

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE SEPTEMBER 4, 2019
REGULARLY SCHEDULED WORKSHOP 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 2019 – 194 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC AND STATE OF NEW JERSEY FOR SELF-EXAMINATION OF THE 2019 BUDGET RESOLUTION (AS REQUIRED BY DCA)

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of West Milford has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2019 budget year.

NOW THEREFORE BE IT RESOLVED by the governing body of the Township of West Milford that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the governing body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.
2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
 - a. All estimates of revenue are reasonable, accurate and correctly stated,
 - b. Items of appropriation are properly set forth
 - c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Approved: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

CERTIFICATION OF APPROVED BUDGET

It is hereby certified that the Approved Budget complies with the requirements of law and approval is given pursuant to N.J.S.A. 40A:4-78(b) and N.J.A.C. 5:30-7.

It is further certified that the municipality has met the eligibility requirements of N.J.A.C. 5:30-7.4 and 7.5, and that I, as Chief Financial Officer, have completed the local examination in compliance with N.J.A.C. 5:30-7.6.

Dated: August 14, 2019

By: _____
Ellen Mageean, Acting Chief Financial Officer

This certification form and resolution of the governing body executing such certification should be annexed to the adopted budget (N.J.A.C. 5:30-7.6(e))

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 195 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE ADOPTION OF THE 2019 MUNICIPAL BUDGET

WHEREAS the Township Council has completed its review of the General Fund Budget , revised the proposal from the Administration where it deemed necessary, and held the required public hearings.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Milford of the County of Passaic that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$23,282,395.00 (Item 2 below) for municipal purposes, and
 - (b) _____ (Item 3 below) for school purposes in Type 1 School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
 - (c) _____ (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S.A. 18:9-3) and the certification to the County Board of taxation of
 - (d) \$148,030.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
 - (e) \$1,007,594.00 (Item 5 below) Minimum Library Tax
- the following summary of general revenues and appropriations.

	((Abstained (
	(((
RECORDED VOTE	(((
Ayes	((Nays	(
	(((
	((Absent (

SUMMARY OF REVENUES

1 General Revenues			
Surplus Anticipated			
Miscellaneous Revenues Anticipated		08-100	3,891,839.00
Receipts from Delinquent Taxes		40004-10	5,977,935.00
		15-499	1,100,000.00
2 AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)		07-190	23,282,395.00
3 AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOL DISTRICTS ONLY:			
Item 7, Sheet 42		07-195	
Item 6(b), Sheet 11 (N.J.S.A. 40A:4-14)		07-191	
4 To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOL DISTRICTS ONLY:			
Item 6(b), Sheet 11 (N.J.S.A. 40a:4-14)		07-191	
5 AMOUNT TO BE RAISED BY TAXATION FOR MINIMUM LIBRARY LEVY			
		07-192	1,007,594.00
Total Revenues		40000-00	35,259,763.00

SUMMARY OF APPROPRIATIONS

6 GENERAL APPROPRIATIONS:	xxxxxx	xxxxxxxxxxxxxx
Within "CAPS"	xxxxxx	xxxxxxxxxxxxxx
(a&b) Operations including Contingent	30001-00	23,756,089.00
(e) Deferred Charges and Statutory Expenditures – Municipal	30004-00	3,169,000.00
(g) Cash Deficit	46-885	
Excluded from "CAPS"	xxxxxxx	xxxxxxxxxxxxxx
(a) Operations – Total Operations Excluded from "CAPS"	60023-00	1,279,644.00
(c) Capital Improvements	60002-00	270,000.00
(d) Municipal Debt Service	60003-00	4,505,030.00
(e) Deferred Charges – Municipal	60024-00	30,000.00
(f) Judgements	37-480	
(n) Transferred to Board of Education for Use of Local Schools (NJSA 40A:48-17.1 & 17.3)	29-405	
(g) Cash Deficit	46-885	
(k) For Local District School Purposes	60008-00	
(m) Reserve for Uncollected taxes (include Other Reserves if any)	50-899	2,250,000.00
7 SCHOOL APPROPRIATIONS -- TYPE I SCHOOL DISTRICTS ONLY (NJSA 40A:4-13)	60010-00	
Total Appropriations	30000-00	35,259,763.00

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 10th day of July, 2019. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2019 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 196 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE ADOPTION OF THE 2019 SOLID WASTE BUDGET

WHEREAS, the Township Council has completed its review of the Solid Waste Budget ,revised the proposal from the Administration where it deemed necessary, and held the required public hearings.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Milford of the County of Passaic that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$1,791,290.00 (Item 2 below) for amount to be raised by taxation for Solid Waste Collection District.

RECORDED VOTE	((Abstained	(
	(((
	(((
	Ayes	(Nays	((
	(((
	((Absent	(
	(((

SUMMARY OF REVENUES AND APPROPRIATIONS

1 General Revenues		
Surplus Anticipated		58,320.00
Miscellaneous Revenues Anticipated		70,000.00
2 AMOUNT TO BE RAISED BY TAXATION FOR SOLID WASTE COLLECTION DISTRICT		1,791,290.00
TOTAL REVENUES		1,919,610.00
3 General Appropriations		
Operations		1,919,610.00
Deferred Charges		
Statutory Expenditures		
Judgement		
Deficit in Operations in Prior Years		
Surplus (General Budget)		
TOTAL APPROPRIATIONS		1,919,610.00

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the 10th day of July, 2019. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2019 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2019 - 016 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING SECTION 10-9 YIELD INTERSECTIONS, OF CHAPTER 10 TRAFFIC, OF THE CODE OF THE TOWNSHIP OF WEST MILFORD, BY AUTHORIZING THE ERECTION OF A YIELD SIGN ON HIGH CREST DRIVE AND UPPER HIGH CREST ROAD

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

SECTION 1. Section 10-9 Yield Intersections, of Chapter 10 Traffic, of the Code of the Township of West Milford, shall be amended and supplemented by the addition of the following:

Name of Street	Yield Sign installed on
High Crest Drive and Upper High Crest Road	High Crest Drive on the northwesterly approach facing northbound traffic

SECTION 2. Regulatory signs shall be erected to affect the above designated yield intersection.

SECTION 3. If any section, subsection, clause or phrase of this ordinance shall be held unconstitutional or 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.

SECTION 4. All Ordinances or parts of 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. 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

Diane Curcio, Acting Township Clerk

By: _____
Michele Dale, Mayor

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 244 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SALE OF CERTAIN LANDS AND PROPERTIES WHICH ARE NO LONGER NEEDED FOR PUBLIC USE BY THE TOWNSHIP

WHEREAS, the Township of West Milford is the owner of certain lands and premises within the Township of West Milford; and

WHEREAS, the Mayor and Township Council of the Township of West Milford does hereby determine that the lands and properties set forth in Schedule A are no longer needed for public use; and

WHEREAS, the Township of West Milford desires to make available for public sale said lands, with the right of prior refusal to be afforded to adjacent property owners pursuant to N.J.S.A. 40A:12-13.2.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford as follows:

1. The Township of West Milford hereby declares that the lands and premises set forth in Schedule A are no longer needed for public use and should be sold in accordance with appropriate statutes of the State of New Jersey.
2. The Township Council of the Township of West Milford hereby authorizes the Acting Township Clerk to offer for sale to the highest bidder by open public sale at auction the property set forth in Schedule A attached hereto and made a part hereof.
3. The public sale shall take place at the West Milford Township Municipal Building, 1480 Union Valley Road, West Milford, New Jersey, on **October 2, 2019 at 5:00 pm** or as soon thereafter as the matter can be heard and publicly announced, provided the sale is not cancelled.
4. The public sale, if not cancelled, shall take place by open public sale at auction to the highest bidder.
5. The successful bidder at the time of the sale must present cash or a check or money order, payable to the Township of West Milford, in an amount that equals 10% of the assessor's suggested minimum. This deposit shall be non-refundable. The balance of the purchase price shall be paid to the Township no later than sixty (60) days following the acceptance by the Township and the tender of marketable title to the purchaser and submitted to the Township. The purchaser shall be entitled to possession immediately following closing of title.
6. The Township makes no representation as to the title or any other aspects of the land to be sold.
7. At closing of title, purchaser shall also pay to the Township a buyer's premium in the amount of ten (10%) percent of the bid amount.
8. The Township reserves the right to accept or reject any and all bids at the public sale and not to award to the highest bidder. Such decision will be made by the Township Council at a Public Meeting within 30 days from the date of such sale.

9. In the event the Township of West Milford is unable to convey clear and marketable title, insurable at regular rates by a title insurance company authorized to do business in the State of New Jersey, the Township shall forthwith return to the purchaser the deposit and neither party shall have any further rights against the other. The acceptance of a deed by the purchaser from the Township shall extinguish any claims the said purchaser may have against the Township of West Milford in connection with the quality of title conveyed.
10. All conveyances by the Township shall be made by way of a Quit Claim Deed, unless an adequate title binder prepared at the expense of the purchaser is forwarded to the Township prior to the conveyance and discloses that the Township holds marketable title in which case a Bargain and Sale Deed with Covenants Against Grantor's Acts will be the form of conveyance. The Township will include within its deed a metes and bounds description based upon a survey if a survey and metes and bounds description is obtained by the purchaser.
11. The Township Council of the Township of West Milford reserves the right to waive any and all defects and informalities in any proposal and to accept or reject the highest responsible and responsive bidder deemed to be in the best interests of the Township.
12. In those cases where the property being offered is an under-sized lot, adjoining property owners shall be given the first right to bid. If purchased by an adjoining property owner, the under-sized property shall merge into the purchaser's current lot. Furthermore, the property shall not be further subdivided as the conveyance is being made to accommodate the adjoining property owner as to his/her current residence, not for subdivision purposes.
13. If no adjoining property owners bid, the bidding will be opened to the public. The deed of conveyance for all under-sized lots that are sold to any party other than an adjoining property owner shall contain a restriction that the lot cannot be built upon. If it is a conforming lot, then no such deed restrictions shall be placed on the transfer of title. The Township will not represent, warrant, or guarantee the right to build on or improve any of the properties listed for sale. All properties will be subject to all Federal, State, Local Laws and Ordinances.
14. A public notice of sale shall be published in the Township's official newspaper at least once a week for two consecutive weeks, the last publication being no earlier than seven (7) days prior to the date set forth for the public sale, which notice shall contain the conditions of this sale in accordance with N.J.S.A. 40A:12-13(a).
15. In the event the successful bidder fails to close on the property, he shall forfeit ten percent (10%) of the purchase price.
16. The resolution shall take effect immediately.

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

<i>Schedule A</i>						
#	Block	Lot	Approximate Acreage	Zone	Location	Assessor's Suggested Minimum Bid
1	806	25	.172	LR	Wayside Road	\$1,100
2	811	2	.278	LR	Wayside Road	\$2,400
3	1806	4	.206	LR	Cedar Brook Road	\$2,200
4	2502	1	.75	LR	Island 2	\$8,200
5	2512	10	.173	LR	Lakeshore Drive	\$800
6	3503	31	.320	R-1	Cooley Lane	\$1,400
7	3605	9	.277	R-1	Eve Place	\$1,200
8	3605	10	.793	R-1	Eve Place	\$3,500
9	5802	1	.204	R-3	Morsetown Road	\$900
10	5802	2	.224	R-3	Morsetown Road	\$1,000
11	6714	1	.176	R-1	Aspen Lane	\$1,100
12	6714	10	.1927	R-1	Birch Avenue	\$800
13	8502	1	.052	SHD R-2	Richard Drive	\$250
14	8509	11	.018	SHD R-2	Pinecrest Trail	\$100
15	8509	13	.113	SHD R-2	Dockerty Hollow	\$750
16	8509	14	.146	SHD R-2	Dockerty Hollow	\$1,000
17	8601	5	.350	R-2	Macopin Road	\$3,800
18	8601	6	.110	R-2	Macopin Road	\$1,700
19	10817	12	.459	LR	Lakeview Avenue	\$5,000
20	11202	5	.288	LR	Larsen Road	\$1,900
21	14113	22	.459	LR	Peach Lane	\$5,000

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 - 245 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY PROVIDING CONSENT TO FILE A TREATMENT WORKS APPROVAL (TWA) APPLICATION TO MODIFY AN EXISTING INDIVIDUAL SUBSURFACE DISPOSAL SYSTEM (ISSDS) ON LOT 1 IN BLOCK 2802 AT 355 WARWICK TURNPIKE, IN THE TOWNSHIP OF WEST MILFORD WHICH IS UNDER THE JURISDICTION OF THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION POLLUTANT DISCHARGE ELIMINATION SYSTEM, DISCHARGE TO GROUNDWATER (NJPDES-DWG) AUTHORIZATION NUMBER NJG0289167

WHEREAS, Moe's Plaza LLC is the owner of property known as 355 Warwick Turnpike, West Milford, NJ 07480 in the Township of West Milford, which is known as Block 2802 Lot 1; and

WHEREAS, Moe's Plaza, LLC made an application to alter the existing ISSDS on the property which was reviewed by the West Milford Health Department (WMHD) in October 2018; and

WHEREAS, the WMHD determined that aspects of the proposed ISSDS application did not conform to the design Standards outlined in N.J.A.C. 7:9A; and

WHEREAS, the application proposes to treat and dispose of wastewater based on a volume that was calculated using superseded standards and the actual wastewater volume based on the various uses on the site will exceed 2,000 gallons per day (gpd) according to the current effective standards in the NJDEP Standards for Individual Subsurface Sewage Disposal Systems, N.J.A.C. 7:9A; and

WHEREAS, the WMHD is not authorized under N.J.A.C. 7:9A to permit the repair, alteration, or construction of an ISSDS which treats and disposes of wastewater flows in excess of 2,000 gpd, and directed the owner/applicant to obtain a NJPDES-DGW permit from the NJDEP; and

WHEREAS, Moe's Plaza, LLC has obtained a NJPDES-DGW permit from the NJDEP, and has submitted a request to the Township of West Milford for Consent to File a TWA with the NJDEP to alter the existing ISSDS on the property; and

WHEREAS, the Township Engineer has reviewed the request and has determined that the ISSDS is regulated by the NJDEP and conforms with the requirements of all municipal ordinances pertaining to the proposed disposal system; and

WHEREAS, submittal of a TWA application to the NJDEP requires the municipality to, by way of resolution, consent to the project; and

WHEREAS, a copy of the application is on file in the WMHD; and

WHEREAS, the Township Engineer recommends to the Mayor and Township Council that it in fact consents to this application.

NOW, THEREFORE, BE IT RESOLVED that the Township council of the Township of West Milford, County of Passaic, State of New Jersey hereby consents to the Treatment Works Application as submitted for the property known as Moe's Plaza, LLC in the Township of West Milford which is known as Block 2802 Lot 1 with respect to septic alterations.

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 246 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING MEMBERSHIP RENEWAL IN THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND

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

WHEREAS said renewed membership terminates as of December 31, 2019 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW, THEREFORE, BE IT RESOLVED as follows:

- 1) The Township of West Milford hereby renews its membership in the Morris County Municipal Joint Insurance Fund for a three (3) year period, beginning January 1, 2020 and ending January 1, 2023 at 12:01 a.m.
- 2) The Township of West Milford agrees to renew its membership in the Morris County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
- 3) The Mayor and Acting Township Clerk shall be and hereby are authorized to execute the agreement to renew membership to be placed on file in the Office of the Township Clerk and to deliver same to the Morris County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

Adopted: September 4, 2019

Adopted this 4th day of September 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 247 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONSTRUCTION CONTRACT TO REGAL UTILITY SERVICES, INC. FOR THE HARRISON, JEFFERSON, WALNUT & PAUL ROAD IMPROVEMENT PROJECT

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on August 23, 2019 at 10:00 am for the Harrison, Jefferson, Walnut and Paul Road Improvement Project; and

WHEREAS, the Township of West Milford received three (3) bids for this contract; and

WHEREAS, said bids have been duly reviewed and analyzed by the West Milford Township Engineering Division and Township Attorney; and

WHEREAS, the bid received from the lowest bidder, Regal Utility Services, Inc., has been found to be in proper form and in compliance with the provisions of N.J.S.A. 40A:11-23.5 and the specifications as written; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from accounts numbered 04-215-55-823-015, 04-215-55-826-007 and 04-215-55-832-000; and

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

1. The Township Council hereby awards a contract to Regal Utility Services, Inc., 731 Warwick Turnpike, Hewitt NJ 07421 for the Harrison, Jefferson, Walnut and Paul Road Improvement Project in an amount not to exceed \$498,682.35.
2. The Mayor and Acting Township Clerk are hereby authorized and directed to execute a contract with Regal Utility Services, Inc., in accordance with its bid for said road improvements to Harrison Street, Jefferson Street, Walnut Street and Paul Street 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: September 4, 2019

Adopted this 4th day of September 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 248 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF ONE (1) 2015 KENWORTH T-370 4X4 CHASSIS THROUGH SOURCEWELL (FORMERLY NJPA) CONTRACT #081716-KTC FROM GABRIELLI TRUCK SALES

WHEREAS, the Township of West Milford became a member of Sourcewell (formerly the National Joint Powers Alliance-NJPA) by virtue of Resolution 2014-354 adopted November 12, 2014; and

WHEREAS, the Township wishes to purchase one (1) 2015 Kenworth T-370 4x4 Chassis; and

WHEREAS, the Township's Director of Public Works has provided a recommendation for this purchase through Sourcewell Contract No. 081716-KTC to Gabrielli Truck Sales; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from Account # C 04-215-55-831-003; and

WHEREAS, the total amount of the contract shall not exceed \$101,700.00.

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

1. The Township Council hereby authorizes the Township's Director of Public Works to purchase one (1) 2015 Kenworth T-370 4x4 Chassis, in an amount not to exceed \$101,700.00, through Sourcewell Contract No. 081716-KTC from Gabrielli Truck Sales, 880 South Oyster Bay Road, Hicksville, NY 11801.
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: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 - 249 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING AN INCREASE FOR THE PURCHASE OF TRAFFIC STRIPING FOR TOWNSHIP ROADWAYS THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL, CONTRACT #36 (TRAFFIC STRIPING ON ROADS) TO DENVILLE LINE PAINTING, INC. IN AN AMOUNT NOT TO EXCEED \$3,445.41

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 #36, Traffic Striping on Roadways to Denville Line Painting, Inc.

WHEREAS, 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 previously authorized purchases through Denville Line Painting Inc., in the amount of \$120,000 by virtue of Resolution 2019-160 and in order to meet State requirements for reflectivity, additional striping in the amount of \$3,445.41 was required; and

WHEREAS, the Director of Public Works has confirmed the need for the additional striping therefore increasing the services purchased through Denville Line Painting, Inc. for the additional line striping in the amount of \$3,445.41 which represents a 2.9% increase for these purposes; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this additional purchase, said funds to be encumbered from account number 01-201-26-290-200;

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 an additional \$3,445.41 to be expended through the Morris County Cooperative Pricing Council, contract #36, to Denville Line Painting, Inc. 2 Green Pond Road, Rockaway, NJ 07866 for the purchase of additional line striping thereby increasing the not to exceed amount for these purchases from \$120,000.00 to \$123,445.41
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: September 4, 2019

Adopted this 4th day of September 2019
and certified as a true copy of an original.

Diane Curcio, Acting, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 250 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION PRIOR TO THE ADOPTION OF THE 2019 BUDGET PER N.J.S.A. 40A:4-20 (ANJEC GRANT)

WHEREAS, Local Budget Law N.J.S.A. 40A:4-1 states in part, in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the Governing Body may by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year; and

WHEREAS, the Township of West Milford has obligatory expenses that exceed the temporary budget.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford by a 2/3 vote, that the following temporary budget appropriation be made and that a certified copy of the resolution be sent to Division of Local Government Services:

Appropriation	Acct Number	2019 Temporary Budget
ANJEC Grant	02-213-41-867-000	\$487.33
TOTAL		\$487.33

Adopted: September 4, 2019

Adopted this 4th day of September, 2019 and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 - 251 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY FOR THE CANCELLATION OF UNEXPENDED UNFUNDED CAPITAL

WHEREAS, balances exist in Ordinance 2017-006 for the improvement of various streets, the purchase of a brine truck and the purchase of a para transit bus and

WHEREAS, the money was appropriated from other sources; and

WHEREAS, the CFO wishes to cancel said unexpended unfunded capital balance.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford that the following balance in the capital ordinance be hereby cancelled:

Ordinance	Project Description	Unexpended Balance to be Cancelled
2017-006	Improvements of Various Roads	\$162,739
2017-006	Brine Truck	\$69,000
2017-006	Para Transit Bus	\$29,902

Adopted September 4, 2019

Adopted this 4th day of September, 2019 and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 -- 252 ~

**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
12/31/18	19191	\$120.00
TOTAL		\$120.00

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

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 253 ~

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
96-36	05/23/1996	02606-005	\$2,751.80	ELIZABETH A. WALDRON 216 LONG POND ROAD HEWITT, NJ 07421
TOTAL			\$2,751.80	

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford
Passaic County, New Jersey

~ **Resolution 2019 – 254** ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF OVERPAYMENT

WHEREAS, there appears on the tax records overpayment as shown below and the Collector of Taxes recommends the refund of such overpayment.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized and directed to issue checks refunding such overpayment as shown below:

- REASON:**
- | | |
|----------------------|-------------------------------|
| 1. Incorrect Payment | 6. Tax Appeal County Board |
| 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| 3. Senior Citizen | 8. 100% Disabled Veteran |
| 4. Veteran Deduction | 9. Replacement Check |
| 5. Homestead Rebate | 10. Reduced Assessment |

Block/Lot	Name	Amount	Year	Reason
7801-54.05	Katherine Gaviria 54E Beacon Hill Road West Milford, NJ 07480	\$531.15	2019	1
TOTAL		\$531.15		

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2019 – 255 ~

**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:

Travel field hockey		
Aubrey	\$150.00	Nicole Fritz 18 Cherbourg Drive West Milford, NJ 07480
Liberty Science trip		
Kenny	\$35.00	Lisa Johnson 8 Forge Road Hewitt, NJ 07421

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 256 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF TAX LIEN PREMIUM

WHEREAS, there appears on the tax records as shown below and the Collector of Taxes recommends the refund of such payment.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and are hereby authorized and directed to issue checks refunding such overpayment as shown below:

REASON: 1. Refund Tax Lien Premium

CERTIFICATE NO.	BLOCK/LOT	NAME	AMOUNT
16-0055	6803-7	Christiana Trust as Custodian 2020 Howell Mill Road NW Suite C-513 Atlanta, GA 30318	\$25,800.00
TOTAL			\$25,800.00

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 257 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF STREET OPENING BOND FEE

BE IT RESOLVED, that the following street opening bond fee upon the recommendation of the Township Engineering Department be refunded:

Receipt No.	Refund Amount	Refund to	Street Excavation Project Permit No.
706337	\$450.00	Lawrence & Amy Weed 114 Mountain Circle South West Milford, NJ 07480	114 Mountain Circle South 2019-10

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 258 ~

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

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

WHEREAS, the Collector of Taxes recommends the cancellation of taxes due to reasons listed below.

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

REASON: Cancel taxes by consensus of the Governing Body at the August 14, 2019 Workshop/Regular Meeting

Block & Lot	Name	Amount	Year
06803-004	Board Of Chosen Freeholders 401 Grand Street Paterson, NJ 07505	\$4,940.14	2018
Total		\$4,940.14	

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford
Passaic County, New Jersey

~ **Resolution 2019 – 259** ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF POCKET (INACTIVE) PLENARY RETAIL CONSUMPTION LICENSES FOR THE 2019- 2020 LICENSE YEAR

WHEREAS, applications for renewal of Plenary Retail Consumption License for the 2019- 2020 License year have been processed on the ABC POSSE website and reviewed; and

WHEREAS, these licenses have received a Tax Clearance Certificate and Special Ruling for the 2019-2020 year; and

WHEREAS, the Township Council has conducted a public review of the application as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control; and

WHEREAS, as a result of that review the Township Council has determined as follows:

1. The submitted application is complete in all respects.
2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.

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

1. Inactive/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 satisfactory recommendations from the Health, Fire, Building, Zoning and Police Departments prior to siting this license.
2. Prior to activating the license, inspections of premises must be made and satisfactory recommendations must be received by the Fire, Health, Building, Zoning and Police Departments.
3. Licensee must 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.
4. A Health Department Retail Food Establishment license must be acquired with detailed floor plans and satisfactory recommendation received in the Clerk's Office prior to opening.

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

LICENSE/LICENSEE/T/A	CONDITIONS
Sahanas Liquor, Inc. 116 Cupsaw Avenue, Ringwood NJ 07456 1615-33-030-009	Conditions stated above in resolution.

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2019 - 260~

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	\$450,024.06
3	Reserve Account	0.00
2	Grants	9,278.02
6	Refunds	4,358.60
1	General Ledger	0.00
26	Refuse	145,793.94
4	Capital	164,512.07
19	Animal Control	5,853.55
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	3,692.22
19	Scala Trust	219.00
16	Development Escrow	2,072.75
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	0.00
Total		\$785,804.21
	Less Refund Resolution	-4,358.60
	Actual Bills List	\$781,445.61
	Other Payments	
	Payroll	\$668,266.18
	WMBOE	4,698,607.00
	Eric Bunk	900.00
	Total Expenditures	\$6,149,218.79

Adopted: September 4, 2019

Adopted this 4th day of September, 2019
and certified as a true copy of an original

Diane Curcio, Acting Township Clerk