

## **TOWNSHIP OF WEST MILFORD**

THE FOLLOWING COMPRISES THOSE DOCUMENTS  
SUBMITTED TO THE TOWNSHIP COUNCIL FOR  
CONSIDERATION AND ACTION AT THE JANUARY 18, 2023  
REGULARLY SCHEDULED REGULAR 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 2023 – 063 ~

#### MOTION FOR EXECUTIVE SESSION

**BE IT RESOLVED** by the Township Council of the Township of West Milford on the 18<sup>th</sup> day of January, 2023 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
    - Litigation – Newark Watershed Tax Appeal
  - ( ) 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: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2023 - 001 ~

### ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 15 "ADMINISTRATION" SECTION 15-36 "PURCHASING PROCEDURES" WITHIN THE CODE OF THE TOWNSHIP OF WEST MILFORD

**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 15-36 Purchasing Procedures under Paragraph A. Requisition a sentence within the paragraph regarding single purchase or aggregate shall be amended as shown below with all other sections remaining the same:

**§ 15-36** Purchasing procedures.

A. Requisition – All such purchases exceeding ~~\$3,000~~ \$5,000 for a single purchase or aggregate, shall have at least three quotes solicited from manufacturers, firms or dealers unless purchased form a state contract or Co-Op.

**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 immediately upon final passage, approval, and publication as required by law.

**SECTION 5.** This Ordinance may be renumbered for codification purposes.

Introduced:

Adopted:

Effective Date:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor

# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2023 – 002 ~

**ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 135 “FEES & COSTS,” SECTION 135-2 “DEPARTMENT OF COMMUNITY SERVICES AND RECREATION” WITHIN THE CODE OF THE TOWNSHIP OF WEST MILFORD**

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

**SECTION 1** Chapter 135 “Fees & Costs”, § 135-2 Department of Community Services and Recreation” are amended as follows:

**§ 135-2 Department of Community Services and Recreation**

The Department of Community Services and Recreation is authorized to charge the following fees:

**A. Bubbling Springs Membership and Badge:**

		<b>Resident Rate</b>	<b>Non-Resident Rate</b>
1.	Family Membership Consists of parent(s) & all children, up to & including full-time students living at home	\$275.00	\$375.00
2.	Parent/Child Membership (One adult & One Child under the age of 18 living in the same residence)	\$235.00	\$335.00
3.	Individual Membership (Ages 13 to 61)	\$135.00	\$185.00
4.	Senior Individual Member (Age 62+)	\$30.00	\$40.00
5.	Senior Couple Membership	\$45.00	\$65.00
6.	Swim Team: First Child Each Additional Child	\$150.00 \$100.00	

**B. Bubbling Springs Park Guest Membership and Daily Pass (per person/per day) (prepaid):**

1.	Person under 2 years of age:	No charge	<u>Resident &amp; Non Resident</u>
2.	Person from 2 years to 17 years of age	\$5.00	<u>Resident &amp; Non Resident</u>
3.	A person from 18 to 61 years of age	\$15.00 <u>Resident</u>	\$20.00 Non-Resident
4.	Family pass (for up to 4 guests) (each additional guest regardless of age)	\$25.00 \$5.00	<u>Resident &amp; Non Resident</u>
5.	Seniors (Ages 62+):	\$3.00	<u>Resident &amp; Non Resident</u>

**C. Day Camp:** Children (Kindergarten through Eighth Grade). Day Camp registration is open to West Milford Residents Only.

**Day Camp registration incentives:**

- (1) Sibling discount: \$25 off weekly registration fee per child after first child; not to be applied to Before-Care or After-Care pricing.
- (2) The discount will not apply to off-site field trips.

<b>Fees: 10% Off Regular Price when all 8 weeks are paid in full by April 15, 2023</b>				
	<b>Full 8 Weeks</b>	<b>Weekly</b>	<b>Before-Care</b>	<b>After-Care</b>
(through May 31)	<del>\$1,365</del> <u>\$1,833</u>	<del>\$175.00</del> <u>\$235.00</u>	<del>\$4045.00/week</del>	<del>\$4045.00/week</del>
( As of June 1)	<del>\$1,524</del> <u>\$1,950</u>	<del>\$195.00</del> <u>\$250.00</u>	<del>\$4550.00</del>	<del>\$4550.00</del>
Camp Hours: 9:00 am-4:00pm			7:00am- 9:00 am	4:00 pm-6:00 pm

Day Camp registration is open to West Milford resident only

**D. Swim Lessons:**

All children	Lake Member	Non Member
One Session	\$65	\$75
Two Sessions	\$115	\$135
Three Sessions	\$165	\$190

E. A nonrefundable maintenance fee of \$25 shall be charged for each group use permit that requires the opening, closing and/or cleaning of a facility.

F. Permit fees: Bubbling Springs Members will be charged a nonrefundable administrative/user fee of \$30 for guest groups numbering more than 25 people. Permits must be filled out at the Parks and Recreation office. Groups of under 25 do not need to have a permit or pay a maintenance fee. They must make arrangements with the Lake Director prior to the party.

G. Use of Teen Center/Coffee House.

- (1) Event permits may be issued for use of the West Milford Teen Center/Coffee House by the Community Services and Recreation Department. The fee for such use shall be a one- time fee of \$150 for a four hour rental. Time exceeding the initial four hours shall be charged at the rate of \$25 per hour. Each event shall require a security deposit of \$200.
- (2) Use of the Teen Center shall be subject to all requirements associated with the issuance of event permits under Township policy, and the Township's caretaker must be present during any event.

H. Use of West Milford Recreation Center

- (1) \$25 per hour, per gym rental fees to local nonprofit organizations upon the issuance of permits and proof of proper insurance has been provided. Local nonprofit organizations are defined as registered organizations under § 501(c)(3) of the Federal Tax Code, with an established business address in West Milford Township.
- (2) \$100 per hour, per gym rental fees to nonlocal not-for-profit organizations based outside the Township of West Milford. Nonprofit organizations are defined as registered organizations under § 501(c)(3) of the Federal Tax Code.
- (3) \$100 per hour, per gym rental fees to local for-profit organizations upon the issuance of permits and proof of proper insurance has been provided.
- (4) Concession Stand rental fee: \$75 for three hours and \$25 for each additional hour.
- (5) Exemptions:
  - (a) Fees will not be assessed to local nonprofit organizations defined in Subsection I(1) if requested use occurs during regular operating hours of the West Milford Recreation Center, as established by the Township of West Milford Department of Community Services.

I. The Department of Community Services and Recreation is to provide all currently appointed members of boards, committees and commissions established by ordinance a \$5 discount for their own registration for each of the programs and events offered by the Department. All such members shall also be entitled to receive the same rates for Bubbling Springs as is provided to seniors.

J. Event permits may be issued for use of the Recreation rooms of the Township Library by the Community Services and Recreation Department. The fee for such use shall be \$0.

**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 immediately upon final passage, approval, and publication as required by law.

**SECTION 5.** This Ordinance may be renumbered for codification purposes.

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

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor

# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2023 – 003 ~

### ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 135 “FEES & COSTS,” SECTION 135-18 “FOOD ESTABLISHMENTS” WITHIN THE CODE OF THE TOWNSHIP OF WEST MILFORD

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

**SECTION 1** Chapter 135 “Fees & Costs”, § 135-18 Department of Health” are amended as follows:

#### § 135-2 Department of Health

The Department of Health is authorized to charge the following fees:

#### § 135-18 Food establishments.

The following fees shall apply for licenses required under Chapter 163, Food Establishments, Retail:

A. Temporary retail food establishment (for a period not to exceed 14 days): \$100

~~Temporary retail food establishment and agricultural markets: \$40. [Amended 3-26-2008 by Ord. No. 2008-005]~~

B. Mobile retail food establishments: \$100-200 annually.

C. Establishments which only offer prepackaged food for sale: \$50 annually.

~~All other retail food establishments shall be \$150 annually, except that for establishments which only offer prepackaged food for sale (for a period of seven days), the fee shall be \$40 annually. [Amended 3-26-2008 by Ord. No. 2008-005]~~

D. For any reinspection required for any reason during any calendar year, there shall be a reinspection fee of \$75. There shall be an additional fee of \$25 for each reinspection of any license. (consider adding reinspection fee to public recreational bathing facilities and tattoo parlors)

E. Farmers markets: \$50 seasonally. Community residence and bed-and-breakfast retail food establishments: \$100 per year.

F. Nonprofit organizations, Public Schools and charitable organizations: fee waived

~~Nonprofit food license: \$40 per year. [Amended 3-26-2008 by Ord. No. 2008-005]~~

G. Restaurants:

1. Seating capacity under 50: \$150

2. 51 to 100 seats: \$200

3. 101 seats or more: \$250

H. Other than restaurants:

1. Up to 2,499 square feet: \$100

2. 2,500 to 4,999 square feet: \$200

3. 5,000 to 9,999 square feet: \$300

4. 10,000 square feet or more: \$400

G. ~~Risk Type 1: \$105. [Added 3-26-2008 by Ord. No. 2008-005]~~

H. ~~Risk Type 2: \$160. [Added 3-26-2008 by Ord. No. 2008-005]~~

I. ~~Risk Type 3: \$250. [Added 3-26-2008 by Ord. No. 2008-005]~~

J. ~~Risk Type 4: \$250. [Added 3-26-2008 by Ord. No. 2008-005]~~

K. A late fee for retail food establishment licenses renewed after June 30<sup>th</sup> shall be \$50 per month. Any period of time greater than 1/2 of a month shall be considered as a full month for this purpose. No late fees shall be charged to public schools, charitable organizations, or nonprofit organizati

**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 immediately upon final passage, approval, and publication as required by law.

**SECTION 5.** This Ordinance may be renumbered for codification purposes.

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

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor



# Township of West Milford

Passaic County, New Jersey

## ~ Ordinance 2023 – 004 ~

### ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 163 “FOOD ESTABLISHMENTS, RETAIL” WITHIN THE CODE OF THE TOWNSHIP OF WEST MILFORD

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

**SECTION 1** Chapter 163 “Food Establishments are amended as follows:

#### **Chapter 163** “Food Establishments, Retail”

##### **§ 163-1** License required.

- A. It shall be unlawful for any person to conduct a retail food establishment as defined in N.J.A.C. 8:24 without obtaining a license from the Health Department and displaying that license in a conspicuous place within the establishment.
- B. No license shall be issued by the Health Department unless a valid certificate of occupancy issued by the Construction Official for the premises. A certificate of occupancy shall be required for any retail food establishment that has been renovated or has changed ownership. [DC1]

##### **§ 163-2** Compliance with retail food establishment provisions of State Sanitary Code.

It shall be unlawful for any person to conduct a retail food establishment without complying with all the provisions of the retail food establishment provisions of the State Sanitary Code as set forth in N.J.A.C. 8:24-1.1 et seq.

##### **§ 163-3** Fees.

The fees for licenses required under this chapter are included in Chapter 135, Fees and Costs.

##### **§ 163-4** License period; renewal; transferability.

- A. Licenses issued under the provisions of this chapter shall expire annually on June 30 of each year, and application for renewal together with the required fee shall be submitted prior to June 30 of each year.
- B. A certificate or license issued by ~~another~~ the health department is not transferable from person to person or from premises to premises.

##### **§ 163-5** Right of entry for inspection.

A representative of the Health Department shall have the right to enter, at any hour, any premises wherein or whereon food storage, food preparation or food service activities or business is conducted and to inspect any part thereof.

**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 immediately upon final passage, approval, and publication as required by law.

**SECTION 5.** This Ordinance may be renumbered for codification purposes.

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

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor

**Township of West Milford**

Passaic County, New Jersey

**~ Ordinance 2023 – 005 ~**

**ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY CREATING A NEW SECTION WITHIN THE TOWNSHIP CODE WITHIN PART II, GENERAL LEGISLATION AS CHAPTER 214, AND ENTITLED MASSAGE PARLORS**

**-ORDINANCE TO FOLLOW-**

Introduced:  
Adopted:  
Effective Date:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

ATTEST

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 064 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE INTENT TO PURCHASE PORTABLE TOILET RENTALS AND SERVICE FROM M&B SEPTIC dba NOAH'S ARK IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICY AND IN ACCORDANCE WITH THE PAY-TO-PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.**

**WHEREAS**, the Township Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase or purchases in excess of the Pay-to-Play threshold of \$17,500 and that the purchases shall warrant use of state contract, cooperative pricing contract or a minimum of three quotations; and

**WHEREAS**, the Township of West Milford has a need for rental of portable toilet equipment and maintenance at various locations throughout the Township which expenses would exceed the Pay-to-Play threshold of \$17,500; and

**WHEREAS**, M&B Septic dba Noah's Ark has complied with state pay-to-play regulation by completing and submitting a Business Entity Disclosure Certification; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.5(b), no orders of materials shall be undertaken until such time as the funding for the goods or services are certified by the Chief Financial Officer; 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 from M&B Septic dba Noah's Ark is hereby authorized and approved purchases are made through a Cooperative pricing contract, state contract or a minimum of three quotations and the total purchases are not to exceed the budgeted appropriation established for this purpose for the 2023 calendar year.

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 065 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF AN ANNUAL MAINTENANCE CONTRACT FOR POLICE DEPARTMENT IT AND CAD SUPPORT THROUGH LAWSOFT INC.**

**WHEREAS**, the Township of West Milford Police Department purchased LawSoft CAD/RMS Dispatch Software; and

**WHEREAS**, the LawSoft software requires annual maintenance and support that can only be obtained from the company that developed the software; and

**WHEREAS**, additionally, LawSoft Inc. provides support for all IT matters in addition to support for the CAD/Dispatch software for the West Milford Police Department; and

**WHEREAS**, the cost for the maintenance contract for IT support will be in the amount of \$15,540 annually; and

**WHEREAS**, the cost for the maintenance contract for CAD/RMS and GIS Mapping Services support will be in the amount of \$15,450.00 annually; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds in account number 01-201-25-240-498.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey, that in accordance with N.J.S.A. 5:34-9.1-2 and N.J.S.A. 40A:11-2(39) this purchase is authorized as a purchase "necessary for the conduct of its affairs".

**BE IT FURTHER RESOLVED** that the West Milford Police Department be and are hereby authorized to purchase an annual maintenance contract from LawSoft Inc., 15 Hamburg Turnpike (Suite 2) Bloomingdale, NJ 07403 in an amount not to exceed \$30,990.00 annually.

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 066 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PURCHASES OF HYPOCHLORITE SOLUTION FROM BUCKMAN'S INC 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 hypochlorite solution for treating the water at Bubbling Springs Lake 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**, Buckman's, Inc. 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 Buckman's, Inc. will not make any reportable contributions through the remainder of the year; and

**WHEREAS**, the Chief Financial Officer has certified as to the availability of funds to be encumbered from account number 01-201-28-371-686; and

**WHEREAS**, the hypochlorite solution will exceed the \$17,500 and should not exceed the bid threshold of \$40,000.

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

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 067 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE WAIVER OF ZONING PERMIT AND FIRE PREVENTION FEES FOR COMMUNITY EVENTS HELD BY THE FRIENDS OF WALLISCH HOMESTEAD FOR THE 2023 CALENDAR YEAR**

**WHEREAS**, the Friends of Wallisch Homestead has asked the Township to waive any and all Zoning Permit and Fire Prevention fees for events held by them at the Wallisch Homestead; and

**WHEREAS**, the Friends of Wallisch Homestead hold approximately six community events annually at Wallisch Homestead; and

**WHEREAS**, the Wallisch Homestead is jointly owned by the Township and the West Milford Board of Education; and

**WHEREAS**, the Friends of Wallisch Homestead is a registered 501(c)(3) corporation; and

**WHEREAS**, the Township has entered into an agreement that designates the Friends of Wallisch Homestead as the caretaker of the Wallisch Homestead.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council that all Zoning Permit and Fire Prevention fees for community events held by the Friends of Wallisch Homestead at the Wallisch Homestead are waived for the 2023 calendar year.

**BE IT FURTHER RESOLVED** that the Friends of Wallisch Homestead are welcome to request the waiver of Zoning Permit and Fire Prevention fees in subsequent years.

**BE IT FURTHER RESOLVED** that a copy of this resolution shall be forwarded to the Friends of Wallisch Homestead.

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2023 – 068 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY IN SUPPORT OF JERSEY ROOTS DISPENSARY LLC'S CANNABIS BUSINESS

**WHEREAS**, on January 18, 2010, Governor Jon Corzine signed the New Jersey Compassionate Use Medical Marijuana Act, N.J.S.A. 24:61-1 et seq., which provided for the legalization of medical marijuana and creation of a program to allow persons suffering from qualifying debilitating medical conditions to obtain medical marijuana in a safe, timely and compassionate manner; and

**WHEREAS**, the State of New Jersey in 2018 amended its regulatory scheme so as to expand the scope of citizens to whom medical marijuana may be prescribed and so as to make medical marijuana more accessible and available to many of the citizens who need it; and

**WHEREAS**, on November 3, 2020, the Marijuana Legalization Amendment was approved by voters in New Jersey, which legalized the possession and use of cannabis for residents twenty-one years of age or older; and

**WHEREAS**, on February 22, 2021, Governor Phil Murphy signed into law the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act, which established the adult use cannabis program in the State of New Jersey; and

**WHEREAS**, the Township of West Milford endorses the adult use cannabis program in the State of New Jersey, as well as the medical use program, which provides needed relief to the many persons suffering from chronic and/or debilitating illnesses who may benefit from this program; and

**WHEREAS**, the Township of West Milford supports the safe and appropriate siting of a retail cannabis dispensary within the Township's Community Commercial Zone, where such facilities are permitted use pursuant to Chapter 500-193, to the extent consistent with applicable state and local statutes, rules, regulations, and ordinances; and

**WHEREAS**, Jersey Roots Dispensary LLC has expressed interest in siting such a retail cannabis dispensary at 1433 Union Valley Road (Block 7520, Lot 1); and

**WHEREAS**, the proposed location is within the Township's Village Commercial Zone; and

**WHEREAS**, the Township of West Milford has not imposed any limits on the number of retail cannabis dispensary that may operate in the Village Commercial Zone.

**NOW, THEREFORE, BE IT RESOLVED**, that the West Milford Township Council supports the safe and appropriate siting of a retail cannabis dispensary within the Township's Cannabis Village Commercial Zone by Jersey Roots Dispensary LLC to the extent consistent with applicable state and local statutes, rules, regulations and ordinances.

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January 2023  
and certified as a true copy of an original.

---

William Senande, Township Clerk



## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 069 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ACCEPTING THE RESIGNATION OF GALE BARTH, DEPUTY TAX ASSESSOR**

**WHEREAS**, Gale Barth, on January 3, 2023, submitted a formal notification of her retirement to the Township Administrator; and

**WHEREAS**, the effective date of her retirement is August 1, 2023; and

**WHEREAS**, Gale Barth serves as the Deputy Tax Assessor in the Office of the Tax Assessor; and

**WHEREAS**, the Deputy Tax Assessor position is essential to the effectual administration of municipal government.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford that her retirement is accepted.

**BE IT FURTHER RESOLVED** that the Township Administrator shall coordinate with the Tax Assessor to ensure that the Office of the Tax Assessor continues to provide the highest level of service.

This Resolution shall take effect immediately.

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 070 ~**

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

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

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

**Resolutions:**

- a) **2023-071** – Recreation Refund
- b) **2023-072** – Refund Other Liens
- c) **2023-073** – Refund Overpayment
- d) **2023-074** – Reinstatement of Taxes
- e) **2023-075** – Duplicate Tax Sale Certificate 91-105
- f) **2023-076** – Duplicate Tax Sale Certificate 91-106

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original.

---

William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2023 - 071 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE 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:

<b>ACTIVE AGERS</b>			
\$45.00	Thomas Decker 44 Beacon Hill Road West Milford, NJ 07480		
<b>SOCCER SQUIRTS</b>			
\$140.00	Justyna Tchorz 18 Pawnee Terrace West Milford, NJ 07480		
<b>ZUMBA GOLD</b>			
\$30.00	Thomas Decker 44 Beacon Hill Road West Milford, NJ 07480		
<b>LOW IMPACT DANCE AEROBICS</b>			
\$35.00	Thomas Decker 44 Beacon Hill Road West Milford, NJ 07480		
<b>YOGA SCULPT</b>			
20.00	Thomas Decker 44 Beacon Hill Road West Milford, NJ 07480		

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2023 – 072 ~

#### 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
22-0031	10/11/2022	11102-006.03	\$192,641.22	EVOLVE BANK & TRUST 6070 POPLAR AVENUE, STE 200 MEMPHIS, TN 38119
<b>TOTAL</b>			<b>\$192,641.22</b>	

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
And certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2023 – 073 ~

### 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:

- |                |  |   |
|----------------|--|---|
| <b>REASON:</b> | <ol style="list-style-type: none"> <li>1. Incorrect Payment</li> <li>2. Duplicate Payment</li> <li>3. Senior Citizen</li> <li>4. Veteran Deduction</li> <li>5. Homestead Rebate</li> </ol> | <ol style="list-style-type: none"> <li>6. Tax Appeal County Board</li> <li>7. Tax Appeal State Tax Court</li> <li>8. 100% Disabled Veteran</li> <li>9. Exempt Property</li> <li>10. Trust Assessment</li> </ol> |
|----------------|--|---|

Block / Lot	Name	Amount	Year	Reason
09406-038	Olde School Title Agency 247 Franklin Avenue Nutley, NJ 07110	\$3,911.00	2023	1
		\$100.00	2023A	1
01101-035	Ken Meyer 539 South Broad FL1 Glen Rock, NJ 07452	\$115.68	2022A	6
10602-040	Daniel Janz 68 Schofield Road West Milford, NJ 07480	\$250.00	2022	4
16102-012	Stephen Klitch 27 Scenic Drive Oak Ridge, NJ 07438	\$250.00	2022	4
<b>TOTALS:</b>		<b>\$4,626.68</b>		

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2023 – 074 ~

#### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REINSTATEMENT OF TAXES

**WHEREAS**, there appears on the tax records receipt of payment of taxes; and

**WHEREAS**, the Collector of Taxes recommends the reinstatement of taxes due to reasons stated below.

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

- REASON:**
- 1 INSUFFICIENT FUNDS
  - 2 NO ACCOUNT/CANNOT LOCATE
  - 3 ACCOUNT CLOSED
  - 4 STOP PAYMENT

BLOCK/LOT	NAME	AMOUNT	INT	YEAR	REASON
03705-034	Joseph M. Van Hook	\$38.00		2023	2
00408-012	John C. Muskivitch	\$2,228.32	\$39.76	2022	2
08903-012	Claire L Gray	\$2,722.00		2023	2
<b>TOTALS:</b>		<b>\$4,988.32</b>	<b>\$39.76</b>		

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original.

\_\_\_\_\_  
William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 075 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE 91-105**

**WHEREAS**, the Township of West Milford is the owner of Tax Sale Certificate 91-105 relating to 1692 Union Valley Road, Block 07104, Lot 001 in the Township of West Milford; and

**WHEREAS**, the original Tax Sale Certificate originally issued in connection with this matter has been lost and cannot be located; and

**WHEREAS**, the Tax Sale Certificate is held by the Township of West Milford; and

**WHEREAS**, the laws of the State of New Jersey provide for a municipality to issue a new Tax Sale Certificate to replace the lost certificate; and

**WHEREAS**, William Senande, Township Administrator has submitted an Affidavit of Lost Tax Sale Certificate in connection with this matter.

**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 Tax Collector is hereby authorized to issue a duplicate Tax Sale Certificate # 91-105 pertaining to 1692 Union Valley Road, Block 07104, Lot 001 in the Township of West Milford.

**BE IT FURTHER RESOLVED** that this replacement Tax Sale Certificate shall have the same full force and effect as the original certificate issued by the Township.

This Resolution shall take effect immediately.

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original.

---

William Senande, Township Clerk

**Township of West Milford**  
Passaic County, New Jersey

**~ Resolution 2023 – 076 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ISSUANCE OF A DUPLICATE TAX SALE CERTIFICATE 91-106**

**WHEREAS**, the Township of West Milford is the owner of Tax Sale Certificate 91-106 relating to Union Valley Road, Block 07104, Lot 014 in the Township of West Milford; and

**WHEREAS**, the original Tax Sale Certificate originally issued in connection with this matter has been lost and cannot be located; and

**WHEREAS**, the Tax Sale Certificate is held by the Township of West Milford; and

**WHEREAS**, the laws of the State of New Jersey provide for a municipality to issue a new Tax Sale Certificate to replace the lost certificate; and

**WHEREAS**, William Senande, Township Administrator has submitted an Affidavit of Lost Tax Sale Certificate in connection with this matter.

**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 Tax Collector is hereby authorized to issue a duplicate Tax Sale Certificate # 91-106 pertaining to Union Valley Road, Block 07104, Lot 014 in the Township of West Milford.

**BE IT FURTHER RESOLVED** that this replacement Tax Sale Certificate shall have the same full force and effect as the original certificate issue by the Township.

This Resolution shall take effect immediately.

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original.

---

William Senande, Township Clerk



# Township of West Milford

Passaic County, New Jersey

## ~ Resolution No. 2023 - 077~

### RESOLUTION APPROVING THE PAYMENT OF BILLS

**WHEREAS**, the Township Treasurer has submitted to the members of the Township Council a supplemental 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	\$285,067.65
3	Reserve Account	156,361.89
2	Grants	0.00
6	Refunds	197,537.90
1	General Ledger	10,811.47
26	Refuse	4,625.00
4	Capital	418,854.67
19	Animal Control	236.23
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	89,603.90
19	Scala Trust	0.00
16	Development Escrow	1,025.00
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	8,920.83
Total		\$1,173,044.54
Less Refund Resolution		-197,537.90
<b>Actual Bills List</b>		<b>\$975,506.64</b>
Other Payments		
Payroll		551,865.21
BOE		5,001,252.00
<b>Total Expenditures</b>		<b>\$6,528,623.85</b>

Adopted: January 18, 2023

Adopted this 18<sup>th</sup> day of January, 2023  
and certified as a true copy of an original

\_\_\_\_\_  
William Senande, Township Clerk