

TOWNSHIP OF WEST MILFORD

**THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE OCTOBER 2, 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 – 283 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 16th day of October 2, 2019 that:

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

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 018 ~

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

BE IT ORDAINED by the Municipal Council of the Township of West Milford, County of Passaic, State of New Jersey, that Section §135-6, Police Department Records be amended to read as follows:

§ 135-6 Police Department records.

- G. Fees for accident reports. The fee for providing a copy of an accident report through the mail, by the West Milford Police Department, shall be ~~\$3.~~ \$5.00

The Police Department is authorized to charge the following fees:

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

Introduced:

Adopted:

Effective Date:

ATTEST

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

Diane Curcio Acting Township Clerk

By: _____
Michele Dale, Mayor

Township of West Milford

Passaic County, New Jersey

~ Resolution 2019 – 284 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC COUNTY, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A SHARED SERVICE AGREEMENT WITH THE COUNTY OF PASSAIC FOR PUBLIC HEALTH SERVICES

WHEREAS, N.J.S.A. 40A:65-1, et seq. also known as the Uniform Shared Services and Consolidation Act, ("Act") promotes the broad use of shared services to reduce local expenses funded by property taxpayers; and

WHEREAS, the Township of West Milford, desires to contract with the County for the furnishing of health services as set forth in N.J.S.A. 26:3A2-1, et seq., Administration of Public Health Activities (N.J.A.C 8:52), Health Officer, Public Health Nursing, Communicable Disease and Adult Health Services, Occupational Health Services, Health Education & Promotion and Public Health Emergency Response & Preparedness; and

WHEREAS, the Township will designate the Health Officer of the County as its Municipal Health Officer; and by contracting is appointing the County as its Public Health Agency pursuant to N.J.A.C. 8:52 as required by the Public Health Practice Standards of Performance for Local Board of Health in New Jersey; and

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

1. The Mayor and the Acting Township Clerk be and are hereby authorized to execute a contract with the County of Passaic for shared services as proposed in the Shared Services Agreement for Public Health Services commencing on October 1, 2019 through September 20, 2024 for a term of five (5) years.
2. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 285 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO STANLEY & ORKE, INC. FOR THE ROOF REPLACEMENT ON THE RECREATION CENTER

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on September 19, 2019 at 11:00am for roof replacement at the Recreation Center as per the Bid Specifications; and

WHEREAS, the Township of West Milford received six (6) bids for this contract; and

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

WHEREAS, the bid received from the lowest bidder Stanley & Orke Inc. is complete; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account numbers 19-295-56-100-701 for \$107,800 and 01-270-55-000-001 for \$33,800; and

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

1. The Township Council hereby awards a contract to Stanley & Orke Inc., 165 Richards Avenue, Dover, NJ 07801 for roof replacement at the Recreation Center in an amount of base bid of \$118,000.00, replacement of water damaged existing insulation at \$2.00 per square foot and \$50.00 per 4' x 8' board for additional crickets in an amount not to exceed \$141,600.
2. The Mayor and Acting Township Clerk be and are hereby authorized and directed to execute a contract with Stanley & Orke Inc. in accordance with its bid for said Roof Replacement at the Recreation Center 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: October 2, 2019

Adopted this 2nd day of October 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 – 286 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PURCHASES OF PORTA JON RENTALS AND SEPTIC SERVICES FROM ZUIDEMA/ROYAL THRONE OVER \$17,500 AND UNDER THE BID THRESHOLD IN ACCORDANCE WITH THE PAY-TO-PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.

WHEREAS, the Township of West Milford has a need for portable toilet rentals needed for locations around the Township including Brown's Point, and athletic fields. In addition, septic pumping may be required at Township owned properties for the calendar year; as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township of West Milford Council has requested that any purchase over \$17,500 be approved by Council, and;

WHEREAS, Zuidema/Royal Throne will comply with state pay-to-play regulation by completing and submitting 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 Zuidema/Royal Throne will not make any reportable contributions through the remainder of the year; and

WHEREAS, the rental of portable toilets and septic services will exceed the \$17,500 and should not exceed the bid threshold of \$40,000, and;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that rentals of portable toilets and septic services from Zuidema/Royal Throne is hereby authorized and approved provided that the required 3 quotes per request be obtained and total purchases not to exceed \$40,000.

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 287 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PURCHASE THROUGH STATE CONTRACT 83927 & 83911 FOR A REPLACEMENT 9-1-1 DISPATCH SYSTEM

WHEREAS, the Township of West Milford wishes to purchase a replacement 9-1-1 Dispatch System; and

WHEREAS, the Township Acting Chief Police has provided a recommendation to award this contract through the State Contract #83927 and #83911 to Atlantic Communications which provides the goods and services needed; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase in the amount of \$168,257.00 said funds to be encumbered from account number 04-215-55-831-005; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey that they do hereby authorize the Acting Chief of Police to engage the services and execute the purchase order to Atlantic Communications, 664 Route 15 South, Lake Hopatcong, NJ for one (1) 9-1-1 Dispatch System in an amount not to exceed \$168,257.00 through State Contract #83927 and #83911.

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 288 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE REPAIR OF THE COMMUNICATIONS EQUIPMENT ON THE MACOPIN CELL TOWER THROUGH ATLANTIC COMMUNICATIONS, STATE CONTRACT 83972

WHEREAS, the communications equipment on the cell tower located on Macopin Road is in need of repairs due to corrosion and age and is not working properly; and

WHEREAS, the Office of Emergency Management (OEM) has recommended that this communications equipment be replaced/repared since it is essential to the public safety function; and

WHEREAS, Atlantic Communications, who holds a state contract, has supplied a quote for the work to be performed in the amount of \$19,333.25; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number 04-215-55-829-011.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute the purchase order issued to Atlantic Communications for the repair of the Communications Equipment on the Macopin Cell Tower not to exceed \$19,333.25.

Adopted:

Adopted this 2nd day of October 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 – 289 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING FUTURE PURCHASES FROM W.E. TIMMERMAN FOR SWEEPER REPAIR PARTS IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICIES

WHEREAS, the Township Council of the Township of West Milford did adopt Ordinance 2013-020 to create the position of Qualified Purchasing Agent in the municipality and they did subsequently adopt Resolution 2013-330 appointing a Qualified Purchasing Agent (QPA) and increasing the bid threshold to \$40,000.00; and

WHEREAS, as a condition to the increase in the bid threshold, the Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase in excess of the former bid threshold of \$17,500.00 and that the purchase shall warrant a minimum of three quotations or the use of State Contract or Cooperative Purchasing Contract; and

WHEREAS, the Township Council has received a recommendation from the Department of Public Works to contract for repair parts which expense shall exceed the aggregate quote threshold of \$17,500.00; and

WHEREAS, the vendor, W.E. Timmerman holds State Contract T-2188 for the purchase of repair parts for road maintenance equipment; and

WHEREAS, the Township's Qualified Purchasing Agent confirms the recommendation that W.E. Timmerman holds State Contract T-2188 for the purchase of repair parts for road maintenance equipment and the purchase is in compliance with the New Jersey Local Public Contracts Law; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute future purchases to W.E. Timmerman through State Contract in an amount not to exceed \$40,000.00 for the 2019 calendar year.

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 290 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PURCHASES OF SCREEN PRINTING SERVICES FROM JR SCREEN PRINTING OVER \$17,500 AND UNDER THE BID THRESHOLD IN ACCORDANCE WITH THE PAY-TO-PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.

WHEREAS, the Township of West Milford has a need to acquire printed shirts for Township sponsored events, sports programs, DPW uniforms and REAL school programs for the calendar year; as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township of West Milford Council has requested that any purchase over \$17,500 be approved by Council, and;

WHEREAS, JR Screen Printing has complied with state pay-to-play regulations by completing and submitting 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 JR Screen Printing will not make any reportable contributions through the remainder of the year; and

WHEREAS, the purchasing of the screen printed shirts and uniforms from JR Screen Printing will exceed the \$17,500 and should not exceed the bid threshold of \$40,000, and;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that purchases of screen printing services from JR Screen Printing is hereby authorized and approved provided that the required 3 quotes per request be obtained and total purchases not to exceed \$40,000.

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 291 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY REGARDING THE DEED NOTICE FOR REMEDIATION OF TOWNSHIP PROPERTY KNOWN AS BLOCK 7903 LOT 14 IN ACCORDANCE WITH THE NJDEP GUIDANCE FOR CAPPING OF A SITE STILL UNDERGOING REMEDIATION

WHEREAS, the Township of West Milford, is the owner of real property designated as Block 7903 Lot 14 encompassing approximately 6.20 acres whereby only approximately 0.05 acres of the contaminated site applies to the Restricted Area for the Deed Notice; and

WHEREAS, the Deed Notice restricts certain uses of the property and provides notice of the property restrictions and monitoring as outlined in the Deed Notice; and

WHEREAS, the Deed Notice remains protective of human health and the environment; and

WHEREAS, Gary G. Landis LSRP #593752 has approved the Deed Notice as an institutional control for the property, which is part of the remediation of the property; and

WHEREAS, the Township Attorney has reviewed said notice and finds it acceptable; and

WHEREAS, to meet the statutory requirements of N.J.S.A. 58:10B-13 and NJDEP Guidance for Capping a Site for IGW Exceedances requires recording the Deed Notice.

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 is hereby authorized to execute a Deed Notice for Block 7903 Lot 14 for the Township of West Milford to the State of New Jersey Department of Environmental Protection.

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 292 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF CLERK'S OFFICE FEES

BE IT RESOLVED that the following Clerk's Office fees upon the report of the Township Clerk be refunded:

Event	Raffle Application No.	Amount	Payee
50/50 Off Premise Raffle	RL2019-32	\$200.00	West Milford PBA Local # 162 Civic Association Inc. P.O. Box 125 West Milford, NJ 07480

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 293 ~

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: | <ul style="list-style-type: none"> 1. Incorrect Payment 2. Duplicate Payment 3. Senior Citizen 4. Veteran Deduction 5. Homestead Rebate | <ul style="list-style-type: none"> 6. Tax Appeal County Board 7. Tax Appeal State Tax Court 8. 100% Disabled Veteran 9. Replacement Check 10. Reduced Assessment |
|----------------|--|---|

Block/Lot	Name	Amount	Year	Reason
7617-8	FIG Capital Investments, NJ13, LLC PO Box 54472 New Orleans, LA 70154-4472	\$920.39	2019	1
	TOTAL	\$920.39		

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 294 ~

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:

Squirts Soccer		
Caralyn	\$134.00	Deniz Erkal 3 Locust Court West Milford, NJ 07480
Art Club		
Caitlin	\$120.00	Kelly Mackay 18 Alvin Road West Milford, NJ 07480
Senior chair aerobics		
Ann	\$30.00	Ann Niechwadowicz 100 Wooley Road West Milford, NJ 07480
Fall soccer		
Elizabeth Green	\$80.00	Jessica Urban 41 Dogwood Lane Hewitt, NJ 07421
Bob Ross Kids Art 9-22-19		
Peyton	\$60.00	Heather Lowenstein 15 Alpine Lane West Milford, NJ 07480

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 295 ~

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	\$101,656.79
3	Reserve Account	0.00
2	Grants	3,311.01
6	Refunds	1,544.39
1	General Ledger	0.00
26	Refuse	136,962.43
4	Capital	3,748.50
19	Animal Control	43.00
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	8,619.18
19	Scala Trust	0.00
16	Development Escrow	0.00
19	Tax Sale Trust	0.00
21	Assessment Trust	19,785.24
	Special Reserve	0.00
Total		\$275,670.54
	Less Refund Resolution	-1,544.39
	Actual Bills List	\$274,126.15
	Other Payments	
	Payroll	567,784.75
	Christiana Trust Lien Premium	25,800.00
	Total Expenditures	\$867,710.90

Adopted: October 2, 2019

Adopted this 2nd day of October, 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 – 296 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY TO CREATE A VACANCY ON THE WEST MILFORD PLANNING BOARD

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby vacate the position held by Mr. Scott Leonescu on the West Milford Planning Board due to Mr. Leonescu not being able to attend meetings.

Name	Position
Scott Leonescu	Class IV Alternate # 2 West Milford Planning Board Term expires 12/31/20

Adopted: October 2, 2019

Adopted this 2nd day of October 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 – 297 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ACCEPTING RESIGNATIONS TENDERED

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby accept the following resignations tendered to the Library Board of Trustees, Zoning Board of Adjustments and Parks and Recreation Advisory Committee:

<u>Name</u>	<u>Position</u>	<u>Date Tendered</u>
Gillian Hemstead	Library Board of Trustees Citizen Member Term expires 12/31/21	September 10, 2019
James A. Olivo	Zoning Board of Adjustments Citizen Member Term expires 12/31/19	September 23, 2019
Martin G. Perricone	Parks & Recreation Advisory Committee Citizen Member Term expires 12/31/19	September 27, 2019

Adopted: October 2, 2019

Adopted this 2nd day of October, 2019
and certified as a true copy of an original.

Diane Curcio, Acting Township Clerk