

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE DECEMBER 2, 2015
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 No. 2015 – 377 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 2nd day of December 2015 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.
 - (X) 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.
 - Weaver Road - Ascher property acquisition
 - () 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.
 - Contract – New Life
 - () 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: December 2, 2015

Adopted this 2nd day of December, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2015 - 016 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER §300 "SEWERS" OF THE TOWNSHIP CODE

WHEREAS, the Township of West Milford Council and Board of Health deem it absolutely necessary to protect the public health and ensure that all septic systems are installed properly; and

WHEREAS, in order to assure that septic systems are being properly installed in accordance with all statutory, regulatory and code requirements, the Township has determined that a professional engineer will be retained pursuant to a professional services agreement to review all septic system applications; and

WHEREAS, the Mayor and Township Council have determined that it is in the best interests of the public to have such review by a professional engineer in effect; and

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

SECTION 1. Chapter 300 shall be amended to read as follows:

Septic System Application Review

Every application for a septic system permit submitted to the Township Health Department shall be reviewed by a professional engineer. Upon receipt of a complete application by the Township Health Department a complete set of the documents, along with any notes for soil logs, shall be provided to the engineer.

The application will be reviewed by the engineer and the appropriate feedback will be provided to the Township within ten (10) business days of receipt by the engineer in his office.

In addition to the permit fees detained in Chapter 135, a review fee shall be submitted by the applicant, and placed into an escrow account by the Township, as follows:

Type of Application	Fee
New Construction	\$450
Alteration (expansion/change of use)	\$450
Alteration (failure, no expansion)	\$350
Redesign (previously approved plan)	\$200
Re-review (after initial plan rejected)	\$130

If an application is not reviewed and recommendation submitted within the specified ten (10) business days, the review fees held in escrow will be returned to the applicant.

The fees listed herein shall be incorporated into Chapter 135, Fees and Costs of the Code.

All other provisions contained in Chapter 300 shall remain unchanged.

SECTION 2. 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 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect twenty (20) days following 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 2015 - 017 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING AND SUPPLEMENTING CHAPTER §15. "ADMINISTRATION OF GOVERNMENT" ARTICLE XVIII "ADVISORY BOARD OF HEALTH", SECTION 85 "MEMBERS; TERMS" OF THE TOWNSHIP CODE

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

SECTION 1. Chapter 15. Administration of Government
Article XVIII. Advisory Board of Health
§15-85. Members; terms shall be amended to read as follows:

There shall be an Advisory Board of Health, consisting of five ~~seven~~ members, one of whom preferably should be a physician, to be appointed by the Council. ~~Of the initially appointed members, three shall be appointed for a term of one year, and two for a term of two years. Upon the expiration of the respective terms of the initially appointed members, the term of each member thereafter appointed shall be two years commencing on July 1.~~ The members shall serve until their respective successors are appointed and qualified. They shall serve without compensation.

SECTION 2. 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 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. This Ordinance shall take effect twenty (20) days following final passage, approval, and publication as required by law.

Introduced:
Adopted:
Effective Date:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST

Antoinette Battaglia, Township Clerk

By: _____
Bettina Bieri, Mayor

Township of West Milford

Passaic County, New Jersey

~ Resolution 2015 - 378 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF: #2 ULTRA LOW SULFUR DIESEL FUEL (DIESEL FUEL) THROUGH THE MORRIS COUNTY COOPERATIVE PURCHASING COUNCIL, CONTRACT #12, FROM ALLIED OIL, LLC.

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

WHEREAS, the Morris County Cooperative Purchasing Council has awarded Contract #12, #2 Ultra Low Sulfur Diesel Fuel to Allied Oil LLC.; and

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 Co-Directors of Public Works have established that the township has need to purchase diesel fuel in 2016 in an amount not to exceed \$165,000.00; and

WHEREAS, the Township's Qualified Purchasing Agent has reviewed the recommendation and confirmed that the purchase is in compliance with the New Jersey Local Public Contracts Law; 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 01-201-31-460-316.

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

1. The Township Council hereby authorizes the Department of Public Works to purchase diesel fuel, in an amount not to exceed \$165,000.00, through the Morris County Cooperative Purchasing Council, contract #12, to Allied Oil, LLC.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: December 2, 2015

Adopted this 2nd day of December
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2015 - 379 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF MOTOR GASOLINE THROUGH THE MORRIS COUNTY COOPERATIVE PURCHASING COUNCIL, CONTRACT #1, FROM ALLIED OIL, LLC.

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

WHEREAS, the Morris County Cooperative Purchasing Council has awarded Contract #1, Motor Gasoline to Allied Oil LLC.; and

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 Co-Directors of Public Works have established that the township has need to purchase motor gasoline in 2016 in an amount not to exceed \$255,000.00; and

WHEREAS, the Township's Qualified Purchasing Agent has reviewed the recommendation and confirmed that the purchase is in compliance with the New Jersey Local Public Contracts Law; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account numbers 01-201-31-460-315 and 01-201-31-460-240.

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

1. The Township Council hereby authorizes the Department of Public Works to purchase motor gasoline, in an amount not to exceed \$255,000.00, through the Morris County Cooperative Purchasing Council, contract #1, to Allied Oil, LLC.
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: December 2, 2015

Adopted this 2nd day of December, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

TOWNSHIP OF WEST MILFORD

Passaic County, New Jersey

~ Resolution 2015 – 380 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY FOR THE CANCELLATION OF MUNICIPAL ALLIANCE CASA RECEIVABLE AND APPROPRIATION GRANT BALANCES

WHEREAS, there is a receivable in the amount of \$795.51 for 2015 and like appropriation in the same amount from the State of New Jersey Municipal Alliance Grant; and

WHEREAS, this receivable is no longer collectible as revenue and the remaining appropriation will not be expended; and

NOW, THEREFORE, BE IT RESOLVED that the receivable and budget appropriation be cancelled to current fund balance.

Adopted: December 2, 2015

Adopted this 2nd day of December, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

TOWNSHIP OF WEST MILFORD

Passaic County, New Jersey

~ Resolution 2015 – 381 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY FOR THE CANCELLATION OF MASS TRANS GRANT RECEIVABLE AND APPROPRIATION GRANT BALANCES FOR 2013-2014

WHEREAS, there are receivables and appropriations for the 2013-2014 New Jersey Mass Transit Grant listed as follows:

Federal Share Receivable	\$5,361.93
State Share Receivable	\$3,200.92
Federal Share Appropriation	\$4,688.87
State Share Appropriation	\$3,873.98
Local Share	\$2,854.34

WHEREAS, these receivables are no longer collectible as revenue and the remaining appropriations will not be expended.

NOW, THEREFORE, BE IT RESOLVED that the receivable totaling \$8,562.85, Federal and State appropriations totaling \$8,562.85 and local share in the amount of \$2,854.34 be cancelled to current fund balance.

Adopted: December 2, 2015

Adopted this 2nd day of December, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2015 – 382 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF ENGINEERING DEPARTMENT PERFORMANCE GUARANTEES

BE IT RESOLVED, by the Township Council of the Township of West Milford that, upon the report and request of the Township's Engineering Department, the following Performance Guarantees be refunded as follows:

Name & Address	Block & Lot	Amount Remaining	Amount Refunded
Roman Moczula 7 Sewell Road Hewitt, NJ 07421	1912/2	\$1,000.00	\$1,000.00

Adopted: December 2, 2015

Adopted this 2nd day of December, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2015 – 383 ~

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:

PAL Winter Basketball		
Brooke Lippe	\$85.00	Cynthia Lippe 240 High Crest Drive West Milford, NJ 07480
PAL Winter Basketball		
Molly	\$105.00	William Kane 294 High Crest Drive West Milford, NJ 07480
PAL Winter Basketball		
Justin	\$80.00	Debbie Robbins 285 Weaver Road West Milford, NJ 07480
PAL Travel Basketball		
April Roccisano	\$225.00	Pamela Roccisano 10 Marion Street West Milford, NJ 07480

Adopted: December 2, 2015

Adopted this 2nd day of December, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2015 – 384 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2016

WHEREAS, applications have been made for the new licenses and the renewal of various Licenses for the 2016 license year; and

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

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford does hereby approve the issuance of 2016 Licenses as listed below and;

License No.	2016 CLOTHING BIN LICENSES
2016-01, 02, 03 2016-04, 05 2016-06, 07, 08	GSW Inc / Amvets 3 Bins at West Milford Recycling Center 2 Bins at Bearfort Shopping Village; 3 Bins at West Milford Shopping Plaza
2016-09 - 10	American Red Cross, We Collect Clothes For A Cause 2 Bins at A&P Shopping Plaza
2016-11	Carecycle Inc., Cancer Support Community of Central NJ 1 Bin at Walgreens
2016-12 2016-13 2016-14	Millennium International Textile Inc. 1 Bin at West Milford Recycling Ctr; 1 Bin at Marshall Hill Elementary 1 Bin at Apschawa Volunteer Fire Company
2016-15, 16, 17, 18 2016-19, 20 2016-21, 22	H& M Leasing Corp, NJ NY Volunteer Fireman's Assoc. 4 Bins at Bearfort Plaza; 2 Bins at First Aid Squad Newfoundland 2 Bins at WM First Aid Squad
2016-23	National Badge of Honor, Law Enforcement Brotherhood 1 Bin at Newfoundland Deli
2016-24, 25	Goodwill Industries 2 Bins at WM Recycling Center
2016-26; 2016-27 2016-28; 2016-29	Planet Aid 1 Bin at TJ's Gas of West Milford; 1 Bin at SBP Gas 1 Bin at Convenience of America; 1 Bin at Pizza Station
License No.	2016 TAXI OWNER LICENSES
2016-01	Douglas Business Services Inc. t/a Lakeland Limo Douglas Townsend
License No.	2016 TAXI DRIVER LICENSE
2016-01	Douglas Business Services Inc. t/a Lakeland Limo, Douglas Townsend
License No.	2016 DEALER IN PRECIOUS METALS LICENSE
2016-01	Jewelry Repair Center LLC, t/a Jewelry Repair Center
License No.	2016 AMUSEMENT GAME LICENSE
2016-01	West Orange Liquor LLC, t/a Oak Ridge Pub
License No.	2016 RECYCLING CENTER LICENSE
2016-01	Gagliano Services Inc. t/a Skytop Recycling Inc.

Adopted: December 2, 2015

Adopted this 2nd day of December, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2015 – 385 ~

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	\$198,660.89
3	Reserve Account	255.60
2	Grants	10,080.00
6	Refunds	1,495.00
1	General Ledger	0.00
26	Refuse	56,228.24
4	Capital	3,700.00
19	Animal Control	706.26
19	Heritage Trust	4,500.00
19	Open Space Trust	0.00
19	Trust	9,651.12
19	COAH	0.00
16	Development Escrow	2,755.82
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Library Escrow	28.20
Total		\$288,061.13
	Less Refund Resolution	-1,495.00
	Actual Bill List	\$286,566.13
	Other Payments	
	P/R	502,435.46
	BOE	4,506,715.00
	HEP-SCD	150.00
	WM PAL	16,787.04
	NJ DEP	100.00
	Total Expenditures	\$5,312,753.63

Adopted: December 2, 2015

Adopted this 2nd day of December, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2015 – 386 ~

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 resignation tendered to the Township:

<u>Name</u>	<u>Position</u>	<u>Date Tendered</u>
John L. Waldo III	Beautification and Recycling Committee Citizen Member Term expires 12/31/15	November 17, 2015
Mary Laumbach-Perez	Americans w/ Disabilities Act Committee Citizen Member Term expires 12/31/15	November 19, 2015

Adopted: December 2, 2015

Adopted this 2nd day of December, 2015
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk