open Space Trust Fund as a grant-in-aid of financing said improvement or purpose.

For the financing of said improvements or purposes and to meet the part of said \$1,135,000 appropriations not provided for by application hereunder of said down payments and grants, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$444,600 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$444,600 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

IMPROVEMENT OR PURPOSE	APPROPRIATION AND ESTIMATED COST	ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES
(a) Improvement of Awosting Road in and by the Township by the construction or reconstruction therein of a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2 22 of said Local Bond Law), together with all sidewalks, curbing, structures, appurtenances, milling, drainage improvements, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$450,000 appropriation hereby made therefor being inclusive of the amount of \$273,000 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement	450,000	168,500
(b) Improvement of Canister Road in and by the Township by the construction or reconstruction therein of a roadway	500,000	176,100

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of:
 Date of Meeting:
 Time of Meeting:
 Minute Page No:

Governing Body Regular Meeting
 April 24, 2019
 6:30 pm
 Page 5 of 22

pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2-22 of said Local Bond Law), together with all sidewalks, curbing, structures, appurtenances, milling, drainage improvements, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$500,000 appropriation hereby made therefor being inclusive of the amount of \$315,000 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement		
(c) Improvement of municipally-owned properties and facilities in and by the Township, including Bubbling Springs Park by the renovation of the athletic fields, together with all drainage facilities, walkways, structures, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$185,000 appropriation hereby made therefor being inclusive of the amount of \$80,000 received or expected to be received by the Township from the County of Passaic Open Space Trust Fund as a grant-in-aid of financing said improvement	185,000	100,000
Totals	\$1,135,000	\$444,600

Except as otherwise stated in paragraphs (a), (b) and (c) above with respect to the said grants-in-aid of financing the purposes described in said paragraphs, the excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

The following additional matters are hereby determined, declared, recited and stated:

The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 11.12 years.

The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$444,600, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

Amounts not exceeding \$180,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof (and, in particular, such costs have been included in the improvement described in Section 3(c) of this bond ordinance).

The funds from time to time received by the Township on account of the \$668,000 grants referred to in Section 1 of this bond ordinance shall be used for financing the improvements or purposes described in paragraphs (a), (b) and (c) of Section 3 of this bond ordinance by application thereof either to direct payment of the costs of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Township authorized therefor by this bond ordinance. Any such funds so received may, and all such funds so received which are not required for direct payment of the costs of said improvements or purposes shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this bond ordinance.

All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer, provided that no note shall mature later than one year from its date.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 6 of 22

The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at no less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Introduced: April 3, 2019
Adopted: April 24, 2019
Effective Date: May 14, 2019

This Ordinance was introduced April 3, 2019 and the Notice of Public Hearing was published in the Herald News on April 7, 2019. The Governing Body will open the meeting to the public to speak to this ordinance only.

There being no one wishing to be heard, Councilman McGuinness made a motion, seconded by Councilman Signorino and carried by unanimous voice vote to close the public comment period.

Motion to adopt Ordinance 2019-004

Moved: McGuinness Seconded: Signorino
Voted Aye: Erik, Lichtenberg, McGuinness, Signorino, Gerst
Voted Nay: None
Absent: Pegel
Motion Carried:

Agenda No. IX 2

~ Ordinance 2019 – 005 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER 10, TRAFFIC, SECTION 10-3 PARKING SCHEDULE I NO PARKING, OF THE REVISED GENERAL ORDINANCES TO PROHIBIT PARKING AT ANY TIME ALONG DAVENPORT ROAD

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

SECTION 1. Chapter 10, Traffic, Section 10-3, Parking, Schedule I, is hereby amended in regard to prohibited parking at any time along the following street or portion thereof as follows:

<u>NAME OF STREET</u>	<u>SIDE</u>	<u>LOCATION</u>
Davenport Road	Both	From the intersection of Caro Drive to the Jefferson Township line

SECTION 2. Regulatory signs shall be erected to affect the above designated No Parking Zone.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 8 of 22

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.

This Ordinance shall take effect upon passage and publication in accordance with applicable law.

Introduced: April 3, 2019
Adopted:
Effective Date:

This Ordinance was introduced April 3, 2019 and the Notice of Public Hearing was published in the Herald News on April 7, 2018. The Governing Body will open the meeting to the public to speak to this ordinance only.

There being no one wishing to be heard, Councilman McGuinness made a motion, seconded by Councilwoman Gerst and carried by unanimous voice vote to close the public comment period.

Motion to adopt Ordinance 2019-006

Moved: McGuinness Seconded: Gerst
Voted Aye: McGuinness, Signorino, Gerst
Voted Nay: Erik, Lichtenberg
Absent: Pegel
Motion Denied:

Mayor Dale noted that they need four affirmative votes for an ordinance to be adopted. Mr. Semrau said it is in the code. Councilman McGuinness said they have passed ordinances before with only three affirmative votes. Councilman Signorino said it is the majority. Mr. Semrau said he will look it up and provide clarification.

Agenda No. IX 4

~ Ordinance 2019 – 007 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 63, “ALCOHOLIC BEVERAGES”, SECTION 6 “HOURS OF SALE” OF THE TOWNSHIP CODE TO CHANGE THE HOURS OF SALE OF ALCOHOLIC BEVERAGES ON SUNDAY

WHEREAS, the Township of West Milford has reviewed and reassessed the Township Code with regard to the hours of sale on Sunday; and

WHEREAS, the Township Council of the Township of West Milford finds it to be in the best interest of the Township and its businesses and citizenry to amend the current ordinance to change the hours of sale on Sunday from 12:00 noon to 11:00 am.

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

SECTION 1. Sections A(2) and C(3) of 63-6 Hours of Sale is amended to change hours of sale on Sunday to read as follows:

63-6. Hours of sale.

- A. (2) On Sunday between the hours of 11:00 am and 3:00 a.m. the following day.
- C. (3) On Sunday between the hours of 11:00 am and 11:00 p.m.

SECTION 2. All Ordinances and Codes 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 3. 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 4. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

Introduced: April 24, 2019
Adopted:
Effective Date:

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 9 of 22

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for May 22, 2019. Notice of this public hearing shall be published in the Herald News on or about April 28, 2019.

Motion to introduce Ordinance 2019-007

Moved: Erik Seconded: Signorino
Voted Aye: Erik, Lichtenberg, Signorino, Gerst
Voted Nay: McGuinness
Absent: Pegel
Motion Carried:

Agenda No. IX 5

~ Ordinance 2019 - 008 ~

AN ORDINANCE TO AMEND AND SUPPLEMENT CHAPTER X, TRAFFIC, OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY

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

SECTION 1. Chapter X, Traffic, Section 10-5, Speed Limits, "Schedule V", is hereby amended in regard to the speed limit along the following portion of street thereof as follows:

<u>NAME OF STREET</u>	<u>DIRECTION</u>	<u>SPEED</u>	<u>LOCATION</u>
Union Valley Road	Both	35 mph	Christine Court to Concord Road

SECTION 2. Chapter X, Traffic, of the Revised General Ordinances of the Township of West Milford, "Schedule V", Union Valley Road is hereby amended to read as follows:

<u>NAME OF STREET</u>	<u>SPEED LIMIT (MPH)</u>	<u>LOCATION</u>
Union Valley Road (in both directions)		
Zone 1	40	From Route 23 to 4,000 feet north of the center of Route 23; thence
Zone 2	50	To the center of Christine Court; thence
Zone 3	35	To the center of Concord Road; thence
Zone 4	45	To the center of Macopin Road; thence
Zone 5	35	To the center of Plymouth Avenue; thence
Zone 6	40	To 300 feet south of the center of White Road; thence
Zone 7	35	To Greenwood Lake Turnpike
School Zone	25	In the Our Lady Queen of Peace School Zone, within Zone 6, during recess, when the presence of children is clearly visible from the roadway or while children are going to or leaving school; during opening and closing hours

SECTION 2. Regulatory signs shall be erected to affect the above designated speed limits as authorized by the Department of Transportation.

SECTION 3. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other section or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 10 of 22

SECTION 4. 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 5. 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 6. This Ordinance shall take effect as required by law and upon the posting of appropriate signs.

Introduced: April 24, 2019
Adopted:
Effective Date:

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for May 22, 2019. Notice of this public hearing shall be published in the Herald News on or about April 28, 2019.

Motion to introduce Ordinance 2019-008

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Lichtenberg, McGuinness, Signorino, Gerst
Voted Nay: None
Absent: Pegel
Motion Carried:

Mayor Dale asked to move resolutions 2019-124 through 2019-142.

Discussion:

Councilman McGuinness asked the price they paid last year compared to this year for resolution 2019-125; lawn cutting. He noted that a lot of the ballfields were not being cut in time for Opening Day. He asked if the contract starts at a certain time per cut or is it a yearly contract. Mayor Dale said it was a maintenance contract; the last bid they received was for \$49,740. She explained that the height of the grass changed in the contract. He asked if resolution 2019-132 is done yearly. Councilman Signorino said they just hired him for the Township at the last meeting to review the tax maps. Mayor Dale noted the contract would be annually. Councilman Signorino asked Mayor Dale to explain resolution 2019-144. Mayor Dale said they were trying to appropriate funds for the items in the resolution. There needs to be a match so they are asking for the funds. Councilman Signorino asked why they are not using current funds and why they are making an emergency appropriation. He asked if it would raise the current year's budget. Mayor Dale said they don't have any funds left in the current budget; they are running on the temporary budget. Councilman Signorino asked if they can move resolution 2019-144 to the budget meeting agenda on April 29th so Mr. Casey can provide the impact. He asked the Council if they can remove resolution 2019-144. The Council gave consensus. Councilman McGuinness made a motion to remove resolution 2019-144 seconded by Councilwoman Gerst and carried by unanimous voice vote.

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

Agenda No. IX 6

~ Resolution 2019 – 124 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT BETWEEN THE TOWNSHIP OF WEST MILFORD AND TMP OF NEW YORK, INC. D/B/A TEPLITZ METAL PROCESSING FOR THE MARKETING OF RECYCLABLE SCRAP METAL

WHEREAS, proposals were solicited for the Marketing of Recyclable Scrap Metal for the Township of West Milford by the Coordinator of Recycling and Solid Waste, West Milford Department of Public Works on March 27, 2019; and

WHEREAS, Teplitz Metal Processing has satisfactorily worked with the Township as the scrap metal vendor for over thirteen (13) years; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 11 of 22

WHEREAS, the Director of Public Works, the Coordinator of Recycling and Solid Waste and the Township Attorney have thoroughly reviewed the proposals, and have recommended the award of a contract to TMP of New York, Inc. d/b/a Teplitz Metal Processing;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford, County of Passaic and State of New Jersey that the Mayor and the Municipal Clerk are hereby authorized to execute an agreement with TMP of New York, Inc. d/b/a Teplitz Metal Processing for the marketing of recyclable scrap metal for the period of May 1, 2019 through April 30, 2020 for the Township of West Milford.

Adopted: April 24, 2019

Agenda No. IX 7

~ Resolution 2019 – 125 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO D'ONOFRIO & SONS INC. FOR THE MAINTENANCE OF BALLFIELDS AND OTHER SITES

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on April 5, 2019 at 10:00 a.m. for Maintenance of Ball Fields and Other Sites as per the Bid Specifications; and

WHEREAS, the Township of West Milford received one (1) bid for this contract; and

WHEREAS, said bid has been duly reviewed and analyzed by the Director Community Services & Recreation and the Township Attorney; and

WHEREAS, the bid received from the lowest bidder D'Onofrio & Son, Inc. is complete; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 01-201-28-375-450.

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 awards a contract to D'Onofrio & Son Inc. for Maintenance of Ballfields and Other Sites in an amount not to exceed \$49,750.00 for one year.
2. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with D'Onofrio & Sons Inc. in accordance with its bid for said maintenance of ballfields and other sites in the Township of West Milford.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: April 24, 2019

Agenda No. IX 8

~ Resolution 2019 – 126 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF PLAYGROUND EQUIPMENT THROUGH THE BERGEN COUNTY COOPERATIVE PRICING SYSTEMS (BCCPS) CONTRACT #11-BCCPS FROM BEN SHAFFER RECREATION, INC.

WHEREAS, the Township of West Milford became a member in the Bergen County Cooperative Pricing Systems Contract #11-BCCPS by virtue of Resolution 2017-345 adopted November 8, 2017; and

WHEREAS, the Township of West Milford wishes to purchase playground equipment for the playground area located at Nosenzo Pond Park; and

WHEREAS, the Director of Community Services and Recreation has submitted a written recommendation that the Township of West Milford purchase playground equipment; and

WHEREAS, the Director of Community Services and Recreation wishes to award this purchase through Bergen County Cooperative Pricing System Contract #11-BCCPS to Ben Shaffer Recreation Inc.; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases and said funds to be encumbered from account number 02-213-41-742-000 for \$31,136.00 and account #19-295-56-100-701 for \$21,343.21; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 12 of 22

WHEREAS, the total amount of the purchase shall not exceed \$52,479.21.

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 Mayor and Township Council hereby authorizes the Director of Community Services and Recreation to execute a purchase order for playground equipment in a total amount not to exceed \$52,479.21 through Co-op #11-BCCPS awarded to Ben Shaffer Recreation, Inc., PO Box 844, Lake Hopatcong, NJ 07849.
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: April 24, 2019

Agenda No. IX 9

~ Resolution 2019 – 127 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF SOCCER FIELD LIGHTING THROUGH SOURCEWELL (FORMERLY KNOWN AS (NJPA) THE NATIONAL JOINT POWERS ALLIANCE) CONTRACT NO. 082114-MSL FROM MUSCO SPORTS LIGHTING LLC

WHEREAS, the Township of West Milford became a member in a cooperative contracting agreement with the National Joint Powers Alliance (NJPA) now known as Sourcewell by virtue of Resolution 2014-354 adopted November 12, 2014 and Resolution 2018-264 adopted on October 3, 2018; and

WHEREAS, the Township wishes to purchase four (4) light structures for the Nosenzo Pond Park Soccer Field; and

WHEREAS, the Director of Community Services & Recreation has submitted a written recommendation that the Township of West Milford purchase four (4) light structure systems; and

WHEREAS, the Director of Community Services & Recreation wishes to award this purchase through Sourcewell (Formerly known as NJPA) Contract No. 082114-MSL to Musco Sports Lighting LLC; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account 04-215-55-829-004 for \$219,000.00 and account number 19-295-56-100-701 for \$47,150.00.

WHEREAS, the total amount of the purchase shall not exceed \$266,150.00.

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 Director of Community Services & Recreation to execute a purchase order for four (4) light structures in a total amount not to exceed \$266,150.00 through Sourcewell (Formerly NJPA) Contract No. 082114-MSL from Musco Sports Lighting, LLC, attention: Ryan Tighe email musco.contracts@musco.com.
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: April 24, 2019

Agenda No. IX 10

~ Resolution 2019 – 128 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH SCOTT HOLZHAUER, CTA, SCGREA TO ASSIST THE TOWNSHIP OF WEST MILFORD WITH TAX APPEALS FILED IN THE TAX COURTS OF NEW JERSEY

WHEREAS, pursuant to authorization by the Mayor and Township Council of the Township of West Milford, the Township requested proposals for Tax Appraisal Services; and

WHEREAS, the Mayor and Township Council have received proposals for Tax Appraisal Services in accordance with N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, Scott Holzhauer, CTA, SCGREA has submitted a proposal for services in connection with the above referenced request for proposals; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 13 of 22

WHEREAS, Scott Holzhauer, CTA, SCGREAA has submitted a Business Entity Disclosure Certification which certifies that he has not made any reportable contribution 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 Scott Holzhauer from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account 01-201-20-150-450; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and 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 Council hereby awards and authorizes the Mayor and Township Clerk to execute a contract with Scott Holzhauer, CTA, SCGREAA, PO Box 513, Tranquility, NJ 07879 for professional tax appeal services in accordance with their proposal for same in an amount not to exceed \$6,000.00.
2. This contract is awarded as a "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the local public contract law.
3. The duration of the contract shall be May 1, 2019 through April 30, 2020.
4. Notice of this action shall be published once in the Township's official newspaper as required by law.
5. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: April 24, 2019

Agenda No. IX 11

~ Resolution 2019 – 129 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH PROFESSIONAL INSURANCE ASSOCIATES, INC. (PIA) A DIVISION OF WORLD INSURANCE ASSOCIATES, LLC TO SERVE AS RISK MANAGER CONSULTANT FOR THE TOWNSHIP

WHEREAS, pursuant to authorization by the Mayor and Township Council of the Township of West Milford, the Township requested and received qualification statements for Risk Manager Consultant; and

WHEREAS, Professional Insurance Associates, Inc. a division of World Insurance Associates, LLC, has submitted a qualification statement for services in connection with the above referenced request for proposals; and

WHEREAS, Professional Insurance Associates, Inc., a Division of World Insurance Associates LLC, in compliance with the provisions of N.J.S.A. 19:44A-20-4 et seq. has 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 agreement will prohibit the firm of Professional Insurance Associates, Inc. from making any reportable contributions through the term of the agreement; and

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 relationship 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 MJIF to the member municipality.

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 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. 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 for professional Risk Manager Consultant services in accordance with their proposal for same for the period from April 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 assessment as promulgated by the Morris County Municipal Joint Insurance Fund.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 14 of 22

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: April 24, 2019

Agenda No. IX 12

~ Resolution 2019 – 130 ~

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

WHEREAS, pursuant to authorization by the Mayor and Township Council of the Township of West Milford, the Township requested qualification statements for a Health Benefits Consultant; and

WHEREAS, the Mayor and Township Council have received qualification statements for Health Benefits Consultant; and

WHEREAS, PIA Security Programs, Inc. has submitted a qualification statement in connection with the above referenced request for qualification statements; and

WHEREAS, PIA Security Programs, Inc. a Division of World Insurance Associates LLC, has submitted a Business Disclosure Certification which certifies that they have not made any reportable contribution 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 PIA Security Programs from making any reportable contributions through the term of the agreement; and

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 relationship 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; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford does hereby appoint PIA Security Programs, Inc. as its Health Benefits Consultant and requests that the Fund authorize a sub-contract with PIA Security Programs, Inc. as follows:

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 in accordance with their proposal for same for a term April 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: April 24, 2019

Agenda No. IX 13

~ Resolution 2019 – 131 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH PHOENIX ADVISORS LLC FOR CONTINUING DISCLOSURE SERVICES

WHEREAS, pursuant to authorization by the Mayor and Township Council of the Township of West Milford, the Township requested proposals for Continuing Disclosure Services; and

WHEREAS, the Mayor and Township Council have received proposals for Continuing Disclosure Services in accordance with N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, Phoenix Advisors LLC has submitted a proposal for services in connection with the above referenced request for proposals; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 15 of 22

WHEREAS, Phoenix Advisors LLC has submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contribution 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, LLC from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 04-215-55-826-023.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and 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 Council hereby award and authorize the Mayor and Township Clerk to execute a contract with Phoenix Advisors LLC, 625 Farnsworth Avenue, Bordentown, NJ 08505 for professional continuing disclosure services in accordance with their proposal for same in an amount not to exceed \$1,150.00.
2. This contract is awarded as a "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the local public contract law.
3. The duration of the contract shall be April 1, 2019 through December 31, 2019.
4. Notice of this action shall be published once in the Township's official newspaper as required by law.
5. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: April 24, 2019

Agenda No. IX 14

~ Resolution 2019 – 132 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH EID ASSOCIATES, INC. FOR SURVEYING SERVICES TO REVIEW AND CERTIFY THE UPDATED TOWNSHIP TAX MAPS

WHEREAS, pursuant to authorization by the Mayor and Township Council of the Township of West Milford, the Township requested proposals for Land Surveying Services; and

WHEREAS, the Mayor and Township Council have received proposals for land surveying services in accordance with N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, Eid Associates, Inc. has submitted a proposal for services in connection with the above referenced request for proposals; and

WHEREAS, Eid Associates, Inc. has submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contribution 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 that encumbrances for these services shall come from account number 01-201-20-165-450.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and 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 Council hereby award and authorize the Mayor and Township Clerk to execute a contract with Eid Associates Inc., 102 Wayside Road, Hewitt, NJ 07421 for professional surveying services in accordance with their proposal for same at an hourly rate of \$110.00 in an amount not to exceed \$2,200.00.
2. This contract is awarded as a "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the local public contract law.
3. The duration of the contract shall be April 1, 2019 through December 31, 2019.
4. 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).
5. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: April 24, 2019

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 16 of 22

Agenda No. IX 15

~ Resolution 2019 – 133 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH FERRIERO ENGINEERING INC. FOR SEPTIC PLAN REVIEW

WHEREAS, pursuant to authorization by the Mayor and Township Council of the Township of West Milford, the Township requested proposals for the Individual Subsurface Disposal System (ISSDS) Application Reviews (Septic Reviews); and

WHEREAS, the Mayor and Township Council have received proposals for Individual Subsurface Disposal System (ISSDS) application reviews; and

WHEREAS, Ferriero Engineering Inc. has submitted a proposal for services in connection with the above referenced request for proposals; and

WHEREAS, Ferriero Engineering Inc. has submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contribution 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 Inc. from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 01-201-27-335-480.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and 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 Council hereby award and authorize the Mayor and Township Clerk to execute a contract with Ferriero Engineering, Inc., 180 Main Street, Chester, NJ 07930 for professional septic plan reviews in accordance with their proposal for same in an amount not to exceed \$55,420.00 for the period April 1, 2019 through March 31, 2020, billed at \$4,620.00 per month.
2. This contract is awarded as a "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the local public contract law.
3. The duration of the contract shall be April 1, 2019 through March 31, 2020.
4. 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).
5. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: April 24, 2019

Agenda No. IX 16

~ Resolution 2019 – 134 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN EASEMENT AGREEMENT BETWEEN THE TOWNSHIP OF WEST MILFORD AND PAUL AND ALLISON KIRCHDOERFFER

WHEREAS, during the survey of existing conditions for the design of the rehabilitation of the Bubbling Springs Lower Pond Dam a 1,935 square foot encroachment of a portion of the earthen dam onto the private property at #16 Vreeland Road was discovered; and

WHEREAS, Paul Kirchdoerffer and Allison Kirchdoerffer are the owners of the property located #16 Vreeland Road, West Milford, New Jersey and further identified as Block 9001, Lot 18 on the Township of West Milford tax map; and

WHEREAS, the Township has received preliminary design approval and loan award approval for construction not to exceed \$460,000 under the Dam, Lake, Stream, Flood Control, Water Resources and Wastewater Treatment Project Bond Act of 2003, P.L. 2003 c. 162; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford, County of Passaic and State of New Jersey hereby authorize the execution of the easement agreement between the Township of West Milford and Paul Kirchdoerffer and Allison Kirchdoerffer pursuant to the terms and conditions set forth in the agreement.

Approved: April 24, 2019

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 17 of 22

Agenda No. IX 17

~ Resolution 2019 – 135 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A 2019 TAX TITLE LIEN SALE

WHEREAS, the Collector of Taxes has requested that the Township conduct a 2019 Township Tax Title Lien Sale on Tuesday, October 15, 2019.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to conduct a 2019 Tax Title Lien Sale on-line @ realauction.com on Tuesday, October 15, 2019; site opens on September 17, 2019.

Adopted: April 24, 2019

Agenda No. IX 18

~ Resolution 2019 – 136 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZE ELECTRONIC TAX SALES NOTICE FEE

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services, and;

WHEREAS, the rules and regulations require a municipality to send two (2) notices of tax sale to all properties included in said sale; and

WHEREAS, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and;

WHEREAS, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Township of West Milford wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

BE IT RESOLVED by the Council of the Township of West Milford that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2019 electronic tax sale.

Adopted: April 24, 2019

Agenda No. IX 19

~ Resolution 2019 – 137 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2019

WHEREAS, applications have been made for the new licenses and the renewal of various Licenses for the 2019 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 2019 Licenses as listed below:

License No.	Section 1. 2019 CLOTHING BINS
2019-23	Section 2. Synergy In-Kind Donation Management Inc. Boy Scout Building at West Milford Presbyterian Church

Adopted: April 24, 2019

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
 Date of Meeting: April 24, 2019
 Time of Meeting: 6:30 pm
 Minute Page No: Page 18 of 22

Agenda No. IX 20

~ Resolution 2019 – 138 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE CANCELLATION OF OUTSTANDING CHECKS OVER SIX MONTHS OLD TO MUNICIPAL CASH BALANCES

WHEREAS, the Chief Financial Officer has determined that the following Township of West Milford Claims account checks have been outstanding for a period in excess of six months.

DATE	CHECK #	AMOUNT
11/9/16	12126	\$250.00
12/22/16	12721	\$2,481.00
8/16/18	17742	\$121.74
8/16/18	17848	\$35.00
8/16/18	17918	\$35.00
9/20/18	18126	\$1,995.45
	TOTAL	\$4,918.19

NOW, THEREFORE, BE IT RESOLVED that the above outstanding checks be restored to the Township cash balance.

Adopted: April 24, 2019

Agenda No. IX 21

~ Resolution 2019 – 139 ~

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
07521-001	Bonnie Earl Tabitha Simm 1419 Union Valley Road West Milford NJ 07480	\$2,536.59	2019
07308-004	Daniel T Machewirth 856 Brookside Dr Toms River NJ 08753	\$2,336.00	2019
TOTAL		\$4,872.59	

Adopted: April 24, 2019

Agenda No. IX 22

~ Resolution 2019 – 140 ~

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:

Thursdays Senior Aerobics		
Colleen	\$15.00	Colleen Boyel 48 Bearfort Road West Milford, NJ 07480

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 20 of 22

Discussion:

Councilman Signorino said he has questions about the bill list. Councilwoman Erik said she had a lot of questions but she went to Town Hall on Monday and got them answered. Councilwoman Lichtenberg mentioned that she had a few questions on specific bills and she got her answers. Councilman Signorino said he does not want to get anybody fired, so he does not come to Town Hall. He said there were a lot of payments made to attorneys and he wants to make sure that none of them were relevant to the report that the Council was supposed to receive in response to allegations towards Governing Body members. He has not seen the report and he will not agree to pay for a report that has not been disclosed. He does not want to wrongfully expend taxpayer funds on a report that will never be seen. He wants someone to answer his question or else he will be voting no on the entire bill list. Mayor Dale expressed that the Council knows that they can call at any time and ask Administration to pull the bills and answer any questions. She encouraged him to call ahead so they can answer the questions in a timely manner so he can be prepared to vote. Councilman Signorino said there were some serious allegations made. Mr. Semrau said Councilman Signorino is referring to a personnel matter and he should not do that publicly. It is a confidential matter and he has been advised of that. He asked Councilman Signorino to refrain from discussing the personnel matter. He expressed that they can't discuss personnel matters in a public meeting. He urged Councilman Signorino to ask him the question privately. Councilman Signorino asked Mr. Semrau to clarify his statement and he does not understand what he is basing his statement on. Mr. Semrau said he would be entitled to see the invoices from the attorneys. Councilman Signorino said he will not support paying the bills. Councilwoman Gerst asked if there is something in the bill list that they have a disagreement on, can they remove a portion and pass the rest of the bills. Mayor Dale said yes. Councilwoman Lichtenberg noted that Administration gave her permission to go to the Finance Office and review any bill she had questions on. Councilman McGuinness asked Councilwoman Erik to amend her motion to pay the bills. Councilman McGuinness said to pay all the bills except for any attorney fees. Mayor Dale said she does not believe that the attorney fee is included because the matter was resolved only two weeks ago. Councilwoman Erik noted that there are attorney fees for other matters. Mayor Dale asked the Council if they would like to identify the line items they would like to remove so the other professionals can be paid. Councilwoman Erik noted that the specific attorney that Councilman Signorino questioned is not in the bill list. She said all the attorneys listed have nothing to do with Councilman Signorino's concern. Councilwoman Erik mentioned that they pay over \$300,000 to Passaic County Open Space every year and then they apply for grants to get their money back.

Agenda No. XIII

Approval of Expenditures

~ Resolution 2019 – 145 ~

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 this office in payment of amounts due by the Township.

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

Acct #	Account Name	Amount
1	Current Account	\$468,301.68
3	Reserve Account	32,295.81
2	Grants	15,881.51
6	Refunds	37,346.93
1	General Ledger	5,486,888.60
26	Refuse	49,523.90
4	Capital	0.00
19	Animal Control	236.00
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	14,069.24
19	Scala Trust	0.00
16	Development Escrow	1,185.30
19	Tax Sale Trust	0.00
21	Assessment Trust	60,807.97
	Special Reserve	0.00
Total		\$6,166,536.94

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of:
Date of Meeting:
Time of Meeting:
Minute Page No:

Governing Body Regular Meeting
April 24, 2019
6:30 pm
Page 21 of 22

Less Refund Resolution	-37,346.93
Actual Bills List	\$6,129,190.01
Other Payments	
Payroll	620,463.02
Payroll	529,312.40
PERS/PFRS	2,555,210.38
DCRP	2,243.11
Treasurer, State of NJ Dog Report	267.00
Total Expenditures	\$9,836,685.92

Adopted: April 24, 2019

Moved: Erik Seconded: Gerst
Voted Aye: Erik, Lichtenberg,
Voted Nay: McGuinness, Signorino
Abstain: Gerst
Absent: Pegel
Motion Denied:

Agenda No. XIV

Reports of Administrator, Mayor and Council Members

Councilman McGuinness – Mentioned that the Easter Egg Hunt on Saturday was a success and he would like the Township to bring that event back. He would like to discuss in the future saving the \$5,000 for the fireworks. He would like to give that back to the taxpayers with free parking. They will save money on personnel and overtime and they won't need police at every station watching the money either. Councilman Signorino said he will make the motion. Mayor Dale noted that the sponsorship donations have decreased significantly. She said they should ask Mr. Voli to present what has been sponsored. Councilman Signorino said they can decide in June and he likes the idea. Mayor Dale said she will ask Mr. Voli to attend a meeting so they can discuss this and provide an update. She will provide an update in the next packets. Councilman Signorino removed his motion. Councilman McGuinness noted various events and the dates and times. He asked Mr. Semrau if the Administration does not fill the Administrator's position, is it up to the Council to fill the position. Mayor Dale said she will provide an update in her report regarding the position.

Councilman Signorino – Promoted the museum and the Heritage Committee. He thanked everyone that participated in the Easter Egg Hunt; it was a great turnout and he is glad the kids enjoyed it. He spoke about the Irish Whisper Walk. He urged everyone to be safe on Beautification Day.

Councilwoman Erik – Said people can get all the supplies for Beautification Day at the Recycling Center. She mentioned that, at the Zoning Board meeting last night, the room was filled to capacity. The application on the property across the street was denied for the second time.

Councilwoman Lichtenberg – Mentioned that if people can't help on Beautification Day, they can clean up afterwards and let the Township know where they will be leaving their bags. She expressed that she was disappointed by the poor turnout at the Hidden in Plain Site program sponsored by CASA. It was a great presentation for parents to learn the hiding spots where children might put their drug paraphernalia in the house. She attended a Library Board Meeting and it was noted that West Milford Camera Club will be displaying their artwork for two months in the lobby and hallway. She met the Township's Veterans Officer and she wants it publicized for the public to know that she is here on the first and third Wednesday from 6-8 p.m. and she provided her phone number. She encouraged residents to call her if they are looking to volunteer. She truly appreciates all the volunteers in the Township. She concluded her comments by citing a poem.

Mayor Dale – Noted that she provided information on the dais from the PBA; they are waiting for the Council to get back to them regarding a meeting. The final cost for the repair of the elevator at the Recreation Center was \$2,283.00. To date, they have received eighteen applications for the Administrator's position and she identified three candidates that she will be taking a serious look at to fill the position. She will interview the three candidates and if she was still satisfied, she will bring in the Council if they want to meet them. She mentioned that she and Councilwomen Erik, Lichtenberg and Pegel completed the ethics training. The Council members have until May 1st to complete it. She noted that there will be work done on May 19th at Veterans Park in preparation for Memorial Day. If anyone wants to volunteer in prepping the park for Memorial Day, please contact herself or Councilwoman Lichtenberg. Mayor Dale said she was asked to be a panel expert on Tuesday, May 14th at the Highlands Council and she did accept the invitation; she is very happy to be representing West Milford on that panel. She congratulated SpaOlogy on Cahill Cross Road. She said they had a very successful Grand Opening and she wished them luck.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: April 24, 2019
Time of Meeting: 6:30 pm
Minute Page No: Page 22 of 22

She mentioned that the Township has completed the cyber security certification and should there be any security breach, the Township will receive \$7,500 towards the deductible. She noted that the Senior Citizens Road to Resources is on Saturday, June 1st. Councilwoman Lichtenberg mentioned that the Health Advisory Board is sponsoring it and there will be free lunch available. Mayor Dale noted various events and the dates and times. She provided an update on DPW and Bubbling Springs.

Mr. Semrau – Expressed his concern about the Council voting no on the bill list. West Milford has so many local businesses, obligations, commitments and relationships. He asked the Council to reconsider their vote on the bill list and remove paying the attorneys only. Councilman Signorino made a motion to reconsider, seconded by Councilwoman Gerst. Councilman McGuinness made a motion to pay the bills with the exception of the attorneys, seconded by Councilman Signorino.

Moved: McGuinness Seconded: Signorino
Voted Aye: Erik, Lichtenberg, Signorino, Gerst
Voted Nay: McGuinness
Absent: Pegel
Motion Denied:

Mr. Semrau noted that Section 42:8 of the Code states that an ordinance needs the majority of the full membership; four affirmative votes. He said the Council can reintroduce Ordinance 2019-006 at a future meeting. Councilman McGuinness made a motion to reintroduce Ordinance 2019-006 at the next meeting, seconded by Councilwoman Gerst. There was no further discussion from the Governing Body.

Agenda No. XV

Appointments and Resignations

None

Agenda No. XVI

Adjournment

There being no further business to come before the Council, the Governing Body adjourned the meeting at 9:21 p.m.

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

Approved: May 22, 2019

Respectfully submitted:

Sherry Zbrzeski, Keyboarding Clerk I

MICHELE DALE, MAYOR

ANTOINETTE BATTAGLIA, TOWNSHIP CLERK