

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE MARCH 20, 2024
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

~ Ordinance 2024 – 007 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 420 LAND USE PROCEDURES AND CHAPTER 500 ZONING TO PERMIT MICROBREWERIES AND SIMILAR ESTABLISHMENTS IN CERTAIN ZONES OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP

WHEREAS, the Mayor and Township Council has received a request to review whether microbreweries, craft distilleries, brewpubs, and wineries in residential districts with large minimum lot sizes are an appropriate land use within the Township; and

WHEREAS, the Mayor and Township Council wish to encourage agritourism, farming, and related uses within the Township; and

WHEREAS, the Mayor and Township Council have determined that permitting microbreweries and similar establishments as defined herein in appropriate locations would be beneficial to the general welfare of the community; and

NOW THEREFORE, 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 420 "Land Use Procedures" is amended to read as follows:

"§ 420-6 **Definitions.**

BREW PUB

Microbreweries which are associated with a restaurant.

CRAFT DISTILLERY

A craft distillery is a distillery holding a craft distillery license issued by the State of New Jersey as defined by N.J.S.A. 33:1-10 3d producing up to 20,000 gallons of distilled alcoholic beverages per year. The holder of this license shall be entitled to sell this product at retail to consumers on the licensed premises of the brewery for consumption on the premises, but only in connection with a tour of the distillery, or for consumption off the premises in a quantity of not more than five liters per person, and to offer any person not more than three samples per calendar day for sampling purposes only. Sampling means the gratuitous offering of an open container not exceeding 1/2 ounce serving pursuant to licensure issued by the Director of the State Division of Alcoholic Beverage Control (ABC).

MICROBREWERY

A microbrewery is a brewery holding a limited brewery license issued by the State of New Jersey as defined by N.J.S.A. 33:1-10.1b, producing less than 15,000 barrels of 31 gallons of malt beverage per year. The holder of this license shall be entitled to sell this product at retail to consumers on the licensed premises of the brewery for consumption on the premises, but only in connection with a tour of the brewery, or for consumption off the premises in a quantity of not more than 15.5 fluid gallons per person, and to offer samples for sampling purposes only pursuant to licensure issued by the Director of the State Division of Alcoholic Beverage Control (ABC).

WINERY

A winery is a business operating for consumption of wine on or off the winery's premises, and for sampling purposes for consumption on the premises, in order to showcase New Jersey viniculture when operated by

one who holds a license permitting same issued by the Director of the State Division of Alcoholic Beverage Control (ABC) and who operates as permitted by the ABC regulations.”

SECTION 2. Chapter 500 “Zoning” is amended to include the following new section as follows:

“Article III **Residential District**

§ 500-8 **Principal permitted uses on the land and in buildings.**

M. Microbreweries, craft distilleries, brewpubs, and wineries in the R-3 and R-4 Districts on lots greater than or equal to five (5) acres and in accordance with applicable State regulations.”

SECTION 3. 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 4. 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 5. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

SECTION 6. This Ordinance may be renumbered for codification purposes.

Introduced: February 14, 2024

Adopted:

Effective Date:

ATTEST:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

William Senande, Township Clerk

By: _____
Michele Dale, Mayor

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2024 – 008 ~

ORDINANCE AMENDING SECTION 15-37 PAY TO PLAY POLICY AWARDING CONTRACTS OF 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, Administration of Government, Article VII, Office of Administration, Section 15-37, "Pay to Play Policy; Awarding Contracts," Subsection C, "West Milford and county contribution limits affecting vendor eligibility and conflicts of interest," of the Code of the Township of West Milford is hereby amended as follows:

§ 15-37 Pay to play policy; awarding contracts.

C. West Milford and county contribution limits affecting vendor eligibility and conflicts of interest. Campaign contribution limits affecting the eligibility of vendors, pursuant to Subsections **B** and **D**, to enter into or be paid pursuant to agreements for the purchase of goods or services are as follows:

- (1) The maximum amount of West Milford campaign contributions that may be made by a vendor to each political organization or campaign committee or fund during any election cycle shall not exceed \$200.
- (2) The maximum amount of county level campaign contributions that may be made by a vendor to each political organization or campaign committee or fund during any election cycle shall not exceed \$200.

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, 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 4. This Ordinance may be renumbered for purposes of codification.

SECTION 5. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

Introduced: February 14, 2024

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 2024 – 009 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, REPEALING AND REPLACE § 15-7, TO ESTABLISH THE POWERS AND DUTIES OF THE MAYOR AND ESTABLISH TOWNSHIP COUNCIL'S AUTHORITY TO DETERMINE WHETHER THE MAYOR POSITION IS FULL-TIME OR PART-TIME, WITHIN THE CODE OF THE TOWNSHIP OF WEST MILFORD

WHEREAS, the Township Council wishes to amend the Township Code to specify the powers and duties of the Mayor and create a new section, which sets forth the Council's authority to determine whether the Township Mayor position is full-time or part-time, at the beginning of any given calendar year; and

WHEREAS, the Township Council further wishes to set forth and specify the duties and responsibilities of a full-time Mayor should that be desired by Township Council; and

WHEREAS, Township Council herein recognizes the need for the Mayor to serve in various capacities and positions, on behalf of the Township and beyond a part-time role.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Milford, Passaic County, New Jersey, that only Section 15-7, Powers and duties of Mayor, shall be repealed in its entirety and replaced as follows:

SECTION 1. §15-7 Powers and duties of Mayor

A. The executive power of the municipality shall be exercised by the Mayor. The Mayor shall enforce the Charter and ordinances of the municipality and all general laws applicable thereto, and shall recommend such actions to the Council as the Mayor may deem in the public interest. All bonds, notes, deeds, contracts and written obligations of the Township shall be executed on its behalf by the Mayor or, in the event of any inability to act, the Council President.

B. The Township Council shall determine from the date of the reorganization meeting whether a full-time Mayor will be approved for that calendar year. Should a full-time Mayor be appointed by a majority of Township Council members, the full-time Mayoral duties and responsibilities shall include, but not be limited to:

1. Serving as Township liaison to the State and County on public works and health matters;
2. Managing grants;
3. Overseeing major projects and Township initiatives;
4. Coordinating economic development initiatives;
5. Managing all Township shared services agreements;
6. Managing Township public relations, including social media; and
7. Serving as Joint Insurance Fund and Health Insurance Fund Commissioner.

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, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. No provision of this Ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy therefrom, of any person for injury or damage arising from any violation of this Ordinance or from other law.

SECTION 5. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

SECTION 6. This Ordinance may be renumbered for codification purposes.

Introduced: February 14, 2024

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 2024 – 011 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC REPEALING AND REPLACING § 15-5 COMPENSATION TO REFLECT THE SALARY OF A FULL-TIME MAYOR WITHIN THE CODE OF THE TOWNSHIP OF WEST MILFORD

WHEREAS, the Township Council wishes to amend the Township Code to specify annual salary of a full-time Mayor; and

WHEREAS, the current part-time Mayoral salary will not change; and

WHEREAS, the Township Council recognizes that the duties and responsibilities of a full-time Mayor warrant a commensurate full-time salary.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Milford, Passaic County, New Jersey, that only Section 15-5, Compensation, shall be repealed in its entirety and replaced as follows:

SECTION 1. §15-5 Compensation.

- A. The compensation of each member of the Council and Mayor shall be fixed from time to time by Salary Ordinance.
- B. The salary for a full-time Mayor if approved by Township Council shall be within the range of \$90,000.00 to \$135,000.00 per year and subject to the terms and conditions set forth in Township Code §15-7.

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, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 4. No provision of this Ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy therefrom, of any person for injury or damage arising from any violation of this Ordinance or from other law.

SECTION 5. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

SECTION 6. This Ordinance may be renumbered for codification purposes.

Introduced: February 14, 2024

Adopted:

Effective Date:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST

William Senande,
Township Administrator

By: _____
Michele Dale, Mayor

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 - 138 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO STARFIRE CORPORATION. FOR THE TOWNSHIP'S FOURTH OF JULY CELEBRATION IN AN AMOUNT NOT TO EXCEED \$12,750

WHEREAS, the Township is in need of professional pyrotechnics handler services for the 2024 Fourth of July celebration; and

WHEREAS, Starfire Corporation has vast experience and expertise in providing such services in New Jersey; and

WHEREAS, the Township wishes to engage the services of Starfire Corporation to assist the Township of West Milford in providing a Fourth of July celebration by preparing and displaying a fireworks exhibition; and

WHEREAS, the total amount of the contract shall not exceed \$12,750 and

WHEREAS, the Chief Financial Officer has certified that funds are available for these services and shall come from the Fireworks Trust Account 19-295-56-120-202 and account 01-201-30-420-582; and

WHEREAS, pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-3, when the cost or price of any contract awarded by the contracting agent in the aggregate does not exceed in a contract year the total sum of \$17,500, the contract may be awarded by the contracting unit without public advertising for bids; and

WHEREAS, Starfire Corporation has received the Township's Political Contribution Disclosure Form and 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 the contract will prohibit Starfire Corporation from making any reportable contributions through the term of the contract, and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1, et seq. requires that the resolution authorizing the award of contracts for "professional services" without competitive bid and the contract itself must be made available for public inspection.

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 Mayor and Township Clerk be and are hereby authorized to execute an agreement with Starfire Corporation, 566 Theater Road, PO Box 179, St. Benedict, PA 15773 for professional pyrotechnics fireworks display in an amount not to exceed \$12,750.
2. This contract is awarded without competitive bidding, as the total price of the contract shall not exceed the \$17,500 bid threshold in accordance with the provisions of the Local Public Contracts Law, specifically N.J.S.A. 40A:11-3.
3. The total fee authorized for this contract shall not exceed \$12,750 without the prior written approval of the Township Council.
4. Notice of this action shall be published in the Township's official newspaper as required by law.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 139 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO D'ONOFRIO & SON INC. FOR THE MAINTENANCE OF BALLFIELDS AND OTHER SITES

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on February 23, 2024 at 10:30 am for Maintenance of Ball Fields and Other Sites as per the Bid Specifications; and

WHEREAS, the Township of West Milford received one bid for this contract; and

WHEREAS, said bid has been duly reviewed and analyzed by the Director of Public Works and the Township Attorney; and

WHEREAS, the sole bid received from D'Onofrio & Son, Inc. is complete; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services in the amount of \$54,000 shall come from account number 01-201-26-291-450 and \$7,000 from account number 01-201-39-390-450.

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

1. The Township Council hereby awards a contract to D'Onofrio & Son, Inc., 47 Van Ness Terrace, Maplewood, NJ 07040 for Maintenance of Ballfields and Other Sites in an amount not to exceed \$61,000.00 for one year.
2. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with D'Onofrio & Son, Inc. in accordance with its bid for said Maintenance of Ballfields and Other Sites in the Township of West Milford.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 140 ~

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 PAY-TO-PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.

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.

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 2024 calendar year.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 - 141 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AMENDING RESOLUTIONS 2023-039 AND 2023-268 WITH DECOTIIS, FITZPATRICK, COLE & GIBLIN, LLP FOR SPECIAL LABOR COUNSEL SERVICES TO INCREASE THE CONTRACT VALUE IN AN AMOUNT NOT TO EXCEED \$25,318.84

WHEREAS, by virtue of Resolution 2023-039 adopted January 4, 2023 the Township Council did authorize the engagement of Special Legal Counsel services to be provided by Decotiis, Fitzpatrick, Cole & Giblin, LLP; and

WHEREAS, Resolution 2023-039 and the related Professional Services Contract did authorize services in an amount not to exceed \$60,000; and

WHEREAS, Resolution 2023-268 increased the not to exceed amount by an additional \$40,000 to cover special labor counsel services; and

WHEREAS, Resolution 2023-347 changed the township's primary contact at Decotiis, Fitzpatrick, Cole & Giblin, LLP from Mark Semeraro, Esq. to Deena Rosendahl, Esq. due to Mark Semeraro's departure; and

WHEREAS, Resolution 2023-376 increased the not to exceed amount by an additional \$20,000 to cover special labor counsel services; and

WHEREAS, The Township Administrator has been advised that the township requires an additional amendment to include another \$25,318.84;

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and said funds to be encumbered from account 01-203-20-100-450 for \$18,583.67 and account 01-203-20-100-450 for \$6,735.17; 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 and that the professional services by Deena Rosendahl, Esq. are extended by an additional twelve months or until the conclusion of the legal matter, whichever comes first.

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 \$25,318.84 to Deena Rosendahl, Esq. for Special Legal Services which amount is in excess of the approved contract amount of \$100,000 bringing the contract total to an amount not to exceed \$145,318.84 and engaging the services of Deena Rosendahl, Esq. for an additional twelve months or until the conclusion of this legal matter, whichever comes first.

This Resolution shall take effect immediately.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 142 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY INDICATING INTENT TO ISSUE A NEW PLENARY RETAIL DISTRIBUTION LIQUOR LICENSE IN ACCORDANCE WITH N.J.S.A. 33:1-19.3 THROUGH 19.6

WHEREAS, N.J.S.A. 33:1-19.3 through 19.6 authorizes a municipality to issue new liquor licenses under certain conditions; and

WHEREAS, on August 16, 2017 the Township Council adopted Ordinance 2017-008 which ordinance amends the Township Code to allow for retail distribution licenses in West Milford; and

WHEREAS, the Mayor and Township Council have ascertained that they have the authority to issue a plenary retail distribution liquor license under N.J.S.A. 33:1-12.14, the "Population Cap" Law; and

WHEREAS, N.J.S.A. 33:1-12.14 authorizes New Jersey municipalities to issue new plenary retail distribution licenses as long as the number of such licenses is fewer than one (1) for each 7,500 of its population based on the most recent Federal census; and

WHEREAS, the Mayor and Township Council created three (3) plenary retail distribution licenses, and has previously sold (1) license, but has not sold the remaining two (2) licenses; and

WHEREAS, the Township of West Milford hereby advises of its intent to sell one (1) of the remaining two (2) plenary retail distribution licenses created, and accept applications, bid deposits, and sealed bids to that end; and

WHEREAS, all bidders must be qualified to have an interest in a retail license under the standards set forth in the Alcoholic Beverage Control Act and regulations thereunder N.J.S.A. 33:1-1 et seq. and N.J.A.C. 13:2-1.1 et seq., the West Milford Township Code and all applicable local ordinances; and

WHEREAS, the Mayor and Township Council will award the license to the highest qualified bidder; and

WHEREAS, all bids must be submitted in a sealed envelope clearly marked "Distribution License Bid" and addressed to the Township Clerk, 1480 Union Valley Road, West Milford, NJ 07480; and

WHEREAS, all bidders must submit a non-refundable application fee in the amount of \$50.00 by check made payable to the "Township of West Milford" for the bid forms; and

WHEREAS, the minimum bid is hereby established as not less than \$250,000; and

WHEREAS, within five (5) days of the adoption of a resolution by the West Milford Governing Body accepting the highest qualified bid, the successful bidder must present a check to the Township Clerk, made payable to the "Township of West Milford" in an amount equal to fifty percent (50%) of the bid amount as a good faith deposit. The ultimate issuance of the license is subject to the payment of the balance of the bid price, payment of the annual State and municipal licensing fees and the outcome of an investigation of the source of funds and criminal background checks to be conducted by the West Milford Police Department, as well as compliance with all regulations concerning issuance of a license in N.J.A.C. 13:2-2.1 et seq.; and

WHEREAS, the West Milford Governing Body reserves the right to reject all bids if the highest bid is not accepted.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that the Township Clerk be and is hereby directed to take any and all steps necessary to effectuate the issuance of a new Retail Distribution Liquor License in accordance with N.J.S.A. 33:1-19.3 through 19.6; and

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2024 – 143 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ENDORSING THE CDBG APPLICATION BEING SUBMITTED TO PASSAIC COUNTY BY CHILDREN’S AID AND FAMILY SERVICES INC. FOR THE GROUP HOME LOCATED AT 213 LARUE ROAD, NEWFOUNDLAND, NJ

WHEREAS, Children’s Aid and Family Services Inc. is one of northern New Jersey’s leading nonprofit providers of services that protect and support vulnerable children, adults and families; and

WHEREAS, a Passaic County Community Development grant of \$30,000.00 has been proposed by Children’s Aid and Family Services Inc. for Replacement or 2 HVAC systems at their Group Home located at 213 La Rue Road, Newfoundland in the municipality of Township of West Milford; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of Township of West Milford, and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Township of West Milford, NJ hereby confirms endorsement of the aforesaid project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, in the County of Passaic, that Children’s Aid and Family Services Inc. may submit its CDBG application to Passaic County with the endorsement of the Governing Body in the application and the project

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Deborah Hoffman, Director of Economic Development, County of Passaic, Division of Economic Development, Department of Planning and Economic Development, 401 Grand Street, Paterson, NJ 07505 so that implementation of the aforesaid project may be expedited.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 144 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ENDORSING THE COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) APPLICATION BEING SUBMITTED TO PASSAIC COUNTY BY CHILDREN'S AID AND FAMILY SERVICES INC. FOR THE GROUP HOME LOCATED AT 2012 MACOPIN ROAD, WEST MILFORD, NJ

WHEREAS, Children's Aid and Family Services Inc. is one of northern New Jersey's leading nonprofit providers of services that protect and support vulnerable children, adults and families; and

WHEREAS, a Passaic County Community Development grant of \$30,150 has been proposed by Children's Aid and Family Services Inc. or replacement of roof and installation of new gutters and leaders at their Group Home located at 2012 Macopin Road in the municipality of Township of West Milford; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spent in a municipality without authorization by the Governing Body, and

WHEREAS, the aforesaid project is in the best interest of the people of Township of West Milford; and

WHEREAS, this resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid CD funds.

NOW, THEREFORE, BE IT RESOLVED that the Governing Body of Township of West Milford hereby confirms endorsement of the aforesaid project.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, in the County of Passaic, that Children's Aid and Family Services Inc. may submit its CDBG application to Passaic County with the endorsement of the Governing Body in the application and the project

BE IT FURTHER RESOLVED, that a copy of this resolution shall be sent to the Director of the County of Passaic, Division of Economic Development so that implementation of the aforesaid project may be expedited.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 145 ~

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) **2024-146** – Reinstatement of Taxes
- b) **2024-147** – Refund Other Liens
- c) **2024-148** – Refund Overpayment
- d) **2024-149** – Cancellation of Taxes
- e) **2024-150** – Tax Title Lien Sale

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 - 146 ~

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 |
| | 5 | UN-AUTHORIZED PAYMENT |

BLOCK/LOT	AMOUNT	INT	YEAR	REASON
15101-012	\$1,994.00		2024	5
16307-004	\$2,720.00		2024	2
05302-004 QFARM	\$101.68	\$2.99	2023	1
	\$65.33		2024	
12202-014	\$1,000.00		2024	2
00409-011	\$2,724.00		2024	3
02403-003	\$2,248.00		2024	2
12307-001	\$806.55		2024	2
05317-001.15	\$975.00		2024	2
13910-001	\$164.24	.24	2024	2
13911-001	\$158.23	.23	2024	2
13912-002	\$168.24	.24	2024	2
02002-007	\$2,189.05	\$14.87	2024	2
01404-005.02	\$1,692.00	\$12.02	2024	2

Adopted: March 20, 2024

Adopted 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 147 ~

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	Premium	Pay to Lien Holder
22-0034	10/11/2022	12403-001	\$40,530.89	\$50,400.00	PINE VALLEY ONE REAL ESTATE, LLC 100 N LASALLE ST, SUITE 710 CHICAGO, IL 60602
23-0035	10/10/2023	07212-005	\$690.17	\$300.00	PRO CAP 8, LLC PO BOX 774 FORT WASHINGTON, PA 19034-0774
20-0059	10/13/2020	10705-002	\$61,421.61	\$41,400.00	CHRISTIANA TRUST AS CUSTODIAN GSRAN-Z LLC DEPOSIT ACCOUNT PO BOX 71276 PHILADELPHIA, PA 19176
22-0021	10/11/2022	01704-009	\$19,885.54	\$58,900.00	CHRISTIANA TRUST AS CUSTODIAN GSRAN-Z LLC DEPOSIT ACCOUNT PO BOX 71276 PHILADELPHIA, PA 19176
22-0035	10/11/2022	13402-013	\$23,665.84	\$58,800.00	WSFS C/F ACTLIEN HOLDING INC. PO BOX 71539 PHILADELHIA, PA 19176-1539
TOTAL			\$146,194.05	\$209,800.00	

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 148 ~

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

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

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

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

Block/Lot	Name	Amount	Interest	Year	Reason
09101-057	1286 Westbrook Road West Milford, NJ 07480	\$250.00		2023	4
15401-007	239 La Rue Road Newfoundland, NJ 07435	\$2,894.00		2024	2
02405-021	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$1,909.00		2024	2
03509-013.09	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$2,873.00		2024	2
03705-060	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$1,458.00		2024	2
04901-041	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$4,224.00		2024	2
05204-005	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$1,334.00		2024	2
06603-008	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$1,484.00		2024	2
07801-038.07	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$1,774.00		2024	2
09301-019	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$2,235.00		2024	2
09501-044	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$3,598.00		2024	2

Block/Lot	Name	Amount	Interest	Year	Reason
13901-005	Corelogic Centralized Funds PO Box 9202 Coppell, TX 75019	\$1,462.00		2024	2
01608-010	PO Box 925 Point Pleasant, NJ 08742	\$80.72		2024	2
15501-002	49 Circle Boulevard Newfoundland, NJ 07435	\$250.00		2023	4
12403-001	Pine Valley One Real Estate LLC 33 N. Lasalle St. Suite 1730 Chicago, IL 60602	\$3,240.00	\$30.78	2024	1
10202-001	ProCap 8, LLC 2500 McClellan Avenue Suite 200 Pennsauken, NJ 08109	\$320.68		2024	1
TOTAL:		\$29,386.40	\$30.78		

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 150 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZATION A 2024 TAX TITLE LIEN SALE

WHEREAS, the Collector of Taxes has requested that the Township conduct a 2024 Township Tax Title Lien Sale on Tuesday, October 15, 2024.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to conduct a 2024 Tax Title Lien Sale on-line at www.realauction.com on Tuesday, October 15, 2024; site opens on September 13, 2024.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution No. 2024 – 151 ~

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	\$482,677.00
3	Reserve Account	59,981.54
2	Grants	113,419.00
6	Refunds	394,899.61
1	General Ledger	0.00
26	Refuse	561.50
4	Capital	5,033.00
19	Animal Control	0.00
19	Heritage Trust	0.00
19	Open Space Trust	39,000.00
19	Trust	11,822.87
19	Scala Trust	0.00
16	Development Escrow	9,683.75
19	Tax Sale Trust	0.00
21	Assessment Trust	21,638.83
	Special Reserve	0.00
Total		\$1,138,717.10
	Less Refund Resolution	-394,899.61
	Actual Bills List	\$743,817.49
	Other Payments:	
	Payroll	552,113.93
	WMBOE	5,223,074.00
	Total Expenditures	\$6,519,005.42

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 152 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ENTRANCE INTO A MUTUAL POLICE AID AGREEMENT WITH THE PASSAIC COUNTY POLICE CHIEFS' ASSOCIATION

WHEREAS, the purpose is to provide a uniform procedure for the coordination or the requesting, dispatching and utilization of law enforcement personnel and equipment whenever a local law enforcement agency requires mutual aid on a larger scale, assistance from any other jurisdiction, both contiguous and non-contiguous, in the event of an emergency, riot or disorder in order to protect life and property as delineated in the Police County Police Chiefs' Association Mutual Aid Agreement; and

WHEREAS, N.J.S.A. 40A:65-4 et seq. authorizes any local unit of the State to enter into a contract with any other local unit within the State for the joint provision within their territorial jurisdictions of any service which any party to the agreement is empowered to render within its own jurisdiction; and

WHEREAS, pursuant to N.J.S.A. 40A:14-156 et seq. municipalities of the State of New Jersey are authorized, in the event of an emergency, to provide police assistance outside their territorial jurisdictions in order to protect life and property or to assist in suppressing a riot or disorder; and

WHEREAS, N.J.S.A. 40A:14-156.1 provides that municipalities may by reciprocal ordinances enter into an agreement for mutual police and fire aid in case of emergency; and

WHEREAS, several municipalities in the County of Passaic and in jurisdictions in County of Essex, County of Bergen, County of Hudson and County of Morris desire to enter into a Mutual Police Aid Agreement for the purpose of memorializing the terms and conditions by which the participating local public safety agencies may render mutual police aid to any other participating local public safety agency requesting assistance.

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 it is in the best interests of the safety of the residents of the Township of West Milford to enter into a Mutual Police Aid Agreement with the Passaic County Police Chief's Association.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2024 - 153 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONSTRUCTION CONTRACT TO SOLGEN INC. FOR THE INTERSECTION IMPROVEMENTS FOR UNION VALLEY ROAD, LAKESIDE ROAD, GREENWOOD LAKE TURNPIKE, AND STAINSBY ROAD PROJECT

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on March 15, 2024 at 10:00 a.m. for the Intersection Improvements for Union Valley Road, Lakeside Road, Greenwood Lake Turnpike, and Stainsby Road project per the bid specifications; and

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

WHEREAS, said bid has been duly reviewed and analyzed by the Township Attorney, Supervising Engineering Aide and consultant Traffic Engineer; and

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

WHEREAS, said bid is considered a reasonable cost and a contract recommendation was provided by the Township Attorney; and

WHEREAS, the Supervising Engineering Aide has submitted a written recommendation for the award of this contract to Solgen, Inc.; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 04-215-55-837-002.

NOW, THEREFORE, BE IT RESOLVED, that 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 Solgen Inc., P.O. Box 364, Saddle River, NJ 07458 for Intersection Improvements for Union Valley Road, Lakeside Road, Greenwood Lake Turnpike and Stainsby Road in an amount not to exceed \$411,979.60.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Solgen Inc., in accordance with its bid for said Intersection Improvements for Union Valley Road, Lakeside Road, Greenwood Lake Turnpike and Stainsby Road project.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 154 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF REPAIR PARTS THROUGH EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY (ESCNJ) CO-OP CONTRACT #ESCNJ 23/24-04 FROM W. E. TIMMERMAN

WHEREAS, the Township of West Milford is a member of the Educational Services Commission of New Jersey (ESCNJ) Co-Op; and

WHEREAS, the Educational Services Commission of New Jersey (ESCNJ) Co-Op has awarded Contract #ESCNJ 23/24-04 Sweeper repairs/parts to W. E. Timmerman; and

WHEREAS, said contracts were awarded through the open competitive bidding process and in accordance with N.J.S.A. 40A:11 et seq., Local Public Contracts Law; and

WHEREAS, the Township of West Milford has a need on a timely basis to purchase goods and services utilizing the above contracts awarded to W. E. Timmerman, which expenses would exceed the threshold of \$17,500.00; and

WHEREAS, W. E. Timmerman 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 Township Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute purchases to the above referenced vendor within the budget appropriation established for this purpose.

Adopted: March 20, 2024

Adopted this 20th day of March, 2024
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2024 – 155 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY TO ENTER INTO AN EMPLOYMENT AGREEMENT

WHEREAS, the Township and its Chief Financial Officer (hereinafter "CFO") (collectively, "the Parties") wish to enter into an agreement for the CFO position to become "part-time" and allow the CFO to work remotely from out of state; and

WHEREAS, the CFO has been granted an exemption to the New Jersey First Act; and

WHEREAS, the Parties wish to set forth with specificity the terms of the Agreement, attached herein at "Exhibit A" and which shall be kept on file with Municipal Clerk.

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 Township Administrator be empowered to enter into the above referenced agreement, and take all necessary further actions in contemplation of this resolution and the specific terms of the Agreement.

This Resolution shall take effect immediately upon adoption.

Adopted:

Adopted this 20th day of March, 2024
and certified as a true copy of an original

William Senande, Township Clerk