

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE

October 22, 2014
REGULARLY SCHEDULED REGULAR GOVERNING BODY
MEETING.

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

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

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

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

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2014 – 333 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 22nd day of October 2014 that:

1. Prior to the conclusion of this **Regular 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.
 - Contracts – PAL
 - Anticipated Litigation -- Fire Inspection Fees
 - (X) b. (8) Personnel matters.
 - Special Police Officers
 - () 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 22, 2014

Adopted this 22nd day of October, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2014 - 009 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF A DEED FOR A RIGHT-OF-WAY FOR A PORTION OF 1470 UNION VALLEY ROAD, ALSO KNOWN AS BLOCK 7903, LOTS 13-14 ON THE WEST MILFORD TAX MAP, FROM THE TOWNSHIP OF WEST MILFORD TO THE COUNTY OF PASSAIC

WHEREAS, the Township of West Milford owns property at 1470 Union Valley Road, also known as Block 7903, Lots 13-14 on the West Milford tax map, as more particularly described in the metes and bounds description annexed as Exhibit A to the Deed of Dedication that is the subject of this Ordinance (the "Property"); and

WHEREAS, the West Milford Public Library will be located on the Property; and

WHEREAS, the Township of West Milford proposes to make revisions to the West Milford Public Library; and

WHEREAS, the West Milford Planning Board submitted a site plan, revised January 31, 2014, to the Passaic County Planning Board for same; and

WHEREAS, by letter dated June 24, 2014, the County has requested that the Township deed a right-of-way over a portion of the Property, specifically 33 feet from the centerline of Union Valley Road, for road widening purposes; and

WHEREAS, the Township is authorized pursuant to law to grant interests in real property by ordinance; and

WHEREAS, the Mayor and Township Council of the Township of West Milford find it to be in the best interests of the Township and its citizenry to deed the requested right-of-way over a portion of the Property to the County of Passaic for road widening purposes; and

WHEREAS, the Township will retain all ownership, and attendant rights and responsibilities, of the Property;

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

- SECTION 1.** The Township of West Milford hereby deeds to the County of Passaic a right-of-way over a portion of the property identified as Lots 13-14 of Block 7903, 33 feet from the centerline of Union Valley Road, as more particularly described in the metes and bounds description annexed as Exhibit A to the Deed of Dedication in substantially the form on file with the Township Clerk.
- SECTION 2.** The Mayor and Township Clerk are hereby authorized to execute the Deed of Dedication in substantially the form attached hereto and on file with the Township Clerk.
- SECTION 3.** The appropriate Township officials are hereby authorized and directed to take all required actions to complete the Township's deeding of the right-of-way over a portion of the Property to the County of Passaic, along with the recording thereof.
- 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 immediately upon final passage, approval, and publication as required by law.

Introduced:
Adopted:
Effective Date:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST

Antoinette Battaglia, Township Clerk

By: _____
Bettina Bieri, Mayor

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2014 - 010 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY TO AMEND CHAPTER 174, "GARAGE SALES", TO ADD SECTION §174-10, "ANNUAL TOWN-WIDE GARAGE SALE" OF THE TOWNSHIP CODE

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 174, "Garage Sales", be and is hereby amended to read as follows:

§174-10. Annual Town-Wide Garage Sale

Each year on the last Friday, Saturday & Sunday of September there shall be a "Town-Wide" Garage Sale. For the three days of the town wide garage sale the permit, fee and sign requirements contained in this chapter shall be waived. During such sales all non-property owners must obtain written approval from the property owner to participate in the town-wide garage sale. All other provisions of the chapter shall prevail during the town-wide garage sale.

SECTION 2. If any section, subsection, clause or phrase of this ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this ordinance.

SECTION 3. This Ordinance may be renumbered for purposes of codification.

SECTION 4. 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

Antoinette Battaglia, Township Clerk

By: _____
Bettina Bieri, Mayor

TOWNSHIP OF WEST MILFORD
Passaic County, New Jersey

~ Resolution 2014 – 334 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY URGING THE NEW JERSEY STATE LEGISLATURE TO EXPAND THE BEAR HUNTING SEASON IN THE STATE OF NEW JERSEY

WHEREAS, in September 2014 a 22-year old New Jersey resident from Edison New Jersey was fatally attacked by a bear in West Milford Township; and

WHEREAS, the Township of West Milford is home to hundreds of acres of open space and watershed land which serves to protect the water supply for much of the State as well as providing a natural habitat for many species of wild life including black bears; and

WHEREAS, for many years humans and black bears co-existed in harmony with few incidents of direct contact; and

WHEREAS, in recent years bear sightings have increased and incidents of direct human contact between bears & humans have escalated; and

WHEREAS, there are a lot of reasons that can explain these increased incidents which include but are not limited to:

1. An increased bear population due to many factors including the relocation of bears from other areas to the northern part of the State; increased birth rates and litter sizes; and increased food sources for bears due to their proximity to residential neighborhoods;
2. A limited bear hunting season in New Jersey while there is an extended bear hunting season in neighboring New York State thereby causing a influx of bears from New York to New Jersey during the extended bear hunting season;
3. A healthier, more robust bear population whose fear of their only natural predator, man, has been diminished due to the proximity to which bears live with humans in this area and the limited ability for humans to serve as predator due to the severely limited hunting restrictions that exist in New Jersey.

; and

WHEREAS, controlled bear hunting, with oversight from the State of New Jersey, Department of Environmental Protection, Division of Fish & Wildlife serves to protect the bears in our communities as well as the human residents with whom they coexist; and

WHEREAS, New York State has an annual Bear Hunting Season that extends, in various zones, from September 6 through December 31, depending on the zone while New Jersey has a bear hunting season that extends for a six-day period in December; and

WHEREAS, New Jersey's efforts to minimize human encounters with bears, proactive measures to prevent future fatalities and efforts to restore the balance of nature so that bears and humans can return to a coexistence of mutual regard & respect would be enhanced by the institution of a bear hunting season that mirrors that bestowed upon the hunters in New York State.

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 urges the New Jersey State Legislature to immediately consider legislation which would extend the bear hunting season in New Jersey.
2. The Township Council respectfully recommends that the State Legislature, when considering such legislation, give considerable thought to the impact that the New York bear hunting season has on the bear population in this State and consider establishing a bear hunting season that mimics that of New York State to prevent the continued influx of bears into New Jersey during the New York bear hunting season.
3. The Township Council requests that the New Jersey State Legislature consider instituting legislation that would cease the practice of relocating bears from any other State to New Jersey until such time as the existing bear population is sustainable.
4. This resolution shall be sent to Governor Chris Christie, Senator Joseph Pennacchio, Assemblywoman Betty Lou DeCroce and Assemblyman Jay Webber.

Adopted: October 22, 2014

Adopted this 22nd day of October 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 - 335 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ACCEPTANCE OF A DRIVE SOBER OR GET PULLED OVER 2014 YEAR END HOLIDAY CRACKDOWN GRANT

WHEREAS, statistics show that there are increased incidences of impaired driving during "holiday seasons"; and

WHEREAS, to aid municipalities in addressing this increased volume and to help offset the increased cost of police enforcement during these periods, the State of New Jersey offers grant funds to certain municipality's; and

WHEREAS, the Division of Highway Traffic Safety has grant monies available that may be used to assist the Township in offsetting the costs associated with the need for increased DWI enforcement & monitoring thereby providing for overall public safety at the holiday season; and

WHEREAS, the West Milford Police Department has an obligation to keep our roadways safe.

NOW THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford hereby authorizes the acceptance of a Drive Sober or Get Pulled Over 2014 Statewide Crackdown Grant in the amount of \$7,500.00

Adopted: October 22, 2014

Adopted this 22nd day of October, 2014
and certified as a true copy of an original

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 - 336 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING THE EXECUTION OF THE SECOND AMENDMENT TO THE LEASE FOR THE HILLCREST SCHOOL

WHEREAS, the Township of West Milford and the Board of Education of the Township of West Milford ("Board of Education") entered into a lease on or about December 13, 2011 for property known as the Hillcrest School (Block 372, Lot 2); and

WHEREAS, the lease between the Township and the Board of Education originally contained a provision for the Township to purchase the property that was the subject of the lease; and

WHEREAS, the Township of West Milford is no longer contemplating a purchase of the property as outlined in the first amendment to the agreement in resolution 2013-350 adopted on December 4, 2013; and

WHEREAS, the lease between the Township and the Board of Education must be amended to reflect that there is no longer the contemplation of a purchase; and

WHEREAS, the lease must be amended to create an escrow account, using the rent monies paid each month, to cover the cost of capital improvements to the Hillcrest School; and

WHEREAS, the lease must also be amended to remove certain exhibits that were related to the contemplated purchase.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of West Milford, in the County of Passaic and State of New Jersey, that the Mayor of the Township of West Milford is hereby authorized to execute the First Amendment to Lease amending the December 13, 2011 for the property known as the Hillcrest School.

This Resolution shall take effect immediately.

Adopted: October 22, 2014

Adopted this 22nd day of October 2014 and
certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

TOWNSHIP OF WEST MILFORD

Passaic County, New Jersey

~ Resolution 2014 – 337 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AMENDING RESOLUTION 2013-354 TO INCREASE THE CONTRACT VALUE WITH ERIC L. HARRISON, ESQ. OF METHFESSEL & WERBEL IN THE MATTER KNOWN AS TRIPLE T CONSTRUCTION V. THE TOWNSHIP OF WEST MILFORD, ITS OFFICERS AND ASSIGNS

WHEREAS, by virtue of Resolution 2013-354 adopted on December 4, 2013 the Township Council did authorize the engagement of Special Labor Counsel services to be provided by Eric Harrison, Esq. of Methfessel & Werbel; and

WHEREAS, Resolution 2013-354 and the related Professional Services Contract did authorize services in an amount not to exceed \$25,000; and

WHEREAS, the Township Administrator has been advised that the Township's needs, related to the matter known as Triple T Construction vs. the Township of West Milford and certain officers and government officials named in the said litigation, necessitates an amendment in an additional amount not to exceed \$15,000; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose said funds to be encumbered from account number 01-201-20-155-502; and

WHEREAS, that a notice of this action shall be published in accordance with law, and said notice to provide that the originally awarded Professional Services Contract, and this resolution serving as the Addendum to the Contract are available for public inspection in the office of the Township Clerk

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey that they do hereby authorize the Township Administrator to approve an amendment of \$15,000 to Eric Harrison, Esq. for Special Labor Services which amount is in excess of the initially approved contract amount of \$25,000 bringing the contract total to an amount not to exceed \$40,000.

Adopted: October 22, 2014

Adopted this 22nd day of October, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 - 338 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING CHANGE ORDER NO. 2 TO ALBERT CHRISTMANN, INC. FOR THE BUBBLING SPRINGS PARK INDIVIDUAL SUBSURFACE DISPOSAL SYSTEM PROJECT FOR AN ADDITIONAL INCREASE OF \$5,925.00

WHEREAS, the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey authorized the award of a construction contract for the Bubbling Springs Park Individual Subsurface Disposal System Project by resolution 2014-258; and

WHEREAS, to complete the individual subsurface disposal system an existing concrete slab must be removed, disposed of and replaced; and

WHEREAS, removal of the concrete slab was not detailed on the contract drawings but it was determined in the field to be necessary to access and properly separate and connect the existing wastewater lines originating from the kitchen and bathrooms; and

WHEREAS, pursuant to the Change Order No. 2 report prepared by Ferriero Engineering, Inc., the total amount of increase for this purpose is \$5,925.00 or 4.30%; and

WHEREAS, the total of Change Orders No 1 and No. 2 is equal to \$14,880.00, which results in an adjusted contract amount of \$152,780.00 that represents a 10.8% increase; and

WHEREAS, the Chief Financial Officer has certified to the availability of funds for this change order, said funds to be paid from the remaining balance of that previously approved for this project in account number 04-215-55-819-015; and

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

1. The Township Administrator is hereby authorized to exceed the original contract award of \$137,900.00 to Albert Christmann Inc. by an amount not to exceed \$14,880.00 or 10.8%.
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: October 22, 2014

Adopted this 22nd day of October 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

TOWNSHIP OF WEST MILFORD
Passaic County, New Jersey

~ Resolution 2014 – 339 ~

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 CROSSROADS PAVEMENT MAINTENANCE, LLC FOR THE 2014 WEST MILFORD TOWNSHIP ROAD RESURFACING – PHASE 2 PROJECT

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on September 26, 2014 at 10:00 am for milling, paving and stormwater upgrades for Baron Road, Birch Avenue, Crescent Road, Fairlawn Drive, Midway Terrace and Rolling Ridge Road; and

WHEREAS, the Township of West Milford advertised in the Herald News and seven (7) prospective bidders requested and received bid specifications; and

WHEREAS, the Township of West Milford received five (5) bids for this contract; and

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

WHEREAS, the Local Public Contracts Law requires that competitive bidding contracts be awarded to the lowest, responsible, responsive bidder; and

WHEREAS, the bid received from the low bidder Crossroads Pavement Maintenance, LLC in the amount of \$539,103.00 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 sufficient funds are available for this project and shall be encumbered from account numbers 04-215-55-812-015, 04-215-55-816-000, 04-215-55-821-006 and 04-215-55-822-005; 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 Crossroads Pavement Maintenance, LLC, 81 Franklin Avenue, Nutley, NJ 07110 for the 2014 West Milford Road Resurfacing – Phase 2 project in an amount not to exceed \$539,103.00.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Crossroads Pavement Maintenance, LLC in accordance with its bid for said 2014 West Milford Township Road Resurfacing – Phase 2 project.
3. The Township's Chief Financial Officer has certified the availability of funds for this contract.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: October 22, 2014

Adopted this 22nd day of October 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 - 340 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE, THROUGH THE MORRIS COUNTY CO-OP CONTRACT #15-A; ITEM #3, OF FOUR (4) 2015 POLICE INTERCEPTOR UTILITY VEHICLES FROM BEYER FLEET

WHEREAS, the Township wishes to purchase four (4) 2015 Police Interceptor Utility vehicles; and

WHEREAS, The Township Chief of Police has provided a recommendation to award this contract through the Morris County Co-op #15A; Item #3 to Beyer Fleet; and

WHEREAS, the total amount of the contract shall not exceed \$102,555.00.

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 Chief of Police to purchase four (4) 2015 Police Interceptor Utility vehicles, in an amount not to exceed \$102,555.00, through Morris County Co-op #15A; Item #3 from Beyer Fleet, 31 Williams Parkway, East Hanover, NJ 07936.
2. The Township Chief Financial Officer has certified the availability of funds shall be encumbered from account number 01-201-25-240-900 for same.

Adopted: October 22, 2014

Adopted this 22nd day of October, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 341 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EQUIPMENT AND CHANGEOVERS FOR FOUR (4) 2015 POLICE INTERCEPTOR UTILITY VEHICLES BY ATLANTIC COMMUNICATIONS

WHEREAS, the Township wishes to equip and changeover equipment in four (4) 2015 Police Interceptor Utility vehicles; and

WHEREAS, the Township Chief of Police has provided a recommendation to award this contract through the State Contract #83927, #83917 and #81334 to Atlantic Communications; and

WHEREAS, the total amount of the contract shall not exceed \$42,559.20; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey that they do hereby authorize the Chief of Police to engage the services of Atlantic Communications, 664 Route 15 South, Lake Hopatcong, NJ to equip and changeover equipment in four (4) 2015 Police Interceptor Utility vehicles, in an amount not to exceed \$42,559.20, through State Contract #83927, #83917 and #81334 and to execute a purchase order for same.

Adopted: October 22, 2014

Adopted this 22nd day of October, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 342 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH ROCKLAND ELECTRIC COMPANY TO PARTICIPATE IN THEIR MUNICIPAL STREET LIGHT PORTAL

WHEREAS, Rockland Electric has developed and implemented a Municipal Street Light Portal;
and

WHEREAS, the Municipal Street Light Portal provides a mechanism for municipality's to communicate electronically with Rockland Electric regarding street light issues within the municipality and to track the response to such communications.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, that the Mayor & Township Clerk be and are hereby authorized to execute an agreement with Rockland Electric to allow West Milford officials to participate in the Rockland Electric Company Municipal Street Light Portal.

Adopted: October 22, 2014

Adopted this 22nd day of October, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 344 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PLACE TO PLACE TRANSFER (EXPANSION OF PREMISES) OF PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-034-008 FRANK & SATINA LLC TIA JIMMY GEEZ NORTH SPORTS BAR & GRILL

WHEREAS, an application has been received for a Place to Place Transfer (Expansion of Premises) of 2014 - 2015 Plenary Retail Consumption License No. 1615-33-034-008 held by Frank & Satina LLC trading as Jimmy Geez North Sports Bar & Grill located at 3219 Route 23 South, Oak Ridge, NJ 07438; and

WHEREAS, the Township has conducted a public investigation of the applicant as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control, and

WHEREAS, as a result of that investigation the Township Council has determined the following:

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.
3. The applicant has disclosed to the issuing authority the source of all financing obtained in the previous license year (July 1, 2013 - June 30, 2014).
4. The approval is in compliance and does not waive any municipality, county, or state laws with respect to the establishment.

WHEREAS, as a further result of the public investigation and upon the recommendation of the Police Department the Township Council authorizes the license be transferred as an Expansion of Premises with conditions as follows:

- (a) Applicant must obtain final inspections and a Certificate of Occupancy from the Township Building and Construction Officials prior to occupying the additional outdoor patio expansion.
- (b) There will no be additional cooking or any increase in outdoor seating.

NOW, THEREFORE, BE IT RESOLVED that the application is hereby approved and the Township Clerk is authorized to endorse the transfer on the license and issue same as follows:

LICENSE
FRANK & SATINA LLC
JIMMY GEEZ NORTH SPORTS BAR & GRILL
3219 Route 23 South
Oak Ridge, NJ 07438
1615-33-034-008

Adopted: October 22, 2014

Adopted this 22nd day of October, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 345 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PERSON-TO-PERSON TRANSFER OF POCKET (INACTIVE, UNSITED) PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-013-008 FROM JESSIES COUNTRY KETTLE INC TO FESTA JR FRANK

WHEREAS, an application has been received for a Person-to-Person transfer of 2014-2015 Plenary Retail Consumption License No. 1615-3013-008 presently Jessies Country Kettle Inc to Festa Jr Frank with no sited premises; and

WHEREAS, the Mayor and 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 transferred to the new owner as a pocket (inactive) license with conditions.

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	LICENSE STATUS
FESTA JR FRANK 1615-33-013-008	<ol style="list-style-type: none"> 1. Licensee must submit and complete a 12 page application to transfer ownership and site this license in the Clerk's office. 2. Fire Department, Health Department, Building, Zoning, and Police Department inspections must be made and satisfactory recommendations received in the Clerk's office prior to transfer, activation or opening this license. 3. A Health Department Retail Food Establishment license must be acquired prior to opening. 	Inactive / Pocket

Adopted: October 22, 2014

Adopted this 22nd day of October, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2014 – 346 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING RENEWAL OF POCKET (INACTIVE, UNSITED) PLENARY RETAIL CONSUMPTION LICENSE NO. 1615-33-026-002 REFLECTION LAKES INN INC. FOR THE 2014-2015 LICENSE YEAR

WHEREAS, an application has been received for the renewal of Plenary Retail Consumption License No. 1615-33-026-002, having no sited premise, held by Reflection Lakes Inn Inc.; and

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

WHEREAS, a result of that investigation the Township Council has determined the following:

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.
3. The applicant has disclosed to the issuing authority the source of all additional financing obtained in the previous license year (July 1, 2012 - June 30, 2013).
4. Recommendations have been received in the Office of the Township Clerk from all applicable departments.
5. Licensee has received a Special Ruling from the Office of the Attorney General for the 2014-2015 license year.

WHEREAS, a further result of the public investigation and upon the recommendation of the Police Department the license be renewed as a "Pocket" license with the following conditions:

1. Licensee must file a 12 page application transferring the license from pocket status to the intended premises.
2. Police Department, Fire Department, Health Department, Building and Zoning inspections must be made and satisfactory recommendations received in the Clerk's office prior to transfer, activation or opening.
3. A Health Department Retail Food Establishment License must be acquired prior to opening.
4. Certificate of Occupancy must be issued prior to opening if applicable.

NOW, THEREFORE, BE IT RESOLVED that the application is hereby approved and the Township Clerk is authorized to endorse the renewal and hold the license certificate until activated per conditions referenced above.

Adopted: October 22, 2014

Adopted this 22nd day of October, 2014
and certified as a true copy of an original

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 347 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PASSAGE OF A CONSENT AGENDA

WHEREAS, the Mayor and Township Council of the Township of West Milford has reviewed the Consent Agenda consisting of various proposed Resolutions and Applications.

NOW, THEREFORE, BE IT RESOLVED, that the following Resolutions and Applications on the Consent Agenda are hereby approved:

Resolutions:

- a. **2014-348** – Cancel Taxes
- b. **2014-349** – Refund Overpayments
- c. **2014-350** – Refund Other Liens
- d. **2014-351** – Refund Recreation Fees
- e. **2014-352** – Various Licenses

Applications:

- 1. Application for On Premise 50/50 Raffle License #2014-44 by West Milford PBA Local 162 Civic Association Inc. for January 31, 2015.
- 2. Application for Tricky Tray Raffle License #2014-45 by West Milford PBA Local 162 Civic Association Inc. for January 31, 2015.
- 3. Application for On Premise Draw Raffle License #2014-46 by West Milford PBA Local 162 Civic Association Inc. for January 31, 2015.

Adopted: October 22, 2014

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Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 348 ~

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

REASON: 100% DISABLED VETERAN

BLOCK/LOT	NAME	AMOUNT	YEAR
408-29	Valentine Mullen	\$188.60	2014 2 nd Quarter
408-29	Valentine Mullen	\$3,597.43	2014 2 nd Half
408-29	Valentine Mullen	\$3,496.00	2015 1 st Half
10510-9	Rodman Marshall	\$1,194.60	2014 4 th Quarter
10510-9	Rodman Marshall	\$3,488.00	2015 1 st Half
10901-21	Clifford O'Reilly	\$1,790.47	2014 2 nd Quarter
10901-21	Clifford O'Reilly	\$8,313.19	2014 2 nd Half
10901-21	Clifford O'Reilly	\$8,088.00	2015 1 st Half
TOTAL		\$30,156.29	

Adopted: October 22, 2014

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Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 349 ~

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

REASONS:

- | | |
|-------------------------------------|--------------------------|
| 1. Incorrect Payment | 2. Duplicate Payment |
| 3. Senior Citizen/Veteran Deduction | 4. Homestead Rebate |
| 5. Tax Appeal | 6. 100% Disabled Veteran |

Block/Lot	Name	Amount	Year	Reason
102-27	Renee Capalbo, 24 Charissa Court Hewitt, NJ 07421	\$1,210.76	2012	5
102-27	Renee Capalbo, 24 Charissa Court Hewitt, NJ 07421	\$1,244.77	2013	5
408-29	Valentine & Rachanee Mullen 72 Larchmont Drive, Hewitt, NJ 07421	\$1,988.03	2014	6
7801-38.07	Ocwen Financial Corp., Tax Department 1661 Worthington Rd. Ste 100 West Palm Beach FL 33409	\$1,864.92	2014	2
902-14	Wayne Gottlieb & Patricia Barrett 20 South Richfield Road, Hewitt, NJ 07421	\$845.50	2012	5
902-14	Wayne Gottlieb & Patricia Barrett 20 South Richfield Road, Hewitt, NJ 07421	\$869.25	2013	5
10901-21	Clifford & Maureen O'Reilly 15 Pond View Drive, West Milford, NJ 07480	\$5,947.66	2014	6
16006-1.01	Antimo A. Del Vecchio Esq. Beattie Padovano LLC 50 Chestnut Ridge Road PO Box 244 Montvale, NJ 07645-0244	\$11,253.31	2011	5
16004-15	Antimo A. Del Vecchio Esq. Beattie Padovano LLC 50 Chestnut Ridge Road PO Box 244 Montvale, NJ 07645-0244	\$1,115.53	2011	5
16005-16	Antimo A. Del Vecchio Esq. Beattie Padovano LLC 50 Chestnut Ridge Road PO Box 244 Montvale, NJ 07645-0244	\$524.55	2011	5
TOTAL		\$26,864.28		

Adopted: October 22, 2014

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Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 – 350 ~

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 the Lien Holder
11-113	04/19/2011	14113-028	\$90,760.13	LIEN TIMES LLC 203 STEPHENS ROAD WEST MILFORD, NJ 07480
12-0147	03/27/2012	16101-004	\$23,624.90	US BANK CUST / EMP IV CAP ONE 50 SOUTH 16 TH STREET, SUITE 1950 PHILADELPHIA, PA 19102
13-0066	03/19/2013	07801-032.07	\$2,333.57	CETIN AMATO 7002 BOULEVARD EAST 15N GUTTENBERG, NJ 07093
13-0082	03/19/2013	10503-006	\$41,995.27	ACTLIEN HOLDING INC. 45 WEST 45 TH STREET, SUITE 1402 NEW YORK, NY 10036
Grand Total			\$158,713.87	

Adopted: October 22, 2014

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Antoinette Battaglia, Township Clerk

Township of West Milford
 Passaic County, New Jersey

~ Resolution 2014 – 351 ~

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 Department of Community Services and Recreation be refunded:

Low Impact Arthritis 10/9-11/20		
Bonnie Hickey	\$30.00	Bonnie Hickey 127 Center St. West Milford, NJ 07480
Low Impact Arthritis 10/9-11/20		
Janice Thomas	\$30.00	Janice Thomas 16 Melody Lane West Milford, NJ 07480
Low Impact Arthritis 10/9-11/20		
Aileen Sorensen	\$30.00	Aileen Sorensen 9209 Richmond Road West Milford, NJ 07480
Low Impact Arthritis 10/9-11/20		
Marjorie Grazecki	\$30.00	Marjorie Grazecki 665 Macopin Road West Milford, NJ 07480
Low Impact Arthritis 10/9-11/20		
Martha Gionti	\$30.00	Martha Gionti 884 Macopin Road West Milford, NJ 07480
Tai Chi 1/5-12/17		
Marianne Goerig	\$30.00	Marianne Goerig 20 LouAnn Blvd. West Milford, NJ 07480
Coed Adv. volleyball		
Peter Sullivan	\$39.00	Peter Sullivan 28 Hampton Road Hewitt, NJ 07421

Adopted: October 22, 2014

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 Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2014 - 352 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEARS 2014 AND 2015

WHEREAS, applications have been made for the new licenses and the renewal of various Licenses for the 2014 and 2015 license years; 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 2014 and 2015 License as listed below: and;

Lic No.	Name/ Location
2015 Pool Table Licenses	
2015 - 01	Old School Pub, 551 Warwick Tpk, Hewitt 07421
2015 - 02	Island of Spirits, 3025 Rt 23 Oak Ridge 07438
2015-03	Pioneer Bar & Grill Corporation 350 Warwick Tpk, Hewitt, NJ 07421
2015-04	American Legion Post 289 177 Lincoln Ave, West Milford, NJ 07480
2015 Junkyard License	
2015 - 01	Concourse Auto II LLC 1894 Rt 23, West Milford, NJ 07480
2015 - 02	Jeannette Marchiafava 110 Weaver Road, West Milford, NJ 07480
2015 - 03	Mountain Top Auto Inc. 333 Warwick Tpke, Hewitt, NJ 07421
2015 JunkShop and/or Recycling Center License	
2015 - 01	Concourse Auto II LLC 1894 Rt 23, West Milford, NJ 07480
2015 - 02	Mountain Top Auto Inc. 333 Warwick Tpke, Hewitt, NJ 07421
2015 - 03	Gagliano Services Inc. / Skytop Recycling Inc. 80 Airport Rd, West Milford, NJ 07480

Adopted: October 22, 2014

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Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2014 - 353 ~

RESOLUTION APPROVING THE PAYMENT OF BILLS

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

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

Acct #	Account Name	Amount
1	Current Account	\$522,725.61
3	Reserve Account	30.00
2	Grants	87,974.03
6	Refunds	173,031.76
1	General Ledger	4,667.00
26	Refuse	0.00
4	Capital	95,831.34
19	Animal Control	12,819.21
19	Heritage Trust	0.00
19	Open Space Trust	3,466.10
19	Trust	2,132.71
19	COAH	0.00
16	Development Escrow	2,950.96
20	Library Trust	0.00
21	Assessment Trust	55,599.15
Total		\$961,227.87
	Less Refund Resolution	-173,031.76
	Actual Bill List	\$788,196.11
	Other Payments.	
	Payroll	498,546.12
	Dog, Due State	104.40
	DTC Interest on Bonds	\$248,680.00
	DCRP	503.08
	BOE	4,461,686.00
	Petty Cash	99.55
	DTC Interest on Notes	69,374.99
	Bob Cianci ALF entertainment	500.00
	Glen M. Taylor ALF entertainment	500.00
	West Milford Animal Shelter	4,909.00
	Total Expenditures	\$6,073,099.25

Adopted:

Adopted this 22nd day of October, 2014
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk