

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE AUGUST 15, 2022
REGULARLY SCHEDULED WORKSHOP & 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 2022 – 034 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY CONCERNING SALARIES AND COMPENSATION FOR SPECIAL POLICE OFFICERS AMENDED

WHEREAS, by virtue of Ordinance 2021-015, the Township of West Milford Mayor and Council authorized salaries and compensation for Special Police Officers; and

WHEREAS, there is no amendment to the Officers and Employees classified by job title with corresponding pay ranges in Ordinance 2021-015

WHEREAS, the Township Council wishes only to amend Item 4 CALL-OUTS in Ordinance 2021-015.

BE IT ORDAINED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey that pursuant to Chapter 33 entitled Personnel of the Revised General Ordinances of the Township of West Milford, New Jersey, 2007 the following Item 4 CALL-OUTS is amended as shown below

4. CALL-OUTS – All callouts are payable for time worked, with a minimum of three hours pay including mandatory training.

GENERAL PROVISIONS – Any ordinance or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to such extent as they are in conflict or inconsistent.

EFFECTIVE DATE – This ordinance shall take effect upon final passage and approval and publication as required by law.

Introduced: July 13, 2022

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 2022 – 035 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 26 "LENGTH OF SERVICE AWARDS PROGRAM" SECTION 26-3 OF 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. Section 26-3 "Criteria for members; maximum annual contribution per member" of the aforesaid Revised General Ordinances is hereby amended to read as follows:

A. The LOSAP shall provide for the annual contributions to each eligible member that meets the criteria as follows:

- (1) One hundred points are required for a member to be eligible for an annual contribution;
- (2) Five years of service are required for vesting.

B. The annual contribution shall be a maximum of \$800 per eligible member.

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.

Introduced: July 13, 2022

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 2022 - 037 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 500 "ZONING" SECTION 500-86 "SWIMMING POOLS (ABOVE AND BELOW GROUND)" TO CLARIFY FENCE REQUIREMENTS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP

WHEREAS, the Mayor and Township Council determined the fencing requirements for swimming pools on residential lots is unclear in the Township Code; and

WHEREAS, the Mayor and Township Council wish to clarify the ordinance provisions for fencing requirements around residential swimming pools; and

WHEREAS, the Mayor and Township Council have determined that clarifying the ordinance 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 500 "Zoning" Section 500-86 Swimming pools (above and belowground) is amended to read as follows:

§ 500-86 Swimming pools (above and below ground).

- B. A private, belowground residential swimming pool area shall be surrounded by a suitable fence with a self-latching gate at least four feet but no more than six feet in height.
- C. A private, aboveground residential swimming pool shall require a latched ladder.
- D. All swimming pools shall meet the appropriate design standards as set forth by the National Swimming Pool Institute and requirements of the Uniform Construction Code.

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: July 13, 2022

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 2022 – 038 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 500 “ZONING” TO ADD SECTION 500-92 “EMERGENCY STANDBY GENERATORS” TO CLARIFY SITING FOR PERMANENT EMERGENCY STANDBY GENERATORS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP

WHEREAS, the Mayor and Township Council determined setback requirements for the siting of emergency standby generators is unclear in the Township Code; and

WHEREAS, the Mayor and Township Council wish to clarify the ordinance provisions for emergency standby generators on residential and commercial lots; and

WHEREAS, the Mayor and Township Council have determined that clarifying the ordinance would be beneficial to the general welfare of the community, particular in protecting the public during emergency power outages.

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 500 “Zoning” Section 500-92 Emergency Standby Generators is added to read as follows:

§ 500-92. Emergency standby generators.

- A. The purpose of this section is to establish guidelines for siting permanent emergency standby generators to ensure their safe operation and prevent a nuisance to neighboring properties. This section shall apply to residential uses.
- B. As used in this section, the following terms shall have the meanings indicated:
EMERGENCY
Loss of power due to a power outage outside of the owner's control.

EMERGENCY STANDBY GENERATOR

A fuel-powered generator which is permanently connected to the electrical system of a structure and primarily operates in the event of a power outage in order to provide backup power. In the event of a power outage emergency standby generators automatically turn on, or are switched on by the owner and supply power. Once utility power is restored, the generator automatically transfers the electrical load back to the utilities or is manually switched off and power is turned back to the utilities. Emergency standby generators are also operated occasionally for maintenance purposes.

PORTABLE GENERATOR

Is not permanently connected to a building's electrical system, uses a self-contained fuel source and is portable for storage. Portable generators shall be outside when they are being utilized in the event of a power outage emergency or occasionally for maintenance purposes, and are not required to obtain approval pursuant to this section.

- C. Siting and placement requirements for all generators.
 - (1) Emergency standby generators shall be considered minor accessory structures (if less than 25 kW in size) and must adhere to the requirements for minor accessory structures as set forth in § 500-92.1C. If the generator is larger than 25 kW, standard accessory structure standards apply.
 - (2) Generator placement must adhere to manufacturer guidelines.
- D. Permits.
 - (1) All applicants for an emergency standby generator must submit a Zoning Permit Application. The application must include a site drawing on a raised-seal survey showing the proposed location of the standby generator and associated setbacks to all adjacent property lines. Noise in decibels based on distance from the unit must also be provided.

- (2) Residential and non-residential applicants for an emergency standby generator with a maximum energy output of more than 25 kW shall submit an application for a minor site plan with the Planning Board, unless the generator is proposed in conjunction with a major site plan application.
- E. Time of use regulations.
 - (1) Unlimited use during an emergency.
 - (2) Exercise of the generator is permitted as required for maintenance, but not more than once a week, on weekdays, between the hours of 10:00 a.m. and 5:00 p.m. and not to exceed 30 minutes at a time.
- F. Screening.
 - (1) Screening of the unit is required, if visible from any right-of-way or adjacent properties.
 - (2) Natural screening shall be used wherever possible.
 - (3) If, due to the characteristics of the given lot, natural screening is not possible, fences conforming to § 500-68 are permitted.
- G. Noise attenuation.
 - (1) Generator operating sound output may not exceed the New Jersey Noise Control Act (N.J.S.A. 13:1G-1) as measured from the closest property line.
 - (2) Sound attenuation enclosures, screening and landscaping may be used to minimize noise on adjacent properties and bring noise output into compliance with the standards of the New Jersey Noise Control Act (N.J.S.A. 13:1G-1).
- H. Fuel storage.
 - (1) If a generator is utilizing diesel fuel, the fuel storage tank shall be double-walled.
- I. Regulatory compliance.
 - (1) Emergency standby generators shall be installed and operated in accordance with manufacturer's requirements as well as all federal, state and local codes, whichever is most stringent.
- J. Application fee. Every application for the installation of a permanent standby generator shall be accompanied by a fee of \$40, which shall be separate from and in addition to any other zoning and building permit fees.
- K. Violations and penalties. Any person, firm, corporation or entity which shall violate any provision of this section shall, upon conviction, be subject to a fine not exceeding \$500, and each day that such violation continues shall be deemed a separate offense.

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: July 13, 2022
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 2022 - 039 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING CHAPTER 110 "CONSTRUCTION CODES, UNIFORM" OF THE CODE OF THE TOWNSHIP OF WEST MILFORD AS AMENDED

SECTION 1. Chapter 110-4.1 General Provisions.

A. Prior to submitting a building permit for any single-family dwelling, accessory structure or garage, the applicant for the permit shall submit a Lot Development Plan to the Department of Planning and Building for Township approval.

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 or competent jurisdiction, 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 and upon the posting of appropriate signs.

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

Introduced July 13, 2022

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 2022 - 040 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC STATE OF NEW JERSEY REGARDING A BY-LAW AMENDMENT TO THE WANAQUE VALLEY REGIONAL SEWERAGE AUTHORITY BY-LAWS

WHEREAS, the Township of West Milford is a member of the Wanaque Valley Regional Sewerage Authority ("WVRS"); and

WHEREAS, the WVRS recently amended its By-Laws to reflect changes and the laws and update same, inasmuch as the last amendment was in 1982; and

WHEREAS, while the By-Laws may be amended by a majority vote of the members of the WVRS, Article II, Paragraph 7 of the By-Laws entitled, "Expenses; Compensation" requires parallel Ordinances be duly adopted by the Governing Bodies of the Member Municipalities authorizing the payment of expenses/compensation to the respective Commissioners; and

WHEREAS, the WVRS wishes to provide expense reimbursement/compensation to the Commissioners to account for travel expenses, time dedicated to serving the WVRS and to attract those willing to serve on the Authority given the history of vacancies and difficulty filling positions and to maintain quorums for its meetings. The WVRS wishes to reimburse/compensate its Commissioners in an amount not to exceed \$250.00 per meeting provided the meeting was actually attended virtually or otherwise by the Commissioner.

NOW THEREFORE BE IT ORDAINED by the Township of West Milford, it hereby authorizes reimbursement of expenses/compensation to the Commissioners of the Wanaque Valley Regional Sewerage Authority in an amount not to exceed \$250.00 per meeting actually attended by the respective Commissioners, as set forth in Article II, Paragraph 7 of the By-Laws of the Wanaque Valley Regional Sewerage Authority.

This Ordinance shall take effect upon final passage and publication in accordance with the 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 2022 – 041 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING ARTICLE VII "OFFICE OF ADMINISTRATION" SECTION 15-38 "BUDGET" OF 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. Article VII Office of Administration Section §15-38 Budget of the aforesaid Revised General Ordinances is hereby amended to read as follows:

§ 15-38 Budget.

The Township budget shall be prepared by the Municipal Administrator and the Treasurer and the following shall apply:

- A. Budget requests. Each year the Administrator shall require all department heads to submit requests for appropriations for the ensuing budget year, and to appear before him at public hearings which shall be held on the various requests.
- B. Budget document. Upon the basis of the department requests, the budget hearings, his/hers analysis of the needs and resources of the Township and such policy guides as may be prescribed by resolution of the Council, the Administrator shall prepare his recommended budget in the form required by general law for Township budgets. On or before February 10 in each year, unless extended by the Division of Local Government Services, the Administrator and Mayor shall present to the Council his/her budget document consisting of:
 - (1) The recommended budget.
 - (2) A budget message.
- C. Budget message. The budget message shall consist of such explanatory comments, exhibits and schedules concerning the budget as the Administrator may deem desirable, together with:
 - (1) An outline of the proposed financial policies for the ensuing budget year, including explanations of the important features of the budget and of any major changes in policy.
 - (2) An analysis of revenue and costs, and of work performance contemplated by the budget as far as appropriate units of measurement may have been developed and installed.
 - (3) A statement of pending capital projects and proposed new capital projects relating the amounts required for capital purposes to the down payments and other expenditures financed from current appropriations and to the amounts of bonds to be issued during the budget year.

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.

Introduced:
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

~ Resolution 2022 – 294 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO BRIAN MURPHY ARCHITECT, LLC FOR ARCHITECTURAL SERVICES TO CONVERT THE NOSENZO POND PARK PAVILION INTO A NEW SENIOR CENTER/COMMUNITY CENTER ACTIVITIES

WHEREAS, the Township of West Milford has a need for architectural services to convert the Nosenzo Pond Park Pavilion into a new Senior Center/Community Center; and

WHEREAS, the need for the completion of plans, specifications for construction documents for bidding permitting and construction and contract administration are needed; and

WHEREAS, a proposal was requested and received from Brian Murphy Architect LLC for architectural services; and

WHEREAS, the Local Public Contracts law (N.J.S.A. 40AL11-1, et seq.) requires that the resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for these services to be encumbered from account number 01-270-55-000-001.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township 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 a contract with Brian Murphy Architect, LLC, 179 Cahill Cross Road, Suite 202, West Milford, NJ 07480, for professional architectural services for this new Senior Center / Community Center project e in an amount not to exceed \$49,000.00.
2. This contract is awarded as "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the Local Public Contracts Law.
3. The total fee authorized for this contract shall not exceed \$49,000.00, without prior written approval of the Township Council.
4. That notice of this action shall be published in accordance with law and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 295 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONSTRUCTION CONTRACT TO RIVERVIEW PAVING, INC. FOR THE CLINTON ROAD – SECTION 4 PROJECT

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on July 22, 2022 at 10:00 am for the resurfacing of Clinton Road as per the bid specifications; and

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

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

WHEREAS, the bid received from the low bidder, Riverview Paving, 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

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from accounts numbered 04-215-55-831-001 and 04-215-55-834-001; and

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

1. The Township Council hereby awards a contract to Riverview Paving, Inc., 859 Willow Grove Street, Hackettstown, NJ 07840 for the Clinton Road – Section 4 project subject to the review and approval of the New Jersey Department of Transportation in an amount not to exceed \$464,596.08.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Riverview Paving, Inc. in accordance with its bid for said resurfacing of Clinton Road – Section 4 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.
- 5.

Adopted: August 15, 2022

Adopted this 15th day of August 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 296 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONSTRUCTION CONTRACT TO AMERICAN ASPHALT & TRUCKING, LLC FOR THE 2022 TOWNSHIP ROAD RESURFACING – LAKE SHORE DRIVE PROJECT

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on August 5, 2022 at 10:00 am for the resurfacing of a section of Lake Shore Drive between Warwick Turnpike and Longhouse Drive as per the bid specifications; and

WHEREAS, the Township of West Milford received eight (8) bids for this contract; and

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

WHEREAS, the bid received from the low bidder, American Asphalt & Trucking, LLC, has been found to be in proper form and in compliance with the provisions of N.J.S.A. 40A:11-23.5 and the specifications as written; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account numbered 04-215-55-837-003; and

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

1. The Township Council hereby awards a contract to American Asphalt & Trucking, LLC, 818 Summer Avenue, Newark NJ 07104 for the 2022 Township Road Resurfacing – Lake Shore Drive project in an amount not to exceed \$520,964.00.
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with American Asphalt & Trucking, LLC in accordance with its bid for said resurfacing of Lake Shore Drive 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: August 15, 2022

Adopted this 15th day of August 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 297 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING LEASING OF THREE (3) 2022 GMC SIERRA 3500HD TRUCKS WITH PLOWS THROUGH SOURCEWELL NATIONAL COOPERATIVE CONTRACT #030122-EFM FROM ENTERPRISE FLEET MANAGEMENT

WHEREAS, the Township is in need of procuring three (3) 2022 GMC Sierra 3500HD Trucks with plows through the lease program in accordance with the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the leasing of such vehicles may be awarded without competitive bid to a vendor with a National Cooperative Contract in accordance with the requirements of the Local Public Contracts Law P.L. 2011, C.139 and N.J.S.A. 52:34-6.2; and

WHEREAS, the equipment and corresponding Sourcewell National Cooperative contract is #030122-EFM for Enterprise Fleet Management; and

WHEREAS, by virtue of Resolution 2014-354 adopted November 12, 2014, the Township formally joined the Sourcewell National Cooperative; and

WHEREAS, the Township will take delivery as soon as practicable after approvals are obtained; and

WHEREAS, the annual total for the three (3) lease payments is \$43,131.84, to be paid monthly upon commencement of lease and to be encumbered from account 01-201-26-290-230; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council authorizes the Township Administrator to lease three (3) 2022 GMC Sierra 3500HD Trucks with plows as described above through Sourcewell National Cooperative Contract #030122-EFM through Enterprise Fleet Management, 1550 Route 23 North, Suite 101, Wayne, NJ 07470.

BE IT FURTHER RESOLVED, that this resolution shall be available for public inspection in the Office of the Township Clerk.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 298 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING LEASING OF ONE (1) 2022 CHEVROLET SILVERADO 3500 HD TRUCK WITH PLOW THROUGH SOURCEWELL NATIONAL COOPERATIVE CONTRACT #030122-EFM FROM ENTERPRISE FLEET MANAGEMENT

WHEREAS, the Township is in need of procuring one (1) 2022 Chevrolet Silverado 3500 HD Truck with plow through the lease program in accordance with the Local Public Contracts Law N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the leasing of such vehicles may be awarded without competitive bid to a vendor with a National Cooperative Contract in accordance with the requirements of the Local Public Contracts Law P.L. 2011, C.139 and N.J.S.A. 52:34-6.2; and

WHEREAS, by virtue of Resolution 2014-354 adopted November 12, 2014, the Township formally joined the Sourcewell National Cooperative; and

WHEREAS, the equipment and corresponding Sourcewell National Cooperative contract is #030122-EFM from Enterprise Fleet Management; and

WHEREAS, the Township will take delivery as soon as practicable after approvals are obtained; and

WHEREAS, the annual total for one (1) lease payment is \$18,745.44, to be paid monthly upon commencement of lease and to be encumbered from account 01-201-26-290-230; and

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council authorizes the Township Administrator to lease one (1) 2022 Chevrolet Silverado 3500 HD Truck with plow as described above through Sourcewell National Cooperative Contract #030122-EFM through Enterprise Fleet Management, 1550 Route 23 North, Suite 101, Wayne, NJ 07470.

BE IT FURTHER RESOLVED, that this resolution shall be available for public inspection in the Office of the Township Clerk.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 299 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF FIFTEEN (15) SCOTT X3 PRO-CGA-4.5 SCBA (2018 ED.) INCLUDING AIR CYLINDERS, ACCESSORIES AND TRAINING THROUGH NJ STATE CONTRACT VENDOR AAA EMERGENCY SUPPLY COMPANY 635 NORTH BROADWAY WHITE PLAINS NY 10603 NJ STATE CONTRACT # 17-FLEET-00819

WHEREAS, the Township of West Milford Fire Commissioner has determined the need to replace Fire Company #3 Self Contained Breathing Apparatus (SCBA) for the safety of its members and to remain in compliance with NFPA and NJPEOSH Standards; and

WHEREAS, AAA Emergency Supply Company is an authorized Scott dealer under NJ State Contract # A80961; and

WHEREAS, public bidding is not required when a purchase is made under a state contract in accordance with N.J.S.A. 40A:11-12;

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account 04-215-55-834-006

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

1. The Township Council hereby authorizes the Fire Commissioner to purchase fifteen (15) Scott X3 Pro-CGA-4.5 SCBA (2018 ed.), air cylinders, accessories, and training, in an amount not to exceed \$129,999.66, with AAA Emergency Supply, under NJ State Contract # 17-FLEET-00819
2. The Township's Chief Financial Officer has certified the availability of funds for same.
3. This resolution shall be available for public inspection in the office of the Township Clerk.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 300 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ACCEPTING THE GRANT FROM PASSAIC COUNTY OPEN SPACE, FARMLAND AND HISTORIC PRESERVATION TRUST FUND FOR BUBBLING SPRINGS PARK ADA PARKING AND SEATING (ATHLETIC FIELDS) IN THE TOWNSHIP OF WEST MILFORD

WHEREAS, on March 2, 2022, the Township Council of West Milford approved the submission of a Passaic County Open Space, Farmland and Historic Preservation Trust Fund grant application for ADA parking and seating at Bubbling Springs (Athletic Fields) ; and

WHEREAS, the Passaic County Board of County Commissioners is vested with managing the property, finances and affairs of the County and governing the Open Space, Farmland, and Historic Preservation Trust Fund; and

WHEREAS, the requested \$30,000.00 application resulted in a \$30,000.00 award approved by Passaic County Board County Commissioners Resolution No. R-22-0611.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford formally accept the \$30,000.00 grant received for the above stated project.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of the original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 301 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ACCEPTANCE OF A 2022 DRIVE SOBER OR GET PULLED OVER STATEWIDE LABOR DAY CRACKDOWN GRANT

WHEREAS, statistics show that there are increased incidences of impaired driving during the Year End Holiday season; and

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford hereby authorizes the acceptance of a 2022 Drive Sober or Get Pulled Statewide Labor Day Crackdown Grant beginning August 19, 2022 through September 5, 2022 in the amount of \$7,000.00.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 302 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING APPLICATION BY THE TOWNSHIP OF WEST MILFORD HERITAGE COMMITTEE TO THE PASSAIC COUNTY CULTURAL & HERITAGE COUNCIL (PCCHC) FOR A 2023 LOCAL ARTS AND CULTURAL PROGRAM RE-GRANT FOR THE WEST MILFORD MUSEUM

WHEREAS, the Passaic County Cultural and Heritage Council (PCCHC), through the 2023 Passaic County Local Arts Program Re-Grant, is offering grant funding for Special Projects or General Operating Support to Passaic County organizations that demonstrate a high degree of professionalism in sponsoring or producing arts activities in performing, visual and literary arts for the public which will take place with a public presentation between January 1, 2023 and December 31, 2023; and

WHEREAS, the West Milford Heritage Committee, an advisory body to the Mayor and Township Council of the Township of West Milford, reviewed the arts and cultural program proposal at their regular meetings held on May 10, 2022 and July 12, 2022, and approved the application for a grant in an amount not to exceed \$1,000 for two historical music performances by professional musicians at the West Milford Museum:

Music Through the Ages: West Milford - a sample of social events and music common in the 18th, 19th and 20th century in West Milford.

The sixth New Hampshire Contra-Band, a Civil War era camp band, with musicians performing on period instruments used in the 1800's.

WHEREAS, the PCCHC, requires 50% in matching funds, made up of at least 50% in a cash match, which will be provided by the West Milford Heritage Committee through the Heritage Trust Account, as well as donations and volunteer hours; and

WHEREAS, the deadline for submission of the 2022 Local Arts Program Grant application under the PCCHC is August 11, 2022, with notification of grant awards projected for November 2022.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford, County of Passaic, New Jersey hereby approves the submission of a 2023 Local Arts Program Re-Grant application to the PCCHC in an amount not to exceed \$1,000 by the West Milford Heritage Committee for hosting historic musical performances at the West Milford Museum.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 303 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY TO PROVIDE A BUBBLING SPRINGS LIFEGUARD INCENTIVE PROGRAM FOR THE 2022 SEASON

WHEREAS, the Township of West Milford is aware of a hiring shortage of Lifeguards for the 2022 summer season; and

WHEREAS, it is deemed to be in the best interests of the residents of the Township of West Milford to provide this incentive program to ensure the Bubbling Springs Lake is properly staffed for the 2022 summer season; and

WHEREAS, anyone who completes the Lifeguard Training class, applies and is hired on as a Lifeguard at Bubbling Springs and does not have a call out for any of their scheduled shifts prior to their last day of work shall be reimbursed the \$305 fee that was paid for the Lifeguard class; and

WHEREAS, all existing Bubbling Springs Lifeguards shall receive \$100 at the end of the season if they have no call outs of their scheduled shifts from the start of the season until their last scheduled day; and

WHEREAS, all existing Bubbling Springs Lifeguards shall receive \$50 at the end of the season if they have one call out of their scheduled shifts from the start of the season until their last scheduled day; and

NOW THEREFORE BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford, County of Passaic, New Jersey hereby approves the Lifeguard incentive program for the 2022 season.

This Resolution shall take effect immediately.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 304 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY IN SUPPORT OF THE ACTF NJ 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 cultivation 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, ACTF NJ, LLC has expressed interest in siting such a retail cannabis dispensary at 1612 Union Valley Road (Block 7006, Lot 1); and

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

WHEREAS, the Township of West Milford has not imposed any limits on the number of retail cannabis cultivators that may operate in the Community 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 Community Commercial Zone by ACTF NJ, LLC to the extent consistent with applicable state and local statutes, rules, regulations and ordinances.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 305 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF MEMBERSHIP IN THE MORRIS COUNTY MUNICIPAL JOINT INSURANCE FUND

WHEREAS, West Milford Township is a member of the Morris County Municipal Joint Insurance Fund; and

WHEREAS, said renewed membership terminates as of December 31, 2022 unless earlier renewed by agreement between the Municipality and the Fund; and

WHEREAS, the Municipality desires to renew said membership;

NOW THEREFORE, be it resolved as follows:

1. West Milford Township agrees to renew its membership in the Morris County Municipal Joint Insurance Fund and to be subject to the Bylaws, Rules and Regulations, coverages, and operating procedures thereof as presently existing or as modified from time to time by lawful act of the Fund.
2. The Governing Body shall be and hereby are authorized to execute the agreement to renew membership annexed hereto and made a part hereof and to deliver same to the Morris County Municipal Joint Insurance Fund evidencing the Municipality's intention to renew its membership.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 306 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE INTENT TO PURCHASE FROM CUSTOM BANDAG-WHARTON AS A VENDOR THAT HOLDS A STATE CONTRACT PURSUANT TO N.J.S.A. 40A:11-12 (A) IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICIES AND PAY-TO-PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.

WHEREAS, the Township of West Milford pursuant to N.J.S.A. 40A:11-12 (a) and N.J.A.C. 5:34-7.29 (c) may, by this resolution and a properly executed purchase order and without advertising for bids, purchase goods or services under any contract or contracts entered into on behalf of the State by the Division of Purchase and Property or Cooperative Pricing contract; and

WHEREAS, the Township Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase in excess of the former bid threshold of \$17,500.00 and that the purchase shall warrant use of State contract, cooperative pricing contract or a minimum of three quotations; and

WHEREAS, the Township of West Milford has a need on a timely basis to purchase goods and services utilizing the State Division of Purchase contract for purchase of tires awarded to Custom Bandag-Wharton which expenses would exceed the threshold of \$17,500.00; and

WHEREAS, the above referenced vendor to comply with State pay-to-play regulations 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 material 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: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 307 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE INTENT TO PURCHASE FROM FIRE AND SAFETY SERVICES IN ACCORDANCE WITH THE TOWNSHIP 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 on a timely basis to purchase emergency vehicle parts and have repairs performed from the above named vendor as the New Jersey authorized Pierce Manufacturing dealer which expenses would exceed the Pay-to-Play threshold of \$17,500; and

WHEREAS, Fire and Safety Services 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 Fire and Safety Services is hereby authorized and obtained and total purchases not to exceed the budgeted appropriation established for this purpose for the remainder of 2021 calendar year.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 308 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD IN THE COUNTY OF PASSAIC NEW JERSEY AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$12,033,125 BOND ANTICIPATION NOTES

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE
COUNTY OF PASSAIC, NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to a bond ordinance of The Township of West Milford, in the County of Passaic (the "Township") entitled: "Bond ordinance providing for improvement of various roads in and by the Township of West Milford, in the County of Passaic, New Jersey, appropriating \$151,000 therefor, directing a special assessment of part of the cost thereof and authorizing the issuance of \$143,800 bonds or notes of the Township for financing the same, finally adopted on August 14, 2019 (#2019-13), bond anticipation notes of the Township in a principal amount not exceeding \$136,200 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 2. Pursuant to a bond ordinance of the Township, entitled: "Bond ordinance appropriating \$3,071,405, and authorizing the issuance of \$2,443,900 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on May 20, 2020 (#2020-07), bond anticipation notes of the Township in a principal amount not exceeding \$2,443,790 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 3. Pursuant to a bond ordinance of the Township, entitled: "Bond ordinance appropriating \$3,617,500, and authorizing the issuance of \$3,169,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on April 7, 2021 (#2021-14), bond anticipation notes of the Township in a principal amount not exceeding \$3,168,135 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 4. Pursuant to a bond ordinance of the Township, entitled: "Bond ordinance providing for improvement of various roads in and by the Township of West Milford, in the County of Passaic, New Jersey, appropriating \$1,500,000 therefor, directing a special assessment of part of the cost thereof and authorizing the issuance of \$1,428,000 bonds or notes of the Township for financing the same", finally adopted on May 4, 2022 (#2022-021), bond anticipation notes of the Township in a principal amount not exceeding \$1,428,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 5. Pursuant to a bond ordinance of the Township, entitled: "Bond ordinance appropriating \$5,432,000, and authorizing the issuance of \$4,857,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on May 4, 2022 (#2022-022), bond anticipation notes of the Township in a principal amount not exceeding \$4,857,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 6. All bond anticipation notes (the “notes”) issued hereunder shall mature at such times as may be determined by the treasurer, the chief financial officer or the acting chief financial officer of the Township (the “Chief Financial Officer”), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Township in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 7. Any note issued pursuant to this resolution shall be a general obligation of the Township, and the Township’s faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 8. The Chief Financial Officer is hereby authorized and directed, if necessary, to execute an initial and final Subscription for Purchase and Issue of United States Treasury Securities – State and Local Government Series – Time Deposit Securities (“SLGS”), and any related certification, each in form and substance satisfactory to bond counsel to the Township. Bond Counsel to the Township is hereby authorized to execute said initial SLGS subscription letter on behalf of the Township. The Chief Financial Officer or bond counsel to the Township each is hereby authorized to execute said final SLGS subscription. In addition, the Chief Financial Officer is hereby authorized and directed, if necessary, to execute and deliver any agreement, document or instrument relating to the purchase of securities in lieu of SLGS.

Section 9. The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Township, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 10. All action heretofore taken by Township officials and professionals with regard to the sale and award of the notes is hereby ratified, confirmed, adopted and approved.

Section 11. This resolution shall take effect immediately.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

* * *

EXTRACT from the minutes of a Workshop/Regular meeting of the Township Council of the Township of West Milford, in the County of Passaic, New Jersey, held at the Municipal Building, 1480 Union Valley Road in said Township on August 15, 2022 at 6:30 o'clock P.M.

* * *

PRESENT:

ABSENT:

* * *

_____ introduced and moved the adoption of the following resolution and _____ seconded the motion:

* * *

Upon motion of _____, seconded by _____, the foregoing resolution was adopted by the following vote:

AYES:

NOES:

* * *

CERTIFICATE

I, **WILLIAM SENANDE**, Township Clerk of the Township of West Milford, in the County of Passaic, New Jersey, **HEREBY CERTIFY** that the foregoing annexed extract from the minutes of a meeting of the Township Council of said Township, duly called and held on August 15, 2022, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Township, and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this 15th day of August, 2022.

William Senande, Township Clerk

(SEAL)

Township of West Milford
Passaic County, New Jersey

~ Resolution 2022 – 309 ~

RESOLUTION PROVIDING FOR THE COMBINATION OF CERTAIN ISSUES OF BONDS OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, INTO A SINGLE ISSUE OF GENERAL BONDS AGGREGATING \$14,295,000 IN PRINCIPAL AMOUNT

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to the provisions of Section 40A:2-26 of the Local Bond Law of New Jersey, particularly paragraph (f) thereof and in lieu of the sale of more than one issue of bonds as provided for in said Local Bond Law, the several issues of bonds of this local unit described in Section 2 hereof, authorized pursuant to bond ordinances of the local unit heretofore adopted, shall be combined into a single and combined issue of bonds in the principal amount of \$14,295,000.

Section 2. The principal amount of the bonds of the several issues of bonds to be combined into a single issue as above provided, the bond ordinance authorizing each of said several issues described by reference to its title and date of adoption, and the period or average period of usefulness determined in each of said bond ordinances are respectively as follows:

Principal Amount of Bonds	Title of Ordinance and Date of Adoption	Period or Average Period of Usefulness (in Years)
\$68,200 bonds	"Bond ordinance providing for the improvement of various roads in and by the Township of West Milford, in the County of Passaic, New Jersey, appropriating \$4,688,250 therefor and authorizing the issuance of \$4,465,000 bonds or notes of the Township for financing such appropriation", finally adopted on March 28, 2007 (#2007-06)	10
\$63,600 bonds	"Bond ordinance appropriating \$3,342,360, and authorizing the issuance of \$3,175,242 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on September 3, 2008 (#2008-40)	9.27
\$325,654 bonds	"Bond ordinance appropriating \$1,565,000, and authorizing the issuance of \$1,490,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on August 15, 2012 (#2012-15)	12.38
\$1,085,532 bonds	"Bond ordinance appropriating \$1,940,600, and authorizing the issuance of \$1,605,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on April 17, 2013 (#2013-10)	10.10
\$1,263,456 bonds	"Bond ordinance appropriating \$2,214,000, and authorizing the issuance of \$1,839,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on June 25, 2014 (#2014-05)	9.36

\$2,250,352 bonds	"Bond ordinance appropriating \$3,557,200, and authorizing the issuance of \$3,201,200 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on June 30, 2015 (#2015-08)	9.06
\$2,281,786 bonds	"Bond ordinance appropriating \$3,250,000, and authorizing the issuance of \$2,850,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on May 4, 2016 (#2016-08)	11.30
\$1,771,565 bonds	"Bond ordinance appropriating \$2,837,121, and authorizing the issuance of \$2,375,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on April 5, 2017 (#2017-06)	10.32
\$616,543 bonds	"Bond ordinance providing for the improvement of Ridge Road and Reservoir Road in and by the Township of West Milford, in the County of Passaic, New Jersey, appropriating \$1,250,000 therefor and authorizing the issuance of \$689,272 bonds or notes of the Township for financing such appropriation", finally adopted on April 18, 2018 (#2018-04)	10
\$1,948,312 bonds	"Bond ordinance appropriating \$2,401,250, and authorizing the issuance of \$2,187,137 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on August 15, 2018 (#2018-07)	10.72
\$423,500 bonds	"Bond ordinance appropriating \$1,135,000, and authorizing the issuance of \$444,600 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on April 28, 2019 (#2019-04)	11.12
\$2,196,500 bonds	"Bond ordinance appropriating \$2,425,000, and authorizing the issuance of \$2,309,000 bonds or notes of the Township, for various improvements or purposes authorized to be undertaken by the Township of West Milford, in the County of Passaic, New Jersey", finally adopted on June 12, 2019 (#2019-09)	10.86

Section 3. The following matters are hereby determined with respect to said combined issue of bonds:

(a) The average period of usefulness, taking into consideration the respective amounts of obligations presently authorized to be issued pursuant to each of said bond ordinances, respectively, is 10.36 years.

(b) The bonds of said combined issue shall be designated "General Bonds of 2022" and shall mature within the said average period of usefulness hereinabove determined.

(c) The bonds of said combined issue shall be sold and issued in accordance with the provisions of said Local Bond Law applicable to the sale and issue of a single issue of bonds.

Section 4. The following additional matters are hereby determined, declared, recited and stated:

(a) None of the bonds of the several issues of bonds described in Section 2 hereof has been heretofore sold or issued and the several bond ordinances described in Section 2 hereof have not heretofore been rescinded and now remain in full force and effect as authorizations for the amount of bonds set forth opposite the title of the several bond ordinances described in said Section 2 hereof.

(b) No bonds are authorized by any of the bond ordinances described in Section 2 hereof, except bonds in the amount set opposite the title of said bond ordinances in Section 2 hereof.

(c) The several purposes for the financing of which the bonds described in Section 2 hereof have been authorized to be issued pursuant to the respective bond ordinances described in Section 2 hereof are purposes for which bonds of this local unit may lawfully be issued pursuant to said

Local Bond Law and are not purposes for which a deduction may be taken in any annual or supplemental debt statement of the local unit.

Section 5. This resolution shall take effect immediately.

The foregoing resolution was adopted by the following vote:

AYES:
NOES:

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original

William Senande, Township Clerk

EXTRACT from the minutes of a regular meeting of the Township Council of the Township of West Milford, in the County of Passaic, New Jersey, held at the Municipal Building, 1480 Union Valley Road, West Milford, New Jersey, on August 15, 2022, at 6:30 P.M.

PRESENT:

ABSENT:

* * *

_____ introduced and moved the adoption of the following resolution and
_____ seconded the motion:

CERTIFICATE

I, **WILLIAM SENANDE**, Township Clerk of the Township of West Milford, in the County of Passaic, New Jersey, **HEREBY CERTIFY** that the foregoing extract from the minutes of a meeting of the Township Council of said Township, duly called and held on August 15, 2022, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Township and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this 15th day of August, 2022.

(SEAL)

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 310 ~

RESOLUTION DETERMINING THE FORM AND OTHER DETAILS OF \$14,295,000 GENERAL BONDS OF 2022 OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, AND PROVIDING FOR THEIR SALE

BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, AS FOLLOWS:

Section 1. Terms of Bonds. The \$14,295,000 General Bonds of 2022 (the "Bonds") of the Township of West Milford, New Jersey (the "Township"), referred to and described in the resolution adopted pursuant to the Local Bond Law of the State of New Jersey, by the Township Council of the Township on August 15, 2022, entitled "Resolution providing for the combination of certain issues of bonds of the Township of West Milford, in the County of Passaic, New Jersey, into a single issue of General Bonds aggregating \$14,295,000 in principal amount" and authorized by certain bond ordinances of the Township therein described, shall be dated the date of delivery thereof, shall bear interest payable semi-annually on September 15 and March 15 in each year, commencing March 15, 2023, expressed in a multiple of 1/8 or 1/20 of 1%, shall mature in the principal amount of \$1,215,000 on September 15, 2023, \$1,265,000 on September 15, 2024, \$1,310,000 on September 15, 2025, \$1,360,000 on September 15, 2026, \$1,410,000 on September 15, 2027, \$1,460,000 on September 15, 2028, \$1,515,000 on September 15, 2029, \$1,535,000 on September 15, 2030, \$1,585,000 on September 15, 2031 and \$1,640,000 on September 15, 2032, and shall each bear a distinctive number to distinguish it from all other Bonds of said issue.

Section 2. Book-Entry-Only Bonds. The Bonds shall be issued by means of a book-entry system with no physical distribution of bond certificates made to the public. The Bonds shall be issued in registered form and bond certificates for each maturity will be issued to The Depository Trust Company, New York, New York ("DTC"), registered in the name of its nominee Cede & Co., and immobilized in its custody. A book-entry system will be employed, evidencing ownership of the Bonds in principal amount of \$5,000 or any \$1,000 increment in excess thereof, with transfers of ownership affected on the records of DTC and its participants pursuant to rules and procedures adopted by DTC and its participants. The successful bidder, as a condition to the delivery of the Bonds, will be required to deposit the bond certificates with DTC, registered in the name of Cede & Co. So long as Cede & Co. is the registered owner of the Bonds, principal and redemption price, if any, of and interest on the Bonds will be payable by the Township or its agent to DTC or its nominee as registered owner of the Bonds. The Bonds shall be executed in the name of the Township by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, under the seal of the Township affixed, imprinted or otherwise reproduced thereon and attested by the manual signature of its Township Clerk.

Section 3. Redemption. (A) The Bonds maturing prior to September 15, 2030 are not subject to redemption prior to maturity at the option of the Township. The Bonds maturing on or after September 15, 2030 are subject to redemption prior to maturity at the option of the Township upon notice as described below in whole or in part, in any order of maturity and by lot within a maturity if less than all the Bonds of such maturity are to be redeemed, on any date on or after September 15, 2029, at a redemption price equal to 100% of the principal amount thereof, together with interest accrued, if any, to the date fixed for redemption.

(B) Notice of redemption shall be given by first-class mail, postage prepaid, to the registered owners of the Bonds or portions thereof to be redeemed, not less than thirty (30) days nor more than sixty (60) days prior to the redemption date, but such mailing shall not be a condition precedent to such redemption and failure so to mail any such notice shall not affect the validity of any proceedings for the redemption of Bonds. If notice of redemption shall have been given as aforesaid, the

Bonds or portions thereof specified in said notice shall become due and payable at the redemption price on the redemption date therein designated and if, on the redemption date, moneys for payment of the redemption price of all the Bonds to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, then from and after the redemption date interest on such Bonds shall cease to accrue and become payable. Less than all of a Bond in a denomination in excess of \$5,000 may be so redeemed, and in such case, upon the surrender of such Bond, there shall be issued to the registered owner thereof, without charge therefor, for the unredeemed balance of the principal amount of such Bond, Bonds of like series, designation, maturity and interest rate in any of the authorized denominations.

Section 4. Form of Bonds. The Bonds shall be in substantially the following forms with such changes and modifications as may be required, necessary, convenient or desirable for delivery thereof (including the inclusion of mandatory sinking fund provisions if term Bonds are specified by the successful bidder):

**UNITED STATES OF AMERICA
STATE OF NEW JERSEY**

**THE TOWNSHIP OF WEST MILFORD,
IN THE COUNTY OF PASSAIC**

GENERAL BOND OF 2022

Number: R-G
Registered Owner: Cede & Co
Principal Amount: \$ _____
Dated Date: September 15, 2022
Interest Rate: _____ %
Maturity Date: September 15, _____
CUSIP Number: 954515

THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC (the "Township"), a municipal corporation of the State of New Jersey, situate in said County of Passaic, hereby acknowledges itself indebted and for value received promises to pay to the above-stated Registered Owner or registered assigns, the above-stated Principal Amount on the above-stated Maturity Date upon presentation and surrender of this bond, and to pay to the registered owner hereof interest on such sum, from the date of this bond until it matures or is redeemed, at the above-stated Interest Rate per annum payable March 15, 2023 and semi-annually thereafter on March 15 and September 15 in each year. Principal or redemption price, if any, of this bond will be paid in lawful money of the United States of America at the office of the Chief Financial Officer, Municipal Building, 1480 Union Valley Road, West Milford, New Jersey. Interest on this bond will be payable by check or draft mailed to the registered owner hereof whose name appears on the registration books of the Township on March 1 and September 1 next preceding each interest payment date.

This bond is transferable only upon the books of the Township kept for that purpose at the office of the Chief Financial Officer, Municipal Building, 1480 Union Valley Road, West Milford, New Jersey (the "Transfer Agent"), by the registered owner hereof in person or by his attorney duly authorized in writing, upon surrender hereof together with a written instrument of transfer satisfactory to the Transfer Agent duly executed by the registered owner or such duly authorized attorney, and thereupon the Township shall issue in the name of the transferee a new bond or bonds of the same aggregate principal amount and series, designation, maturity and interest rate as the surrendered bond. The Township, the Transfer Agent and any paying agent of the Township may treat and consider the person in whose name this bond is registered as the holder and absolute owner hereof for the purpose of receiving payment of, or on account of, the principal and interest due hereon and for all other purposes whatsoever.

This bond is one of an authorized issue of bonds and is issued pursuant to the Local Bond Law of the State of New Jersey, and as provided by resolution of the Township Council of the Township, entitled: "Resolution providing for the combination of certain issues of bonds of the Township of West Milford, in the County of Passaic, New Jersey, into a single issue of General Bonds aggregating \$14,295,000 in principal amount", adopted on August 15, 2022 and the bond ordinances referred to therein.

The bonds maturing prior to September 15, 2030, are not subject to redemption prior to maturity at the option of the Township. The bonds maturing on or after September 15, 2030, are subject to redemption prior to maturity at the option of the Township upon notice as described below in whole or in part, in any order of maturity and by lot within a maturity if less than all the bonds of such maturity are to be redeemed, on any date on or after September 15, 2029, at a redemption price equal to 100% of the principal amount thereof, together with interest accrued, if any, to the date fixed for redemption.

Notice of redemption shall be given by first-class mail, postage prepaid, to the registered owners of the bonds or portions thereof to be redeemed, not less than thirty (30) days nor more than sixty (60) days prior to the redemption date, but such mailing shall not be a condition precedent to such redemption and failure so to mail any such notice shall not affect the validity of any proceedings for the redemption of bonds. If notice of redemption shall have been given as aforesaid, the bonds or portions thereof specified in said notice shall become due and payable at the redemption price on the redemption date therein designated and if, on the redemption date, moneys for payment of the redemption price of all the bonds to be redeemed, together with interest to the redemption date, shall be available for such payment on said date, then from and after the redemption date interest on such bonds shall cease to accrue and become payable. Less than all of a bond in a denomination in excess of \$5,000 may be so redeemed, and in such case, upon the surrender of such bond, there shall be issued to the registered owner thereof, without charge therefor, for the unredeemed balance of the principal amount of such bond, bonds of like series, designation, maturity and interest rate in any of the authorized denominations.

The full faith and credit of the Township are hereby irrevocably pledged for the punctual payment of the principal of or redemption price, if any, and interest on this bond according to its terms.

It is hereby certified and recited that all conditions, acts and things required by the Constitution or statutes of the State of New Jersey to exist, to have happened or to have been performed precedent to or in the issuance of this bond exist, have happened and have been performed, and that the issue of bonds of which this is one does not exceed any limitation imposed thereon by said Constitution or statutes.

IN WITNESS WHEREOF, THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC has caused this bond to be executed in its name by the manual or facsimile signatures of its Mayor and its Chief Financial Officer, and its corporate seal to be affixed, imprinted or reproduced hereon, and this bond and said seal to be attested by the manual signature of its Township Clerk and this bond to be dated the above-stated Dated Date.

**THE TOWNSHIP OF WEST MILFORD,
IN THE COUNTY OF PASSAIC**

(SEAL)

By _____
Mayor

ATTEST:

Township Clerk

Chief Financial Officer

The following abbreviations, when used in the inscription on the face of this Bond, shall be construed as though they were written out in full according to applicable laws or regulations (additional abbreviations may also be used though not in the following list):

- TEN COM** - as tenants in common
- TEN ENT** - as tenants by the entireties
- JT TEN** - as joint tenants with right of survivorship and not as tenants in common

UNIF GIFT MIN ACT	
Custodian	
_____ (Cust)	_____ (Minor)
under Uniform Gifts to Minors Act	
_____ State	

ASSIGNMENT

FOR VALUE RECEIVED the undersigned hereby sells, assigns and transfers unto

PLEASE INSERT SOCIAL SECURITY OR OTHER IDENTIFYING NUMBER OF ASSIGNEE (FOR COMPUTER RECORD ONLY)

(Please Print or Typewrite Name and Address of Transferee)

the within Bond, and all rights thereunder, and hereby irrevocably constitutes and appoints _____ Attorney, to transfer the within Bond on the books kept for the registration thereof, with full power of substitution in the premises.

Dated: _____

NOTICE: The signature to this assignment must correspond with the name as it appears upon the face of the within Bond in every particular, without alteration or enlargement or any change whatever.

Section 5. Sale of Bonds and Publication of Notice. The Bonds shall be sold upon electronic bids submitted on either Grant Street Group's MuniAuction website or the Parity Electronic Bid System of i-Deal LLC (as shall be determined by the Chief Financial Officer of the Township after consultation with the Township auditor and bond counsel) on August 31, 2022 until 11:00 o'clock A.M. (or such other date or time as shall be determined by the Chief Financial Officer of the Township after consultation with the Township auditor and bond counsel) and the Township Clerk is hereby authorized and directed to (a) cause a notice of such sale to be published at least once, the first publication to be at least seven days prior to said sale in the "*Herald News*", a newspaper published in the County of Passaic, and circulating in the municipality, and (b) cause a summary of the notice of sale to be published at least once, the first publication to be at least seven days prior to said sale in "*The Bond Buyer*", a financial newspaper published and circulating in the City of New York, New York.

Section 6. Forms of Notices. Said notice of sale and said summary of notice of sale and shall be in substantially the following forms, respectively, with such changes and modifications as may be approved by the Chief Financial Officer of the Township after consultation with the Township auditor and bond counsel:

**NOTICE OF SALE
THE TOWNSHIP OF WEST MILFORD,
IN THE COUNTY OF PASSAIC, NEW JERSEY
\$14,295,000 GENERAL BONDS OF 2022**

ELECTRONIC BIDS will be received by the Chief Financial Officer of the Township of West Milford, in the County of Passaic, New Jersey (the "Township"), via the PARITY® Electronic Bid System ("PARITY®") of i-Deal LLC ("i-Deal") on **Wednesday, August 31, 2022**, until 11:00 a.m., eastern time, at which time they will be publicly announced, for the purchase of \$14,295,000 General Bonds of 2022 (the "Bonds") of the Township due on September 15 as follows:

\$1,215,000 in 2023, \$1,265,000 in 2024, \$1,310,000 in 2025, \$1,360,000 in 2026,
\$1,410,000 in 2027, \$1,460,000 in 2028, \$1,515,000 in 2029, \$1,535,000 in 2030,
\$1,585,000 in 2031 and \$1,640,000 in 2032.

Payment Dates. The Bonds will be dated the date of delivery thereof and will bear interest at the rate or rates per annum specified by the successful bidder therefor in accordance with this Notice of Sale payable on March 15 and September 15 in each year until maturity or earlier redemption, commencing March 15, 2023. The record dates for the payment of principal of and interest on the Bonds will be the March 1 and September 1 next preceding each such payment date.

Book-Entry Only. The Bonds will be issued in book-entry form only, initially in the name of Cede & Co., as nominee of The Depository Trust Company ("DTC"). Purchasers will not receive certificates representing their interests in the Bonds. Individual purchases will be in the principal amount of \$5,000 or integral multiples of \$1,000 in excess thereof. Payments of principal or redemption price, if any, and interest will be made by the Township or its agent to DTC for subsequent disbursement to DTC participants to then be remitted to the beneficial owners of the Bonds.

Redemption. The Bonds maturing prior to September 15, 2030 are not subject to redemption prior to their stated maturities. The Bonds maturing on or after September 15, 2030 are subject to redemption prior to their stated maturities at the option of the Township upon mailed notice, as described in the resolution of the Township authorizing the Bonds, in whole or in part, in any order of maturity and by lot within a maturity if less than all the Bonds of such maturity are to be redeemed, on any date on or after September 15, 2029, at a redemption price equal to 100% of the principal amount thereof, together with interest accrued, if any, to the date fixed for redemption.

Bank Qualification. The Bonds **will not** be designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended.

Interest Rate and Price Parameters. Each bid must specify in a multiple of one-eighth (1/8th) or one-twentieth (1/20th) of one percent (1%) the rate or rates of interest which the Bonds are to bear. Not more than one rate of interest may be specified for the Bonds of the same maturity. There is no limitation on the number of rates of interest that may be specified. The difference between the highest and the lowest rates of interest specified shall not exceed two percent (2%). No bid shall be considered that offers to pay an amount less than the principal amount of the Bonds offered for sale (i.e., \$14,295,000). Any bid premium must not exceed one percent (1%) of the principal amount of the Bonds offered for sale (i.e., \$142,950).

Basis of Award. The Bonds will be awarded to the bidder on whose bid the total loan may be made at the lowest true interest cost. Such true interest cost shall be computed, as to each bid, by determining the interest rate, compounded semi-annually, necessary to discount the debt service payments to the date of the Bonds and to the price bid. If two (2) or more bidders offer the same lowest true interest cost, then the Bonds will be awarded to one (1) of such bidders selected by lot from among all such bidders. The right is reserved to reject any and all bids and, to the extent permitted by law, to waive any irregularity or informality in any bid.

Good Faith Deposit. Each bidder is required to deposit a certified or cashier's or treasurer's check drawn upon a bank or trust company payable to the order of the Township of West Milford, in the County of Passaic, New Jersey, for \$285,900 (the "Deposit Amount"). In lieu of the foregoing, a bidder may deliver the Deposit Amount via a wire transfer of immediately available funds to the Township. Wiring instructions may be obtained by contacting the Chief Financial Officer of the Township, Ellen Mageean at treasurer@westmilford.org or (973) 728-2752. Such check or wire transfer must be received by the Chief Financial Officer of the Township at or before 11:00 a.m., eastern time, on the bid date at the Municipal Building, 1480 Union Valley Road, West Milford, New Jersey, 07480. No interest on the Deposit Amount will accrue to the successful bidder. The Deposit Amount will be applied in part payment for the Bonds or to secure the Township from any loss resulting from the failure of the successful bidder to comply with the terms of its bid.

Award and Closing. Award of the Bonds to the successful bidder, or rejection of all bids, is expected to be made promptly after receipt of the bids, but a bidder may not withdraw its bid until after 2:00 p.m., eastern time, of the day of such bid-receipt and then only if such award has not been made prior to the withdrawal. The Bonds will be delivered and shall be paid for in immediately available funds on or about September 15, 2022, at such place in Newark, New Jersey, and on such business day and at such hour, as the undersigned shall fix on five (5) business days' notice to the successful bidder, or at such other place and time as may be agreed upon with the successful bidder.

PARITY®. Each bid must be submitted via PARITY®. No bidder will see any other bidder's bid, nor will any bidder see the status of its bid relative to other bids (e.g., whether its bid is a leading bid). To the extent any instructions or directions set forth on PARITY® conflict with this Notice of Sale, the terms of this Notice of Sale shall control. For further information about PARITY®, potential bidders may contact PARITY® at i-Deal at (212) 404-8102. The Township may, but is not obligated to, acknowledge its acceptance in writing of any bid submitted electronically via PARITY®. Each bidder further agrees that: (1) if a bid submitted electronically via PARITY® is accepted by the Township, the terms of this Notice of Sale and the information that is electronically transmitted via PARITY® shall form a contract and the successful bidder shall be bound by the terms of such contract, (2) PARITY® is not an agent of the Township and the Township shall have no liability whatsoever based on any bidder's use of PARITY®, including but not limited to any failure by PARITY® to correctly or timely transmit information provided by the Township or information provided by the bidder, (3) the Township may choose to discontinue use of electronic bidding via PARITY® by issuing a notification to such effect via TM3 News Services, or by other available means, no later than 3:00 p.m., eastern time, on the last business date prior to the bid date, (4) once the bids are communicated electronically via PARITY® to the Township, each bid shall be deemed to be an irrevocable offer to purchase the Bonds on the terms provided in this Notice of Sale and (5) each bidder shall be solely responsible to make necessary arrangements to access PARITY® for purposes of submitting its bid in a timely manner and in compliance with the requirements of this Notice of Sale. Neither the Township nor i-Deal shall have any duty or obligation to provide or assure such access to any bidder, and neither the Township nor i-Deal shall be responsible for a bidder's failure to register to bid or for the proper operation of, or have any liability for any delays or interruptions of, or any damages caused by, PARITY®. The Township is using PARITY® as a communication mechanism, and not as the Township's agent, to conduct the electronic bidding for the Bonds. By using PARITY®, each bidder agrees to hold the Township harmless for any harm or damages caused to such bidder in connection with its use of PARITY® for bidding on the Bonds.

Change in Federal Tax Law. The successful bidder may at its option refuse to accept the Bonds if prior to their delivery any income tax law of the United States of America shall provide that the interest thereon is taxable, or shall be taxable at a future date, for federal income tax purposes, and in such case the Deposit Amount paid by it will be returned and the successful bidder will be relieved of its contractual obligations arising from the acceptance of its bid.

Bond Insurance Option. If the Bonds qualify for issuance of any policy of municipal bond insurance or commitment therefor at the option of a bidder, any purchase of such insurance or commitment therefor shall be at the sole option and expense of the bidder and any increased costs of issuance of the Bonds resulting by reason of such insurance, unless otherwise paid, shall be paid by such

bidder. Any failure of the Bonds to be so insured or of any such policy of insurance to be issued shall not in any way relieve the successful bidder of its contractual obligations arising from the acceptance of its bid for the purchase of the Bonds.

Establishment of Issue Price (10% Test or Hold-the-Offering-Price Rule May Apply if Competitive Sale Requirements are Not Satisfied – Bidder Option). The successful bidder shall assist the Township in establishing the issue price of the Bonds and shall execute and deliver to the Township at closing an "issue price" or similar certificate setting forth the reasonably expected initial offering price to the public or the sales price or prices of the Bonds, together with the supporting pricing wires or equivalent communications, with such modifications as may be appropriate or necessary, in the reasonable judgment of the successful bidder, the Township and bond counsel to the Township. The form of such certificate is available from bond counsel to the Township.

The Township intends that the provisions of Treasury Regulation Section 1.148-1(f)(3)(i) (defining "competitive sale" for purposes of establishing the issue price of the Bonds) will apply to the initial sale of the Bonds (the "competitive sale requirements") because: (1) the Township shall disseminate this Notice of Sale to potential underwriters in a manner that is reasonably designed to reach potential underwriters, (2) all bidders shall have an equal opportunity to bid, (3) the Township may receive bids from at least three underwriters of municipal bonds who have established industry reputations for underwriting new issuances of municipal bonds and (4) the Township anticipates awarding the sale of the Bonds to the bidder who submits a firm offer to purchase the Bonds at the highest price (or lowest interest cost), as set forth in this Notice of Sale.

Any bid submitted pursuant to this Notice of Sale shall be considered a firm offer for the purchase of the Bonds, as specified in the bid. Unless a bidder is purchasing the Bonds for its own account and not with a view to distribution or resale to the public, a bidder by submitting its bid represents that it is an underwriter of municipal bonds that has an established industry reputation for underwriting new issuances of municipal bonds.

In the event that the competitive sale requirements are not satisfied, the Township shall so advise the successful bidder. In such event, unless the successful bidder is purchasing the Bonds for its own account and not with a view to distribution or resale to the public, the successful bidder shall elect to treat (i) the first price at which 10% of a maturity of the Bonds (the "10% test") is sold to the public as the issue price of that maturity and/or (ii) the initial offering price to the public as of the sale date of any maturity of the Bonds as the issue price of that maturity (the "hold-the-offering-price rule"), in each case applied on a maturity-by-maturity basis. The successful bidder shall advise the Township if any maturity of the Bonds does not satisfy the 10% test as of the date and time of the award of the Bonds. The successful bidder shall promptly advise the Township which of such maturities of the Bonds shall be subject to the 10% test or shall be subject to the hold-the-offering-price rule. Bids will not be subject to cancellation in the event that the competitive sale requirements are not satisfied. Bidders should prepare their bids on the assumption that some or all of the maturities of the Bonds will be subject to either the 10% test or the hold-the-offering-price rule in order to establish the issue price of the Bonds.

By submitting a bid, the successful bidder shall (i) confirm that the underwriters have offered or will offer the Bonds to the public on or before the date of award at the offering price or prices (the "initial offering price"), or at the corresponding yield or yields, set forth in the bid submitted by the successful bidder and (ii) agree, on behalf of the underwriters participating in the purchase of the Bonds, that the underwriters will neither offer nor sell unsold Bonds of any maturity to which the hold-the-offering-price rule shall apply to any person at a price that is higher than the initial offering price to the public during the period starting on the sale date and ending on the earlier of the following: (1) the close of the fifth (5th) business day after the sale date or (2) the date on which the underwriters have sold at least 10% of that maturity of the Bonds to the public at a price that is no higher than the initial offering price to the public. The winning bidder will advise the Township promptly after the close of the fifth (5th) business day after the sale date whether it has sold 10% of that maturity of the Bonds to the public at a price that is no higher than the initial offering price to the public.

If the competitive sale requirements are not satisfied and the successful bidder has elected the 10% test to apply to any maturity of the Bonds, then until the 10% test has been satisfied as to each such maturity of the Bonds, the successful bidder agrees to promptly report to the Township the prices at which the unsold Bonds of that maturity have been sold to the public. That reporting obligation shall continue, whether or not the closing date has occurred, until either (i) all Bonds of that maturity have been sold or (ii) the 10% test has been satisfied as to the Bonds of that maturity, provided that, the successful bidder's reporting obligation after the closing date may be at reasonable periodic intervals or otherwise upon request of the Township or bond counsel to the Township.

The Township acknowledges that, in making the representations set forth above, the successful bidder will rely on (i) the agreement of each underwriter to comply with the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds, as set forth in an agreement among underwriters and the related pricing wires, (ii) in the event a selling group has been created in connection with the initial sale of the Bonds to the public, the agreement of each dealer who is a member of the selling group to comply with the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds, as set forth in a selling group agreement and the related pricing wires and (iii) in the event that an underwriter or dealer who is a member of the selling group is a party to a third-party distribution agreement that was employed in connection with the initial sale of the Bonds to the public, the agreement of each broker-dealer that is a party to such agreement to comply with the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds, as set forth in the third-party distribution agreement and the related pricing wires. The Township further acknowledges that each underwriter shall be solely liable for its failure to comply with its agreement regarding the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds, and that no underwriter shall be liable for the failure of any other underwriter, or of any dealer who is a member of a selling group, or of any broker-dealer that is a party to a third-party distribution agreement to comply with its corresponding agreement to comply with the requirements for establishing issue price of the Bonds, including, but not limited to, its agreement to comply with the hold-the-offering-price rule, if applicable to the Bonds.

By submitting a bid, each bidder confirms that: (i) any agreement among underwriters, any selling group agreement and each third-party distribution agreement (to which the bidder is a party) relating to the initial sale of the Bonds to the public, together with the related pricing wires, contains or will contain language obligating each underwriter, each dealer who is a member of the selling group, and each broker-dealer that is a party to such third-party distribution agreement, as applicable: (A)(1) to report the prices at which it sells to the public the unsold Bonds of each maturity allocated to it, whether or not the closing date has occurred, until either all Bonds of that maturity allocated to it have been sold or it is notified by the successful bidder that the 10% test has been satisfied as to the Bonds of that maturity, provided that, the reporting obligation after the closing date may be at reasonable periodic intervals or otherwise upon request of the successful bidder and (2) to comply with the hold-the-offering-price rule, if applicable, if and for so long as directed by the successful bidder and as set forth in the related pricing wires, (B) to promptly notify the successful bidder of any sales of Bonds that, to its knowledge, are made to a purchaser who is a related party to an underwriter participating in the initial sale of the Bonds to the public (each such term being used as defined below) and (C) to acknowledge that, unless otherwise advised by the underwriter, dealer or broker-dealer, the successful bidder shall assume that each order submitted by the underwriter, dealer or broker-dealer is a sale to the public and (ii) any agreement among underwriters or selling group agreement relating to the initial sale of the Bonds to the public, together with the related pricing wires, contains or will contain language obligating each underwriter or dealer that is a party to a third-party distribution agreement to be employed in connection with the initial sale of the Bonds to the public to require each broker-dealer that is a party to such third-party distribution agreement to (A) report the prices at which it sells to the public the unsold Bonds of each maturity allotted to it, whether or not the closing date has occurred, until either all Bonds of that maturity allocated to it have been sold or it is notified by the successful bidder or such underwriter that the 10% test has been satisfied as to the Bonds of that maturity, provided that, the reporting obligation after the closing date may be at reasonable

periodic intervals or otherwise upon request of the successful bidder or such underwriter and (B) comply with the hold-the-offering-price rule, if applicable, if and for so long as directed by the successful bidder or the underwriter and as set forth in the related pricing wires.

Sales of any Bonds to any person that is a related party to an underwriter participating in the initial sale of the Bonds to the public (each such term being used as defined below) shall not constitute sales to the public for purposes of this Notice of Sale. Further, for purposes of this Notice of Sale: (i) "public" means any person other than an underwriter or a related party, (ii) "underwriter" means (A) the successful bidder, (B) any person that agrees pursuant to a written contract with the successful bidder to form an underwriting syndicate to participate in the initial sale of the Bonds to the public and (C) any person that agrees pursuant to a written contract directly or indirectly with a person described in clause (B) to participate in the initial sale of the Bonds to the public (including a member of a selling group or a party to a third-party distribution agreement participating in the initial sale of the Bonds to the public), (iii) "related party" means any entity if an underwriter and such entity are subject, directly or indirectly, to (I) more than 50% common ownership of the voting power or the total value of their stock, if both entities are corporations (including direct ownership by one corporation of another), (II) more than 50% common ownership of their capital interests or profits interests, if both entities are partnerships (including direct ownership by one partnership of another) or (III) more than 50% common ownership of the value of the outstanding stock of the corporation or the capital interests or profit interests of the partnership, as applicable, if one entity is a corporation and the other entity is a partnership (including direct ownership of the applicable stock or interests by one entity of the other) and (iv) "sale date" means the date that the Bonds are awarded by the Township to the successful bidder.

CUSIP Numbers. It is anticipated that CUSIP identification numbers will be printed on the Bonds, but neither the failure to print such number on any Bond nor any error with respect thereto shall constitute cause for the failure or refusal of the successful bidder to accept delivery of and pay for the Bonds. The CUSIP Service Bureau charge for the assignment of CUSIP numbers on the Bonds shall be the responsibility of and shall be paid for by the successful bidder.

Initial and Continuing Disclosure. A preliminary official statement (the "Preliminary Official Statement") relating to the Bonds is available at www.munihub.com and the Preliminary Official Statement is deemed final as of its date by the Township for purposes and within the meaning of Rule 15c2-12 of the Securities and Exchange Commission. A final official statement (the "Official Statement") will be delivered to the successful bidder within seven (7) business days of the award of the Bonds. In order to assist bidders in complying with said Rule 15c2-12, the Township will undertake to provide certain continuing disclosure as further described in the Preliminary Official Statement.

Legal Opinion and Closing Documents. The successful bidder will be furnished, without cost, with the approving opinion of the law firm of Hawkins Delafield & Wood LLP, bond counsel to the Township, to the effect that the Bonds are valid and legally binding obligations of the Township and, unless paid from other sources, are payable from ad valorem taxes levied upon all the taxable property therein without limitation as to rate or amount. The obligations under this Notice of Sale to deliver or accept the Bonds pursuant to this Notice of Sale shall be conditioned on the availability to the successful bidder and delivery at the time of delivery of the Bonds of the said approving opinion and of certificates in form and tenor satisfactory to said law firm evidencing the proper execution and delivery of the Bonds and receipt of payment therefor and including a statement, dated as of the date of such delivery, to the effect that, except as may be disclosed in the Official Statement, there is no litigation pending or (to the knowledge of the signer or signers thereof) threatened relating to the Bonds.

Postponement and Adjustments. The Township reserves the right to postpone, from time to time, the date and time established for receipt of bids and the right to adjust the maturity schedule of the Bonds. Any such postponement or adjustment will be published on TM3 News Services, or by other available means, not less than twenty-four (24) hours prior to the sale. If any date fixed for the receipt of bids and the sale of the Bonds is postponed, an alternative sale date will be announced via TM3 News Services, or by other available means, at least forty-eight (48) hours prior to such alternative sale date.

Availability of Information. Additional information regarding the sale, may be obtained from Hawkins Delafield & Wood LLP, bond counsel to the Township, One Gateway Center, Newark, New Jersey, 07102-5311 (Telephone: 973-642-8584).

WILLIAM SENANDE, Township Clerk

Dated: August 17, 2022

SUMMARY OF NOTICE OF SALE

**THE TOWNSHIP OF WEST MILFORD,
IN THE COUNTY OF PASSAIC, NEW JERSEY**

\$14,295,000 GENERAL BONDS OF 2022

ELECTRONIC BIDS for the above-described bonds (the "Bonds") will be received by the Chief Financial Officer of the Township of West Milford, in the County of Passaic, New Jersey (the "Township"), via the PARITY® Electronic Bid System of i-Deal LLC on **Wednesday, August 31, 2022**, until 11:00 a.m., local time. As described in the full Notice of Sale, a good faith check or a wire transfer must be received by the Chief Financial Officer of the Township prior to or simultaneously with the submission of a bid. The Bonds shall mature on September 15 as follows:

\$1,215,000 in 2023, \$1,265,000 in 2024, \$1,310,000 in 2025, \$1,360,000
in 2026, \$1,410,000 in 2027, \$1,460,000 in 2028, \$1,515,000 in 2029,
\$1,535,000 in 2030, \$1,585,000 in 2031 and \$1,640,000 in 2032.

The Bonds will be dated the date of delivery thereof, and will bear interest, payable on March 15 and September 15 in each year until maturity or earlier redemption (ascending rates and only one rate per maturity), commencing March 15, 2023, at the rate or rates per annum specified, in multiples of one-eighth (1/8) or one-twentieth (1/20) of one percent (1%), by the successful bidder in accordance with the full Notice of Sale. The Bonds will be issued in book-entry form only and **will not** be designated as "qualified tax-exempt obligations" for purposes of Section 265(b)(3) of the Internal Revenue Code of 1986, as amended. The Bonds are subject to redemption prior to their stated maturities at the option of the Township in accordance with the full Notice of Sale.

Copies of the full Notice of Sale and the Preliminary Official Statement are available at www.munihub.com and may also be obtained by contacting Hawkins Delafield & Wood LLP, bond counsel to the Township, One Gateway Center, Newark, New Jersey, 07102-5311 (Telephone: 973-642-8584).

WILLIAM SENANDE, Township Clerk

Dated: August 17, 2022

Section 7. Additional Matters Contained in Bonds. The Chief Financial Officer is hereby authorized and, if necessary or advisable in the opinion of Hawkins Delafield & Wood LLP, directed (a) to cause the applicable CUSIP numbers (if any) assigned for each of said bonds by the CUSIP Service Bureau of Standard & Poor's Corporation of New York, New York, to be printed on the Bonds, and (b) to cause, in the event that the Bonds shall qualify for issuance of any policy of municipal bond insurance, at the option of the purchaser thereof, such legend or reference (if any) of such insurance to be printed (at the expense of such purchaser) on the Bonds in such form as shall be satisfactory to Hawkins Delafield & Wood LLP.

Section 8. Delivery of Related Documents. Upon the date of issue of the Bonds, being the date of delivery of the Bonds to the successful bidder and the payment of the purchase price thereof in accordance with the contract of sale, the Chief Financial Officer is hereby authorized and directed, as of the date of issue, to deliver to said bidder (a) an arbitrage and use of proceeds certificate with respect to the Bonds in such form as shall be satisfactory to Hawkins Delafield & Wood LLP under and for the purposes of Section 148 of the Internal Revenue Code of 1986, as amended to said date of issue (the "Code"), (b) an undertaking to provide continuing disclosure in order to assist said bidder in complying with Rule 15c2-12 of the Securities and Exchange Commission ("Rule 15c2-12") in a form satisfactory to Hawkins Delafield & Wood LLP and (c) such other documents as may be useful, necessary, convenient or desirable in connection with the issuance of the Bonds.

Section 9. Delegation of Power to Award Bonds. The Township Council of the Township, as the governing body thereof, does by this resolution designate the Chief Financial Officer of the Township, or such other Township official as may be deemed appropriate (the "Chief Financial Officer"), to sell and award the Bonds in accordance with the advertised terms of public sale. The Chief Financial Officer or other Township official making such sale shall report in writing to this governing body at its next meeting thereafter as to the principal amount, interest rate and maturities of the Bonds sold, the price obtained and the name of the purchaser. The Chief Financial Officer or other Township official is hereby further authorized and directed to do and accomplish all matters and things necessary or desirable to accomplish the sale of the Bonds including, after consultation with the Township auditor and bond counsel, (a) adjusting the maturity schedule of the Bonds and (b) postponing and rescheduling from time to time the sale of the Bonds in accordance with the provisions set forth in the notice of sale and as provided by law.

Section 10. Reserved.

Section 11. Preliminary Official Statement. All action taken to date by the officials, employees and agents of the Township with respect to the issuance of the Bonds, including the preparation of a Preliminary Official Statement with respect thereto be and the same hereby are approved, ratified, adopted and confirmed and the Chief Financial Officer of the Township is hereby authorized to deliver said Preliminary Official Statement for its use in the sale, resale and distribution of the Bonds. The Chief Financial Officer of the Township or such other Township official as may be appropriate is hereby authorized and directed to deem said Preliminary Official Statement final as of its date for purposes and within the meaning of Rule 15c2-12.

Section 12. Final Official Statement. The execution, delivery and dissemination of a final Official Statement in substantially the same form as said Preliminary Official Statement with such changes, insertions and omissions as may be approved by the Chief Financial Officer of the Township with respect to the issuance of the Bonds by and on behalf of the Township, is hereby authorized, and the Chief Financial Officer of the Township or such other Township official as may be deemed appropriate is hereby authorized and directed to execute the same in the name and on behalf of the Township Council and is further authorized to deliver said final Official Statement in executed form for its use in the sale, resale and distribution of the Bonds. The execution of said final Official Statement by the Chief Financial Officer of the Township or such other Township official as may be deemed appropriate shall be conclusive evidence of any approval required hereby.

Section 13. Actions to be Taken on Behalf of the Township. The Township Administrator, the Chief Financial Officer of the Township and the Township Clerk are hereby authorized to do all matters necessary, useful, convenient or desirable to accomplish the sale and delivery of the Bonds, including

without limitation matters relating to the provision of electronic bids for the Bonds, the obtaining of a credit rating for the Bonds and the filing of continuing disclosure materials on the Electronic Municipal Market Access website maintained by the Municipal Securities Rulemaking Board.

Section 14. Prior Action. All action heretofore taken by Township officials and professionals relating to the sale of the Bonds is hereby ratified, confirmed, adopted and approved.

Section 15. Effective Date. This resolution shall take effect immediately.
The foregoing resolution was adopted by the following vote:

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original

William Senande, Township Clerk

EXTRACT from the minutes of a regular meeting of the Township Council of the Township of West Milford, in the County of Passaic, New Jersey, held at the Municipal Building, 1480 Union Valley Road, West Milford, New Jersey, on August 15, 2022, at 6:30 P.M.

PRESENT:

ABSENT:

* * *

AYES

NOES

* * *

_____ introduced and moved the adoption of the following resolution and
_____ seconded the motion:

CERTIFICATE

I, **WILLIAM SENANDE**, Township Clerk of the Township of West Milford, in the County of Passaic, New Jersey, **HEREBY CERTIFY** that the foregoing extract from the minutes of a meeting of the Township Council of said Township, duly called and held on August 15, 2022, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Township and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this 15th day of August, 2022.

William Senande, Township Clerk

(SEAL)

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 311 ~

RESOLUTION AND GROUP AFFIDAVIT OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AS CERTIFICATION OF THE 2021 ANNUAL AUDIT

WHEREAS, N.J.S.A. 40A:5-4 requires the Governing Body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2021 has been filed by a Registered Municipal Accountant with the Township Clerk pursuant to N.J.S.A. 40A:5-6, and a copy has been received by each member of the Township Council; and

WHEREAS, R.S. 52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C. 5:30-6.5, a regulation requiring that the Governing Body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled "Comments and Recommendations"; and

WHEREAS, the members of the Governing Body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "Comments and Recommendations", as evidenced by the group affidavit form of the Governing Body attached hereto; and

WHEREAS, all members of the Governing Body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and

WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52: A local officer or member of a local Governing Body whom, after a date fixed for compliance, fails or refuses to obey an order of the director (Director of Local Government Services), under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars (\$1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of West Milford, in the County of Passaic, hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this resolution and the required affidavit to said Board to show evidence of said compliance.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

**Group Affidavit of the Township Council of the Township of West Milford
Certifying to the Annual Audit for the year ending December 31, 2021**

BE IT RESOLVED that the Township Council of the Township of West Milford hereby states that it has complied with the promulgation of the Local Finance Board of the State of New Jersey dated July 30, 1968 and does hereby submit a certified copy of this resolution which includes the required affidavit to said Board to show evidence of said compliance.

**GROUP AFFIDAVIT FORM
CERTIFICATION OF GOVERNING BODY
NO PHOTO COPIES OF SIGNATURES**

STATE OF NEW JERSEY

} SS.

COUNTY OF PASSAIC

We, the members of the Governing Body of the Township of West Milford, County of Passaic, of full age, being duly sworn according to law, upon our oath depose and say:

1. We are duly elected members of the Township Council of the Township of West Milford.
2. In the performance of our duties, and pursuant to the local Finance Board Regulation, we have familiarized ourselves with the contents of the Annual Municipal Audit filed with the Township Clerk pursuant to N.J.S.A. 40A:5-6 for the year 2021.
3. We certify that we have personally reviewed and are familiar with, as a minimum, the sections of the Annual Report of Audit entitled:

**GENERAL COMMENTS
RECOMMENDATIONS**

_____(L.S.)
Michael Chazukow

_____(L.S.)
Marilyn Lichtenberg

_____(L.S.)
Ada Erik

_____(L.S.)
Kevin Goodsir

_____(L.S.)
David Marsden

_____(L.S.)
Warren Gross

_____(L.S.)
Michele Dale, Mayor

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Sworn to and subscribed before

me this _____ day of

_____, 2022.

Notary Public of New Jersey

IMPORTANT: This certificate must be sent to the Division of Local Government Services, PO Box 803, Trenton, New Jersey 08625. The Township Clerk shall set forth the reason for absence of signature of any member(s) of the Governing Body.

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 312 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE SUMMARY OF SYNOPSIS OF AUDIT REPORT FOR PUBLICATION FOR THE 2021 AUDIT IN ACCORDANCE WITH N.J.S.A. 40A:5-7

Attention is directed to the fact that a summary of the audit report, together with the recommendations, is the minimum required to be published pursuant to N.J.S.A 40A:5-7. Summary of Synopsis of 2021 Audit Report of the Township of West Milford, County of Passaic, as required by N.J.S.A 40A:5-7.

	December 31 Year 2021	December 31 Year 2020
ASSETS		
Cash, Investments and Prepaid Debt Service	38,281,843.28	34,006,123.40
Taxes, Assessments, Liens and Utility Charges Receivable	2,724,170.65	3,128,203.93
Property Acquired for Taxes - Assessed Value	6,204,500.00	6,210,500.00
Accounts Receivable (and Inventory)	4,083,442.60	3,500,347.64
General Fixed Assets	48,661,603.38	49,797,491.08
Deferred Charges to Future Taxation – General Capital	29,753,532.48	30,800,835.09
Deferred Charges to Revenue of Succeeding Years	360.02	10,875.00
TOTAL ASSETS	129,709,452.41	127,454,376.14
LIABILITIES, RESERVES AND FUND BALANCES		
Bond and Notes Payable	30,400,033.80	31,524,444.00
Improvement Authorizations	6,252,604.98	4,370,499.44
Other Liabilities and Special Funds	22,705,110.98	22,991,971.64
Net Assets Available for Benefits	3,663,459.31	3,191,492.09
Investment in General Fixed Assets	48,661,603.38	49,797,491.08
Reserve for Certain Assets Receivable	8,677,292.65	9,117,203.16
Fund Balance	9,349,347.31	6,461,274.73
TOTAL LIABILITIES, RESERVES AND SURPLUS	129,709,452.41	127,454,376.14
	<u>2021</u>	<u>2020</u>
<u>Revenue and Other Income Realized</u>		
Fund Balance Utilized	3,725,684.00	4,524,239.00
Miscellaneous - From Other Than Local Property Tax Levies	9,154,168.61	8,766,896.31
Collection of Delinquent Taxes and Tax Title Liens	1,248,393.35	1,352,581.38
Collection of Current Tax Levy	105,130,968.87	104,194,383.54
Other Credits to Income	3,467,407.45	1,864,077.71
Total Income	122,726,622.28	120,702,177.94
<u>Expenditures</u>		
Budget Expenditures:		
Municipal Purpose	33,688,623.79	35,074,908.92
Special District Taxes	2,886,078.41	2,884,466.85
Municipal Open Space Tax	147,713.98	148,276.50
County Taxes	20,859,599.20	21,224,392.34

Local and Regional School Taxes	58,388,036.00	57,099,420.00
Other Expenditures	45,733.42	78,893.12
Total Expenditures	116,015,784.80	116,510,357.73
Less: Expenditures to be Raised by Future Taxes		
Total Adjusted Expenditures	116,015,784.80	116,510,357.73
Excess in Revenue	6,710,837.48	4,191,820.21
Fund Balance January 1	5,781,025.96	6,113,444.75
	12,491,863.44	10,305,264.96
Less:		
Utilized as Anticipated Revenue	3,725,684.00	4,524,239.00
Fund Balance December 31	8,766,179.44	5,781,025.96

RECOMMENDATIONS

None

* * * * *

The above Summary of Synopsis was prepared from the Report of Audit of the Township of West Milford, County of Passaic, for the calendar year 2021. This Report of Audit, submitted by James Cerullo, C.P.A., R.M.A. of Wielkotz & Company, LLC is on file at the Township Clerk's Office and may be inspected by any interested person.

* * * * *

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2022 – 313 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY REQUESTING APPROVAL OF SPECIAL ITEM OF REVENUES AND APPROPRIATION

WHEREAS N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any municipality when such item shall have been made available by law and the amount thereof was not determined at the time of the adoption of the budget and,

WHEREAS, the Director may also approve the insertion of any item of appropriation for an equal amount,

WHEREAS, the Township of West Milford wishes to amend its 2022 Budget to include an amount as revenue,

NOW THEREFORE, BE IT RESOLVED that the Governing body of the Township of West Milford hereby requests the Director of the Division of Local Government Services to approve the insertion of an item in the budget of the year 2022 which is now available as a revenue from:

Special Items of General Revenue Anticipated with Prior Written consent of the Director of Local Government Services:	
Public and Private Revenues Off-Set with Appropriations:	
Emergency Management Agency Assistance;	\$10,000.00

BE IT FURTHER RESOLVED that a like sum be and the same is hereby appropriated under the caption of:

General Appropriations	
(A) Operations – Excluded from CAPS	
Public and Private Programs Offset by Revenue	
Emergency Management Agency Assistance;	\$10,000.00
Local Match	\$ 0.00

BE IT FURTHER RESOLVED, that the Township Finance Department will electronically file with the State of NJ in accordance with LFN 2014-11.

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 314 ~

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) **2022-315** – Recreation Refund
- b) **2022-316** – Building Refund
- c) **2022-317** – Refund Other Liens
- d) **2022-318** – Refund Overpayment
- e) **2022-319** – Reinstatement of Taxes

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2022 - 315 ~

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:

FIELD HOCKEY GOLD-SUMMER			
\$50.00	Allison Schmits 344 Otterhole Road West Milford, NJ 07480		
DAY CAMP BEFORE CARE			
\$65.00	Kimberly Tolnai 7 Edgecumb Road West Milford, NJ 07480		
TENNIS CAMP			
\$170.00	Maura Rotroff 81 Forest Lake Drive Hewitt, NJ 07421	\$80.00	Jackie Blauvelt 12 Haddon Road Hewitt, NJ 07421
PADDLE BOARDING			
\$40.00	Robin Caton 468 Morsetown Road West Milford, NJ 07480	\$40.00	LeeAnn Gennett 42 Treetop Court Bloomingdale, NJ 07403
MULTI SPORT CAMP			
\$358.00	Ingrid Rodriguez 1234 Westbrook Road West Milford, NJ 07480	\$179.00	Katherine Amundson 181 High Crest Drive West Milford, NJ 07480
\$179.00	Yelena Barzman 158 Ridge Road West Milford, NJ 07480	\$179.00	Irma Parkin 35 Weedon Drive West Milford, NJ 07480
GIRLS FUN CAMP			
175.00	Krystal LaNeve 108 Continental Road West Milford, NJ 07480		
ZUMBA GOLD			
\$30.00	Virginia Zaccaro 26 McKinley Place West Milford, NJ 07480		
DAY CAMP AFTERCARE			
\$135.00	Svetlana Akimov 232 Mulberry Road Ramsey, NJ 07446		
NIGHT TIME CHAIR YOGA-AUGUST			
\$25.00	Patty Gray 3 C Beacon Hill Road West Milford, NJ 07480	\$25.00	Thomas Decker 55 Beacon Hill Rd Unit G West Milford, NJ 07480

DAY CAMP			
\$150.00	Kimberly Hall 111 Germantown Road West Milford, NJ 07480		
FALL SOCCER			
\$65.00	Marisa Gough 34 Center Street West Milford, NJ 07480	\$70.00	Deana Pezzino 34 Rolling Ridge Road West Milford, NJ 07480

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 - 316 ~

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

BE IT RESOLVED, that the following Building Department permit fee be refunded:

Name	Account No.	Amount to be Refunded
Lonnie Brinker 104 Long Pond Rd Hewitt, NJ 07421	01-192-08-160-199	\$281.00

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 317 ~

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
21-0049	10/12/2021	10803-002	\$40,756.81	MIRTHA MIRANDA 13 MOUNTAINSIDE ROAD WEST MILFORD, NJ 07480
21-0046	10/12/2021	09801-028.05	\$24,094.77	EVOLVE BANK & TRUST 6070 POPLAR AVE. SUITE 200 MEMPHIS, TN 38119
TOTAL			\$64,851.58	

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2022 – 318 ~

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

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

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

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

Block/Lot	Name	Amount	Year	Reason
10808-020	Wells Fargo Bank Attn: Refunds/Financial Support P.O. Box 14506 Des Moines, IA 50328-0001	\$2,120.00	2022	2
06701-010	Treasurer Township Of West Milford 1480 Union Valley Rd West Milford, NJ 07480	\$78,351.00	2022	1

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2022 – 319 ~

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 INVALID ACCOUNT NUMBER**

BLOCK/LOT	NAME	AMOUNT	INT	YEAR	REASON
02003/002.02	N. & Letetia Lengares	\$1,437.71		2022	2
09501-009	Title Mark Maker	\$1,985.48		2021/2022	2
00504-001	Alexander Bernardi	\$223.00		2022	1
14702-010	Mary Caputo	\$200.92		2022	2
03512-004	Benny Fatal	\$4,269.00		2022	1
11101-027	Ekho Carter	\$6.00		2022	2
02512-005	Lauria Alessandrro	\$544.00		2022	5
12305-002	Joseph Lambert	\$1,989.00		2022	2

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2022 – 320 ~

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	\$800,152.83
3	Reserve Account	2,619.78
2	Grants	27,205.20
6	Refunds	66,866.58
1	General Ledger	8,120.00
26	Refuse	520,582.32
4	Capital	81,606.00
19	Animal Control	0.00
19	Heritage Trust	0.00
19	Open Space Trust	3,142.00
19	Trust	33,314.26
19	Scala Trust	0.00
16	Development Escrow	10,415.00
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	25,185.08
Total		\$1,579,209.05
Less Refund Resolution		-66,866.58
Actual Bills List		\$1,512,342.47
Other Payments		
Payroll		611,152.89
BOE		5,001,253.00
Payroll		574,951.88
NJ Motor Vehicle Commission		60.00
Enterprise Lease		14,889.42
MTAG c/f FIG Capital Invest NJ 13		110,481.71
Passaic County Taxes		5,516,396.46
Passaic County Open Space Taxes		107,722.76
Total Expenditures		\$13,449,250.59

Adopted: August 15, 2022

Adopted this 15th day of August, 2022
and certified as a true copy of an original

William Senande, Township Clerk