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TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of:

Date of Meeting:

Time of Meeting:

Minute Page No:

Governing Body Regular Meeting

September 18, 2024

6:30 p.m.

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The Regular Meeting of the Governing Body was called to order by Mayor Michele Dale at 6:30 p.m.

Adequate Notice Statement

Mayor Dale read the following statement:

Pursuant to the provisions of the Open Public Meetings Act (N.J.S.A. 10:4-8) adequate notice of this Regular Meeting was advertised in the Herald News in and The Record in its issues of January 9, 2024, and posted on the bulletin board in the main corridor of the Town Hall and on file in the Office of the Township Clerk.

Please also make note of all fire and emergency exits – located to the left, right and rear of this room – for use in case of an emergency. Thank you.

Agenda No. I

Pledge of Allegiance

Mayor Dale led all in attendance in a salute to the flag.

Agenda No. II

Roll Call

Present: Councilmembers Ada Erik, Michael Chazukow, Marilyn Lichtenberg,

Kevin Goodsir, Matthew Conlon, David Marsden

Absent:

Also Present: Mayor Michele Dale, Township Administrator William Senande,

Township Attorney Ed Pasternak

Agenda No. III

Reading of or Approval of Unapproved Minutes

August 14, 2024 Regular Meeting August 26, 2024 Special Meeting

Motion to approve the minutes.

Moved: Conlon Seconded: Lichtenberg
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden

Abstain: Erik and Marsden on August 26, 2024 Minutes

Voted Nay: None

Motion carried:

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Agenda No. IV

Meetings

October 2, 2024 Regular Meeting October 16, 2024 Regular Meeting November 13, 2024 Regular Meeting

Agenda No. V

Proclamations

None

Agenda No. XI

Unfinished Business, Final Passage of Ordinances

None

Agenda No. XII

New Business, Introduction of Ordinances, Resolutions

Agenda No. XII 1

~ Ordinance 2024 - 035 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING SECTION 420-6 AND SECTIONS 500-9 AND 500-23 TO CLARIFY THE REGULATION OF CAMPING VEHICLES OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP

WHEREAS, the Mayor and Township Council determined that the existing regulations concerning camping vehicles and how they are stored on residential properties is unclear; and

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WHEREAS, the Mayor and Township Council wish to clarify the ordinance provisions for the storage of camping vehicles on residential properties; 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 420 "Land Use Procedures" Section 6 "Definitions" is amended to read as follows:

§ 420-6 Definitions.

CAMPING VEHICLE

A vehicular accommodation not more than 32 40 feet in length, operating under its own power or towed by an automobile, suitable for temporary habitation in permitted locations for a maximum of 30 days, used for travel, vacation, or recreational purposes., and occupied in any one place for a period not exceeding 30 days. This definition shall not include federally approved trailers certified by BOCA (Building Officials and Code Administrators) International, Inc.

HABITABLE BUILDING

Pursuant to the FHACA Rules (N.J.A.C. 7:13), means a building that is intended for regular human occupation and/or residence. Examples of a habitable building include a single-family home, duplex, multi-residence building, or critical building; a commercial building such as a retail store, restaurant, office building, or gymnasium; an accessory structure that is regularly occupied, such as a garage, barn, or workshop; mobile and manufactured homes, and trailers intended for human residence, which are set on a foundation and/or connected to utilities, such as in a mobile home park (not including campers camping vehicles and recreational vehicles); and any other building that is regularly occupied, such as a house of worship, community center, or meeting hall, or animal shelter that includes regular human access and occupation. Examples of an nonhabitable uninhabitable building include a bus stop shelter, utility building, storage shed, self-storage unit, construction trailer, or an individual shelter for animals such as a doghouse or outdoor kennel.

SECTION 2. Chapter 500 "Zoning" Article III Residential Districts, Sections 9 and 23 are amended to read as follows:

§500-9 Accessory uses permitted.

C. Boats and trailers and campers camping vehicles to be parked or stored and located in the rear or side yards when possible. Their dimensions shall not be counted in determining total building coverage, and they shall not be used for temporary or permanent living quarters while situated on a lot.

§ 500-23 Special Housing District Rental Overlay/residential.

- C. Area and yard requirements.
 - (4) For single family:
 - (c) Accessory uses permitted.
 - [3] Boats and trailers and campers camping vehicles to be parked or stored and located in the rear or side yards when possible. Their dimensions shall not be counted in determining total building coverage, and they shall not be used for temporary or permanent living quarters while situated on a lot.

SECTION 3. All ordinances of the Township of West Milford, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

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

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

Introduced: September 18, 2024

Adopted: Effective Date:

TOWNSHIP OF WEST MU FORD COUNTY OF BASSAIS NEW JEDSEY

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for October 16, 2024. Notice of this public hearing shall be published in the Herald News on or about September 24, 2024.

Motion to move Ordinance 2024-035.

Moved: Conlon Seconded: Lichtenberg

Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden

Abstain: Voted Nay: Motion carried:

Agenda No. XII 2

~ Ordinance 2024 - 036 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC STATE OF NEW JERSEY TO AMEND CHAPTER 414 "FEES, LAND DEVELOPMENT" OF THE REVISED GENERAL ORDINANCES BY ADDING OMITTED "NONRESIDENTIAL FEE"

WHEREAS, it was reviewed and noticed that Ordinance 2024-028 omitted the "nonresidential fee"; and

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

SECTION 1 Chapter 414 "Fees Land Development" fee schedules are amended as follows:

§414-3. Subdivision of land and site plan review fee schedule.

INTERPRETATION 40:55D-70b

In accordance with Chapter 470, Subdivision of Land and Site Plan Review, the following fee schedule constitutes application fees and escrow fees:

SUBDIVISIONS	Application Fee	Escrow Fee
Concept/Sketch Plat	One half (½) the application a application for development is the concept plan, full credit for applied. After six months, the fees apply.	filed within six months of the concept fees will be
Minor Subdivision	\$300	\$900 + \$300/lot
Preliminary Subdivision Plat	\$350 + \$100/lot	\$1,200 + \$300/lot
Final Subdivision Plat	\$250 + \$50/lot	\$1,200 + \$150/lot
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SITE PLANS	Application Fee	Escrow Fee
Concept/Sketch Plat	One half (1/2) the application a	nd escrow fee. If the
·	application for development is	filed within six months of
	the concept plan, full credit for	r the concept fees will be
	applied. After six months, the	
	fees apply.	• •
Minor Site Plan	\$200	\$800
Preliminary Site Plan	\$300 + \$.10/sq ft of	\$800 + \$.30/sq. ft of
·	proposed building &	prop. bldg. & prop.
	prop. impervious coverage	impervious coverage
Final Site Plan	\$200 + \$.10/sq ft of	\$800 + \$.15/sq. ft of
	proposed building &	prop. bldg. & prop.
	prop impervious coverage	impervious coverage
AMENDED PLANS	If filed within six months of the application for development o application and escrow fees a application and escrow fees a	ne half $(\frac{1}{2})$ of the pply. After six months, full
REVIEW AND INSPECTION	2.0 times the individuals	
OF DEVELOPMENT	hourly rate	
<u> </u>		
APPEALS NJSA 40:55D-70a	\$150	\$500

\$200

\$750

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MADIANIOE N.IOA. 40 55D 70	Application Fee	Escrow Fee
VARIANCE NJSA 40:55D-70c Private Road Residential Nonresidential Fencing on a Property containing a single-family dwelling	\$ 100 \$ 300 \$ 350 \$ 150	\$ 450 \$1,200 \$1,200 \$ 450
USE VARIANCE NJSA 40:55D-70d Additions to existing residences not exceeding a footprint of 250 sq. ft.	\$ 300	\$1,500
For signs	\$ 300	\$1,500
For all others	\$ 750	\$1,750
ZONE CHANGE REQUEST 0 – 10 acres 10 – 100 acres over 100 acres	\$ 250 \$ 500 \$1,000	\$1,500 \$4,500 \$7,500
WIRELESS TELECOMMUNICATIONS FACILITIES	\$1,000	\$4,000

§414-4. Zoning Permits.

In accordance with Chapter 470, Subdivision of Land and Site Plan Review, the fee for a zoning permit shall be as follows:

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F	٩.	The fee for a zoning permit for additions, accessory buildings		
		and garage alterations for existing single-family owner-occupied		
		dwellings:	\$	75
E	3.	Decks, fences, pools, sheds, walls and signs:	\$	50
(Э.	Home Occupation:	\$	50
	Э.	New Homes:	\$1	100
E	Ξ.	Commercial:	\$2	200
F	₹.	Commercial Additions:	\$1	150
(Э.	Change in Tenancy:	\$	30
ŀ	Η.	Temporary Structures:	\$	50

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§414-6 Temporary Outdoor Activity Permit

A permit shall be required for each Temporary Outdoor Activity as defined in Chapter 420, §420-6 and as regulated in Chapter 500, §500-36.1. The fee for each permit shall be fifty dollars (\$50).

§414-7. Waiver of Application and Permit Fee.

The application and permit fees set forth herein shall be waived providing the applicant can demonstrate the following:

- 1. It is a non-profit organization evidenced by a 501(c)(3) status from the United States Internal Revenue Service; and
- 2. It receives funding from the Township of West Milford; and
- 3. The application is for a project that is for the benefit of the residents of West Milford.

Escrow fees may not be waived however the professionals should be encouraged to reduce their rates when such application or permit fees are waived.

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.

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Adopted: Effective Date:

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Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for October 16, 2024. Notice of this public hearing shall be published in the Herald News on or about September 24, 2024.

Motion to move	Ordinance 2024-036	S.
	Lichtenberg Erik, Chazukow, Lic	Seconded: Erik htenberg, Goodsir, Conlon, Marsden

Agenda No. XII 3

~ Ordinance 2024 - 037 ~

BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF NEW EQUIPMENT FOR THE FIRE DEPARTMENT BY THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$62,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$59,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

- Section 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a general improvement to be made or acquired by The Township of West Milford, in the County of Passaic, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$62,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$3,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.
- Section 2. For the financing of said improvement or purpose, including for the purpose of applicable United States Treasury regulations the reimbursement of expenditures heretofore or hereafter made therefor, and to meet the part of said \$62,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$59,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$59,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.
- Section 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the acquisition by purchase of new and additional equipment for use by the Fire Department of the Township, including air packs and bottles, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.
- (b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$59,000.
- (c) The estimated cost of said purpose is \$62,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$3,000 down payment for said purpose.
- Section 4. The following additional matters are hereby determined, declared, recited and stated:
- (a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is fifteen (15) years.
- (c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$59,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

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(d) An aggregate amount not exceeding \$4,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, the acting chief financial officer or the treasurer 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. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, 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 from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. 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 pursuant to this bond ordinance 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 6. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 7. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

Section 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Introduced: September 18, 2024

Adopted: Effective Date:

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for October 16, 2024. Notice of this public hearing shall be published in the Herald News on or about September 24, 2024.

Motion to move Ordinance 2024-037.

Moved: Erik Seconded: Conlon

Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden

Abstain:
Voted Nay:
Motion carried:

Agenda No. XII 4

~ Ordinance 2024 - 038 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY TO REPURPOSE FUNDS FROM THE RESERVE FOR CAPITAL

WHEREAS, the Township Council of the Township of West Milford did authorize the use of General Funds for Capital Purchases in the 2024 budget process for a Gravely Axis 200 with Grapple; and

WHEREAS, the funds are no longer needed for the purpose for which they were originally budgeted for; and

WHEREAS, the projects could be funded by the issuance of bonds if it were not being permanently funded by the capital funds on hand; and

WHEREAS, this ordinance shall repurpose \$35,000 from the Reserve for Capital Purchases.

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NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of West Milford, County of Passaic and State of New Jersey that the sum of \$35,000 be repurposed as follows:

Dump Truck		\$35,000
	TOTAL	\$35,000

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

Introduced: September 18, 2024

Adopted: Effective Date:

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for October 16, 2024. Notice of this public hearing shall be published in the Herald News on or about September 24, 2024.

Motion to move Ordinance 2024-038.

Moved: Erik Seconded: Conlon

Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden

Abstain: Voted Nay: Motion carried:

Agenda No. XII 5

~ Ordinance 2024 - 039 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 15-37, PAY TO PLAY POLICY; AWARDING CONTRACTS WITHIN THE TOWNSHIP CODE

WHEREAS, the Township seeks to update its Code to incorporate new provisions resulting from P.L. 2024, c. 30, known as the "Elections Transparency Act" ("the Act"); and

WHEREAS, the Act amended various definitions and changed contribution reporting thresholds which impact the Township's Pay to Play Policy; and

WHERES, the Township wishes to update its Code to reflect these changes, so business entities and the public are aware of the new definitions and applicable thresholds.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Township Council of the Township of West Milford, County of Passaic, and the State of New Jersey that the Township of West Milford Code, Chapter 15-37, shall be vacated, and replaced as follows:

SECTION 1. § 15-37. Pay to play policy; awarding contracts.

A. Definitions. As used in this article, the following terms shall have the meanings indicated:

AGREEMENT FOR PROFESSIONAL SERVICES — An agreement for the rendering of professional services to or on behalf of the Township, as defined herein, and without regard to whether the said agreement or contract is awarded pursuant to and in accordance with the fair and open procedures as established in the Pay-to-Play Law, N.J.S.A. 19:44A-20.4 et seq.

AGREEMENT TO PURCHASE GOODS OR SERVICES — An agreement for the purchasing of goods to or on behalf of the Township and any vendor contracts for the procurement of goods or services not considered "professional" as defined in the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., above the public bid threshold that may be established from time to time by the State of New Jersey, and without regard to whether the said agreement or contract is awarded pursuant to and in accordance with the fair and open procedures as established in the Pay-to-Play Law, N.J.S.A. 19:44A-20.4 et seq.

BUSINESS ENTITY — Any natural or legal person, business corporation, professional services corporation, limited liability company, partnership, limited partnership, business trust, association, or any other legal commercial entity organized under the laws of the State of New Jersey or any other state or foreign jurisdiction. N.J.S.A. 19:44A-20.7.

CAMPAIGN CONTRIBUTION — West Milford campaign contribution, county campaign contribution and/or pass-through campaign contribution as defined herein. If a donation is made to an organization solely for a specific candidate that was not elected or in office at the time of the contribution or the award

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of the contract, it is not considered a campaign contribution for the purposes of this section.

COUNTY CAMPAIGN CONTRIBUTION — Any contribution, whether in the form of money, free service or pledge, including without limitation any in-kind contributions, or purchases of tickets, advertisements or the like, directly or indirectly, to any county level political organization or county level campaign committee or fund within the County of Passaic; the term "directly or indirectly" as used herein shall further mean and include any campaign contributions made through intermediaries or third parties for the purpose of concealing the source of the contribution(s).

FAIR AND OPEN PROCESS — A process, that at a minimum, is publicly advertised in newspapers or on the Internet website maintained by the Township in sufficient time to give notice in advance of the contract, is awarded under a process that provides for public solicitation of proposals or qualifications and awarded and disclosed under criteria established in writing by the Township prior to the solicitation of proposals or qualifications; and publicly opened and announced when awarded. A contract awarded under a process that includes public bidding or competitive contracting pursuant to the "Local Public Contracts Law," P.L. 1971, c.198 (C.40A:11-1 et seq.) shall constitute a fair and open process, and the Township's decision as to what constitutes a fair and open process shall be final. N.J.S.A. 19:44A-20.7. The definition of "fair and open process" expressly includes contracts awarded under a public bidding or competitive contract process pursuant to the Local Public Contracts Law.

INELIGIBLE VENDOR — Any vendor who has during the preceding three-year period made campaign contributions in excess of the limits set forth in § 15-37C of this chapter.

INELIGIBLE VENDOR LIST — A list of ineligible vendors maintained by the Township Administrator or his designee of the Township in accordance with the provisions of this section.

PASS-THROUGH CAMPAIGN CONTRIBUTIONS — Any contribution, whether in the form of money, free service or pledge, including without limitation any in-kind contributions, or purchases of tickets, advertisements or the like, directly or indirectly, to any campaign committee or election fund of any candidate for, or holder of the office of, Mayor or Council of the Township, or to any municipal or party committee or political club or organization within the Township, that is received from the election fund or other campaign account of any elected official or candidate for any office other than Mayor or Council of the Township, or from any county political organization, county campaign committee or political action committee or fund within or without the County of Passaic.

TOWNSHIP — The Township of West Milford as a municipal entity, and any elected official, officer, employee, agent, department, board or commission of the Township of West Milford.

VENDOR — Any individual person or entity who either negotiates, bids or otherwise seeks to enter into an agreement to purchase goods or services as defined herein. In the case of any vendor who is an individual person, the term shall also include the individual's spouse, if any, and any child living at home, as well as any entity by whom any of them are employed or in which any of them have an ownership interest in excess of 10%. In the case of any vendor who is an entity, the term shall also include each and every principal of the said entity who has an ownership interest in excess of 10% in the entity, or any parent or subsidiary of the entity, and their spouses, if any, and any child living at home.

VENDOR'S CERTIFICATION OF ELIGIBILITY — A certification in lieu of affidavit pursuant to which each vendor shall list each and every West Milford campaign contribution and each county campaign contribution the vendor has made during the preceding year.

WEST MILFORD CAMPAIGN CONTRIBUTION — Any contribution, whether in the form of money, free service or pledge, including without limitation any in-kind contributions, or purchases of tickets, advertisements or the like, directly or indirectly, to any campaign committee or election fund of any candidate for, or holder of the office of, Mayor or Council of the Township, or to any municipal or party committee or political club or organization within the Township; the term "directly or indirectly" as used herein shall further mean and include any campaign contributions made through intermediaries or third parties for the purpose of concealing the source of the contribution(s).

- B. Prohibition on awarding contracts for goods or services to certain campaign contributors.
 - (1) The Township shall not enter into any agreement for any professional service or for the purchase of goods or other services with any vendor that has made any campaign contribution in excess of the limits specified in § 15-37C of this chapter during the one-year period immediately preceding the date of the agreement or during the term of any such agreement.
 - (2) This section shall apply to all professional services contracts, with the exception of Subsection B(2)(d), (e), (h) and (i) below, and to all contracts for the purchase of goods and other services with the exception of the following items:
 - (a) Contracts that are awarded as a result of open public bidding as set forth under the Local Public Contracts Law, N.J.S.A. 40A:111 et seq.;
 - (b) Contracts that are offered to the lowest, responsible, qualified bidder after public

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advertising for bids and quotes, pursuant to the provisions of the competitive contracting requirement of the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.;

- (c) Contracts with an anticipated aggregate value less than \$17,500;
- (d) Contracts that are awarded due to certain public exigencies pursuant to N.J.S.A. 19:44A-20.12;
- (e) Contracts with any New Jersey government and/or federal government agencies;
- (f) Contracts with banking institutions, insurance and public utility companies that are regulated by state restrictions on political contributions;
- (g) Contracts the Township enters into for the purchase and acquisition of open space;
- (h) Contracts for professional services, if such professional has already been appointed or retained by the Township and has provided such professional service to the Township continuously for a period of at least 10 years or greater. However, if any professional who has provided such service to the Township for a period of 10 consecutive years or greater has a break in his representation for any period of time, this exception shall not apply, and such individual shall be subject to the provisions of this section; and
- (i) Contracts for professional services, if such professional is a Governmental Affairs Agent as defined in N.J.S.A. 52:13C20(g) of the New Jersey Legislative and Governmental Process Activities Disclosure Act who is validly registered with the New Jersey Election Law Enforcement Commission ("NJELEC") and/or files with the NJELEC a notice of representation with respect to the services to be performed on behalf of the Township within 30 days after the award of the said professional services contract as required by law.
- C. West Milford and county contribution limits affecting vendor eligibility and conflicts of interest. Campaign contribution limits affecting the eligibility of vendors, pursuant to Subsections B and D, to enter into or be paid pursuant to agreements for the purchase of goods or services are as follows:
 - (1) The maximum amount of West Milford campaign contributions that may be made by a vendor to each political organization or campaign committee or fund during any election cycle shall not exceed \$200. Cash contributions of any amount by business entities is prohibited.
 - (2) The maximum amount of county level campaign contributions that may be made by a vendor to each political organization or campaign committee or fund during any election cycle shall not exceed \$200. Cash contributions of any amount by business entities is prohibited.
 - D. Limits on political campaign contributions by vendors to the Township. No vendor shall knowingly solicit on behalf of, or make any campaign contribution in excess of the limits specified in § 15-37C herein during the pendency of any such negotiations for, or during the term of, any agreement to purchase goods or services.
 - E. Vendors to certify their compliance with the Township's restrictions on campaign contributions; obligation is continuing. Prior to issuing any purchase order or awarding to any vendor an agreement for the sale of goods and services, or making any payment pursuant to the same, or granting any change order in connection therewith, the Township's Administrator, or his designee, shall require that the vendor submit the required forms adopted by the State of New Jersey in conjunction with the state's existing Pay-to-Play Law, in which the vendor shall verify that it has not knowingly made any campaign contribution in excess of the limits set forth in § 15-37C of this chapter. The Township Administrator or his designee shall keep the original of each such certification of vendor eligibility on file.
 - Notwithstanding anything contained herein to the contrary, the vendor shall have a continuing duty to report immediately to the Township Administrator or his designee any campaign contributions made in violation of this section that occur during any time that an agreement for the sale of goods or services is in effect, or that occur during the pendency of any negotiations or bidding by the vendor to enter into such an agreement.
 - F. Vendor who refuses to certify its eligibility or knowingly submits a false certification of eligibility shall be declared to be an ineligible vendor. In addition to such other penalties as may be provided by law, any vendor who, after 10 days' notice of the consequences thereof, refuses or otherwise fails to provide the certification required herein, or who knowingly files a false vendor's certification of eligibility, shall be designated by the Township Administrator or his designee as an ineligible vendor, and shall be promptly included on the ineligible vendor list maintained pursuant to § 15-37G hereof and shall thereafter be prohibited from entering or continuing any agreement for the sale of goods or services with the Township, and from receiving any payment pursuant to such an agreement for a period of three years from the date the vendor is designated as ineligible.
 - G. Township Administrator to maintain a list of ineligible vendors. The Township Administrator or his designee shall prepare and at all times maintain a list of vendors who are, by virtue of the provisions of this section, ineligible to enter into an agreement for the sale of goods or services with the Township. The Administrator or his designee shall prepare this list based upon

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information obtained from the submission of the required forms from the vendors pursuant to § 15-37E. The Township Administrator or his designee shall update the list of ineligible vendors within 10 business days of the receipt of any certifications or information as required in this section.

- H. Contributions made prior to the effective date. Notwithstanding any term contained herein to the contrary, this section shall not consider campaign contributions made prior to January 1, 2023, and no such campaign contributions shall be considered by the Township Administrator or his designee in determining a vendor's eligibility pursuant to this section.
- I. Curing violations; return of excess contributions. Any vendor may cure a campaign contribution made in excess of the limits set forth in § 15-37C of this section if the said vendor notifies the Administrator or his designee of the Township in writing that it has received a reimbursement of a contribution in excess of that allowed in § 15-37C and by attaching a true and correct copy of the check received in reimbursement within 60 days of making such contribution.

SECTION 2. All ordinances or parts of ordinances of the Township of West Milford inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by any court or competent jurisdiction, such decision shall not affect the remaining portion of this Ordinance.

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

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

Introduced: September 18, 2024

Adopted: Effective Date:

Second reading and public hearing for this Ordinance is set for the Regular Meeting of the Township Council scheduled for October 16, 2024. Notice of this public hearing shall be published in the Herald News on or about September 24, 2024.

Motion to move Ordinance 2024-039.

Moved: Erik Seconded: Conlon

Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden

Abstain:
Voted Nay:
Motion carried:

Mayor Dale asked to move Resolutions 2024-316 through 2024-325 and 2024-336 and 2024-337.

Agenda No. XII 6

~ Resolution 2024 - 316 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO ATLANTIC SALT, INC. FOR ROCK SALT

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on August 23, 2024 for the purchase of rock salt as per bid specifications; and

WHEREAS, in response to the "Notice to Bidders" the Township received two (2) bids; and

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

WHEREAS, the bid received from the lowest bidder, Atlantic Salt, Inc. in the amount of \$906,250.00, does comply with and meet all minimum bid requirements as outlined in the bid specifications and thus Atlantic Salt, Inc., is deemed to be the lowest responsible bidder in accordance with N.J.S.A. 40A:11-2(27); and

WHEREAS, the Director of Public Works has submitted a written recommendation for the award of this contract to Atlantic Salt, Inc., 134 Middle Street, Suite 210, Lowell, MA 08152; and

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WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account numbers: (2024) 01-201-26-294-363 (\$300,000.00) and (2025) 01-201-26-294-363 (\$606,250.00); 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, the following:

- 1. The Township Council hereby awards a contract to Atlantic Salt, Inc. for rock salt in an amount not to exceed \$906,250.00.
- 2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Atlantic Salt, Inc., 134 Middle Street, Suite 210, Lowell, MA 08152 in accordance with its bid for rock salt.
- 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: September 18, 2024

Agenda No. XII 7

~ Resolution 2024 - 317 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ADDITIONAL PURCHASE OF TWO (2) MASON DUMP BODIES THROUGH ESCNJ CONTRACT 23/24-04 NJ STATE APPROVED CO-OP #65MCESCCPS FROM CLIFFSIDE BODY CORPORATION

WHEREAS, by virtue of Resolution 2024-262 approved July 17, 2024, the Township DPW is purchasing two (2) new Mason Dump Trucks and planned to utilize existing Mason Dump bodies. The existing bodies are unable to be installed and therefore, an additional amount is needed for new Mason Dump bodies; and

WHEREAS, the Township wishes to purchase Two (2) Mason Dump bodies through ESCNJ Contract 23/24-04 NJ State Approved Co-Op #65MCESCCPS from Cliffside Body Corp., 130 Broad Avenue, Fairview, NJ 07022; and

WHEREAS, the Township's Director of Public Works and Assistant Director/Head Mechanic have provided a memo of recommendation for this purchase; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase in the amount of \$18,826.00; said funds to be encumbered from Account Number 04-215-55-831-003; and

WHEREAS, the total amount of the additional contract shall not exceed \$18,826.00.

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

- The Township Council hereby authorizes the Township's Director of Public Works and Assistant Director/Head Mechanic to purchase Two (2) Mason Dump bodies through ESCNJ Contract 23/24-04 NJ State Approved Co-Op #65MCESCCPS from Cliffside Body Corporation, 130 Broad Avenue, Fairview, NJ 07022.
- 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: September 18, 2024

Agenda No. XII 8

~ Resolution 2024 - 318 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY EXEMPTING THE AUTUMN LIGHTS FESTIVAL FROM THE TOWNSHIP'S NOISE ORDINANCE UNTIL 10:30 P.M. ON SEPTEMBER 27 AND SEPTEMBER 28, 2024

WHEREAS, the annual Autumn Lights Festival has become a proud tradition in the Township of West Milford; and

WHEREAS, the Autumn Lights Festival will be occurring on September 27 and 28, 2024, and will involve various noise producing activities; and

TOWNSHIP OF MEAT MILEORS AGUNTY OF BAGGAIO MEM, JERGEY

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, the Township has adopted a local noise control ordinance, entitled Chapter 226, Noise, and the Mayor and Town Council wish to exempt the Autumn Lights Festival from those enumerated requirements on September 27 and 28, 2024, until 10:30 p.m. each evening.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Council hereby authorizes the Autumn Lights Festival to be exempt from local Township of West Milford Ordinance 226, Noise, on September 27, 2024 and September 28, 2024 until 10:30 p.m. each evening.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Adopted: September 18, 2024

Agenda No. XII 9

~ Resolution 2024 - 319 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SALE OF CERTAIN LANDS AND PROPERTIES WHICH ARE NO LONGER NEEDED FOR PUBLIC USE BY THE TOWNSHIP

WHEREAS, the Township of West Milford is the owner of certain lands and premises within the Township of West Milford; and

WHEREAS, the Mayor and Township Council of the Township of West Milford does hereby determine that the lands and properties set forth in Schedule A and Schedule B are no longer needed for public use; and

WHEREAS, the Township of West Milford desires to make available for public sale said lands, with the right of prior refusal to be afforded to adjacent property owners pursuant to N.J.S.A. 40A:12-13.2.

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of West Milford as follows:

- The Township of West Milford hereby declares that the lands and premises set forth in Schedule A and Schedule B are no longer needed for public use and should be sold in accordance with appropriate statutes of the State of New Jersey.
- 2. The Township Council of the Township of West Milford hereby authorizes the Township Clerk to offer for sale to the highest bidder by open public sale at auction the property set forth in Schedule A and Schedule B attached hereto and made a part hereof.
- 3. The public sale shall take place at the West Milford Township Municipal Building, 1480 Union Valley Road, West Milford, New Jersey, on October 16, 2024 at 4:30 pm or as soon thereafter as the matter can be heard and publicly announced, provided the sale is not cancelled.
- 4. The public sale, if not cancelled, shall take place by open public sale at auction to the highest bidder.
- 5. The successful bidder at the time of the sale must present cash or a check or money order, payable to the Township of West Milford, in an amount that equals 10% of the assessor's suggested minimum. This deposit shall be non-refundable. The balance of the purchase price shall be paid to the Township no later than sixty (60) days following the acceptance by the Township and the tender of marketable title to the purchaser and submitted to the Township. The purchaser shall be entitled to possession immediately following closing of title.
- 6. The Township makes no representation as to the title or any other aspects of the land to be sold.
- 7. At closing of title, purchaser shall also pay to the Township a buyer's premium in the amount of ten (10%) percent of the bid amount.
- 8. The Township reserves the right to accept or reject any and all bids at the public sale and not to award to the highest bidder. Such decision will be made by the Township Council at a Public Meeting within 30 days from the date of such sale.
- 9. In the event the Township of West Milford is unable to convey clear and marketable title, insurable at regular rates by a title insurance company authorized to do business in the State of New Jersey, the Township shall forthwith return to the purchaser the deposit and neither party shall have any further rights against the other. The acceptance of a deed by the purchaser from the Township shall extinguish any claims the said purchaser may have against the Township of

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West Milford in connection with the quality of title conveyed.

- 10. All conveyances by the Township shall be made by way of a Quit Claim Deed, unless an adequate title binder prepared at the expense of the purchaser is forwarded to the Township prior to the conveyance and discloses that the Township holds marketable title in which case a Bargain and Sale Deed with Covenants Against Grantor's Acts will be the form of conveyance. The Township will include within its deed a metes and bounds description based upon a survey if a survey and metes and bounds description is obtained by the purchaser.
- 11. The Township Council of the Township of West Milford reserves the right to waive any and all defects and informalities in any proposal and to accept or reject the highest responsible and responsive bidder deemed to be in the best interests of the Township.
- 12. In those cases where the property being offered is an under-sized lot, adjoining property owners shall be given the first right to bid. If purchased by an adjoining property owner, the under-sized property shall merge into the purchaser's current lot. In those case where the property being offered is not an under-sized lot, adjoining property owners shall be given the first right to bid, but merger into the purchase's current lot shall be optional. Furthermore, no property shall be further subdivided as the conveyance, irrespective of size, is being made to accommodate either the adjoining property owner as to his/her current residence, not for subdivision purposes, or for sale of the existing parcel to the public at large.
- 13. If no adjoining property owners bid, the bidding will be opened to the public. The deed of conveyance for all under-sized lots that are sold to any party other than an adjoining property owner shall contain a restriction that the lot cannot be built upon. If it is a conforming lot, then no such deed restrictions shall be placed on the transfer of title. The Township will not represent, warrant, or guarantee the right to build on or improve any of the properties listed for sale. All properties will be subject to all Federal, State, Local Laws and Ordinances.
- 14. A public notice of sale shall be published in the Township's official newspaper at least once a week for two consecutive weeks, the last publication being no earlier than seven (7) days prior to the date set forth for the public sale, which notice shall contain the conditions of this sale in accordance with N.J.S.A. 40A:12-13(a).
- 15. In the event the successful bidder fails to close on the property, he shall forfeit ten percent (10%) of the purchase price.

The resolution shall take effect immediately.

Adopted: September 18, 2024

Agenda No. XII 10

~ Resolution 2024 - 320 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING AN EASEMENT FOR AN EXISTING WELL TO REMAIN IN THE TOWNSHIP RIGHT OF WAY

WHEREAS, the Township of West Milford is the owner of Papscoe Road, located in the Township of West Milford, County of Passaic, State of New Jersey; and

WHEREAS, Miseal Rojas is the property owner of 7 Papscoe Road, in the Township of West Milford, County of Passaic, State of New Jersey, known as Lot 19 in Block 2414 on the Tax Maps in the Township of West Milford; and

WHEREAS, pursuant to Mr. Rojas selling his property, a new property survey indicated that the well head on an existing well falls outside the property line by approximately 12 inches, contrary to a prior survey which reflected that the well head fell on or quite near to the property line; and

WHEREAS, the Township has reviewed this new survey, agrees with its conclusions and desires to grant and convey to the property owner a perpetual non-exclusive easement agreement for the existing well and for the well head to remain in the Township right of way; and

WHEREAS, property owner has submitted the survey, along with a metes and bounds description of the easement, which is incorporated as "Exhibit A" and an Easement for Existing Well to Remain in Right of Way agreement, that is incorporated as "Exhibit B" on file in the Clerk's Office; and

WHEREAS, the Mayor and Township wish to enter onto this agreement.

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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that the Township Clerk be and is hereby directed as follows:

- 1. That the Township does hereby authorize and approve the execution of the Easement for Existing Well to Remain in Right of Way agreement (Exhibit B) as based on the new survey with metes and bounds description (Exhibit A), both of which are on file in the Clerk's Office.
- 2. That the Mayor and/or Township Administrator be and is hereby authorized to execute said Easement on behalf of the Township.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately.

Adopted: September 18, 2024

Agenda No. XII 11

~ Resolution 2024 - 321 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY APPROVING THE CERTIFICATION LIST OF VOLUNTEER MEMBERS OF THE TOWNSHIP OF WEST MILFORD FIRE DEPARTMENTS AND FIRST AID SQUADS

WHEREAS, the Township adopted Ordinance No. 1999-26 which created the Length of Service Awards Program (LOSAP); and

WHEREAS, N.J.S.A. 40A: 14-191 requires that the Emergency Service Organizations furnish the Township Council with an annual certification list of all volunteer members who have qualified for credit under the award program for the previous year;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford, formally approve the list of the volunteer members of the Township of West Milford fire departments and first aid squads submitted by each fire department and first aid squad for the year 2023, a copy of which is attached hereto as an addendum; and

BE IT FURTHER RESOLVED that a copy of this list will be posted for at least thirty (30) days in the respective fire houses, first aid squads and municipal clerk's office.

Approved: September 18, 2024

Last Name	First Name	Fire Co. or Squad	Points 2023	An	nount
BARRETT	RACHAEL	FIRE CO #1	112	\$	800
BARRETT	WAYNE	FIRE CO #1	148	\$	800
BARTHOLOMEW	PAUL	FIRE CO #1	204	\$	800
BLOCK	ROBERT	FIRE CO #1	173	\$	800
CRATER	DAVID	FIRE CO #1	134	\$	800
CROUTHAMEL	DAVID	FIRE CO #1	118	\$	800
DURGIN	NOAH	FIRE CO #1	213	\$	800
GRAF	LUCAS	FIRE CO #1	142	\$	800
HEMPEL	ROBIN	FIRE CO #1	168	\$	800
HUTCHESON	SHAWN	FIRE CO #1	204	\$	800
KIRK	ROBERT C	FIRE CO #1	244	\$	800
KIRK	ROBERT W.	FIRE CO #1	199	\$	800
KIRK	SAMANTHA	FIRE CO #1	110	\$	800
LEMAY	CHRISTOPHER	FIRE CO #1	150	\$	800
LONGAKER	GENNA	FIRE CO #1	100	\$	800
LONGAKER	JOHN	FIRE CO #1	132	\$	800
MILLER	RICHARD	FIRE CO #1	161	\$	800
MOLNAR	ANTHONY	FIRE CO #1	193	\$	800
MORALES	NICOLAS	FIRE CO #1	244	\$	800
O'CONNOR	MATTHEW	FIRE CO #1	104	\$	800
POSTLEWAITE	GARY	FIRE CO #1	148	\$	800
SMITH	BRYNN	FIRE CO #1	198	\$	800
SMITH	RYAN	FIRE CO #1	188	\$	800
STABILE	ANTHONY	FIRE CO #1	203	\$	800
STRUBLE	DAVID E.	FIRE CO #1	209	\$	800
STRUBLE	DIANE A.	FIRE CO #1	199	\$	800
STRUBLE SR	TIMOTHY T.	FIRE CO #1	212	\$	800

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Fire Co. or **Points** Last Name **First Name Amount** 2023 Squad STRUBI F VINCENT IRE CO #1 244 800 TIMONEY SEAN FIRE CO #1 174 \$ 800 VERMEAL DAVID FIRE CO #1 \$ 198 800 VILLEDA **JERERSON** FIRE CO #1 \$ 166 800 WARREN SARAH J. FIRE CO #1 \$ 130 800 **LOPORTO FRANK** FIRE CO #2 \$ 800 181 ANTONELLI RALPH FIRE CO #3 \$ 110 800 COSTA SAMUEL J. FIRE CO #3 \$ 167 800 **DOWSON GLENN** FIRE CO #3 149 \$ 800 GRAF JOHN FIRE CO #3 \$ 800 161 **SCHEIL** JANET FIRE CO #3 173 \$ 800 SIMON JOHN T FIRE CO #3 \$ 100 800 MICHAEL **SPOELSTRA** FIRE CO #3 176 \$ 800 **TOWNSEND** FIRE CO #3 **KEVIN** \$ 800 147 **WEBER KATHRYN** FIRE CO #3 173 \$ 800 WEBER KEITH FIRE CO #3 \$ 800 188 BARKER FIRE CO #4 **PAUL** 161 \$ 800 **DEVENNEY BRETT** FIRE CO #4 \$ 117 800 **FRANZINO** JOHN FIRE CO #4 \$ 105 800 **GLINANE** LIAM G. FIRE CO #4 116 \$ 800 **GUELL KYLE** FIRE CO #4 \$ 800 102 HENNEN **JAMES** FIRE CO #4 \$ 102 800 **IRWIN** JOHN FIRE CO #4 \$ 800 181 KLOSZ KENNETH FIRE CO #4 228 \$ 800 FIRF CO #4 KLOSZ **KFVIN** 156 \$ 800 LEMAY AARON FIRE CO #4 \$ 117 800 DAVID **LEMAY** FIRE CO #4 \$ 800 141 LINDSTROM JIM FIRE CO #4 100 \$ 800 **MILLER** MICHAFI FIRE CO #4 \$ 800 185 MORLEY LUKE FIRE CO #4 \$ 800 177 STEVE MORLEY FIRE CO #4 100 \$ 800 **MUSTAFA** TARA FIRE CO #4 \$ 800 104 FIRE CO #4 **NOWACKI** MICHAFI 108 \$ 800 **POPLASKI** RICH, JR FIRE CO #4 \$ 800 177 POPLASKI RICH SR FIRF CO #4 137 \$ 800 RUBENACKER SHAWN FIRE CO #4 158 \$ 800 **RAYMOND** FIRE CO #4 **SHATTUCK** 111 \$ 800 WILLIAMS DARREN FIRE CO #4 \$ 123 800 **BARTILUCCI** ROBERT FIRE CO #5 \$ 156 800 **BARTILUCCI MICHAEL** FIRE CO #5 \$ 124 800 BINKO JOHN W. FIRE CO #5 \$ 800 146 **CHAPMAN** DOUGLAS K. FIRE CO #5 148 \$ 800 DAVID LOUIS FIRE CO #5 \$ 800 105 **FANTOZZI** CASEY FIRE CO #5 \$ 800 102 **FERREIRA MICHAEL** FIRE CO #5 \$ 800 149 **FRANK** JUSTIN FIRE CO #5 104 \$ 800 FREY JR STANLEY FIRE CO #5 \$ 800 159 FIRE CO #5 GAGE **JAMES** 180 \$ 800 FIRE CO #5 \$ **HEUER** JOHN L. 173 800 KFVIN FIRF CO #5 KIFI 121 \$ 800 **KUCERA** JOSEPH FIRE CO #5 \$ 100 800 LAMANNA ANTHONY FIRE CO #5 163 \$ 800 MAILLY WILLIAM J. FIRE CO #5 121 \$ 800 OLLEARO JR **EDWARD** FIRE CO #5 \$ 100 800 **PERARA EDWARD** FIRE CO #5 \$ 171 800 PONZO JOSEPH C. SR FIRE CO #5 \$ 800 163 **RYAN KEVIN** FIRE CO #5 \$ 800 153 SEBASTAIN CANDICE D. FIRE CO #5 \$ 102 800 **SILVERIA** ROBERT FIRE CO #5 \$ 800 145 SODT **JAMES** FIRE CO #5 135 \$ 800 **STINZIANO** MARK S FIRE CO #5 \$ 800 126 VOICE JEREMY FIRE CO #5 \$ 134 800 WIELHOUWER PAUL M. FIRE CO #5 113 \$ 800 ALDRICH JR EDWIN C. FIRE CO #6 \$ 145 800 CORCORAN JOSEPH FIRF CO #6 145 \$ 800 **KRZYSZTOF** FIRE CO #6 **CZUJ** \$ 800 116 DURIN **LUKE** FIRE CO #6 153 \$ 800 **DYGOS JAMES** FIRE CO #6 105 800

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DYGOS	RONALD	FIRE CO #6	145	\$	800
DYGOS	MICHAEL	FIRE CO #6	111	\$	800
GERACE	ROCCO	FIRE CO #6	145	\$	800
LAMB	ROBERT	FIRE CO #6	122	\$	800
MORRISSEY	WAYNE	FIRE CO #6	149	\$	800
MUSSINA	DAVID	FIRE CO #6	112	\$	800
MUSSINA	ROCCO	FIRE CO #6	122	\$	800
NICHOLAS SR	MICHAEL	FIRE CO #6	147	\$	800
NICHOLAS JR	MICHAEL	FIRE CO #6	116	\$	800
SIRNIK	ROBERT	FIRE CO #6	145	\$	800
KELLY	JEAN C	UGLFAS	109.04	\$	800
WALSH	KELLY	UGLFAS	108.13	\$	800
ALDRICH	STACIA	WMFAS	180.68	\$	800
BURKE	CAMERON	WMFAS	128.99	\$	800
BURNS	PATRICIA	WMFAS	186.88	\$	800
CUNEO	KENNETH	WMFAS	191.42	\$	800
GONZALEZ	SARA	WMFAS	174.21	\$	800
JIROUSCHEK	ROBERT	WMFAS	161.49	\$	800
LIGUS	TIMOTHY	WMFAS	161	\$	800
LINDSTROM	RICHARD	WMFAS	139.68	\$	800
LONGAKER	GRETHEN	WMFAS	148.5	\$	800
MILLER	GEORGE	WMFAS	185.09	\$	800
MUSTAFA	TARA	WMFAS	113.12	\$	350
PAPPAS	SUE	WMFAS	162.75	\$	800
PISKADLO	DARCIA	WMFAS	106	\$	800
REZZONICO	ERNEST	WMFAS	173.84	\$	800
RYANS	KIMBERLY	WMFAS	107.25	\$	800
SHAFFER	WILLIAM	WMFAS	107.67	\$	800
STEVENS	ANTHONY	WMFAS	197.74	\$	800
WOOD	ANDREW	WMFAS	287.04	\$	800

Agenda No. XII 12

~ Resolution 2024 - 322 ~

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 2023 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 2023 Audit Report of the Township of West Milford, County of Passaic, as required by N.J.S.A 40A:5-7.

ASSETS	December 31 Year 2023	December 31 Year 2022
Cash, Investments and Prepaid Debt Service	46,373,324.96	42,987,112.07
Taxes, Assessments, Liens and Utility Charges Receivable	2,503,422.03	2,805,245.02
Prospective Assessments Funded	23,250.00	0.00
Property Acquired for Taxes - Assessed Value	6,560,100.00	6,319,900.00
Accounts Receivable (and Inventory)	6,265,065.34	3,390,985.44
General Fixed Assets	49,127,282.38	49,717,167.38
Deferred Charges to Future Taxation -		
General Capital	35,036,565.00	33,648,125.00
Deferred Charges to Revenue of Succeeding Years	0.00	25,192.57
TOTAL ASSETS	145,889,009.71	138,893,727.48
LIABILITIES, RESERVES AND FUND BALANCES		
Bond and Notes Payable	34,972,359.70	34,014,206.74
Improvement Authorizations	12,407,100.24	9,404,248.84
Other Liabilities and Special Funds	24,049,345.20	22,856,712.88
Net Assets Available for Benefits	3,541,991.73	3,161,207.71
Investment in General Fixed Assets	49,127,282.38	49,717,167.38

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Reserve for Certain Assets Receivable	8,830,305.70	8,928,070.70
Fund Balance	12,960,624.76	10,812,113.23
TOTAL LIABILITIES, RESERVES AND SURPLUS	145,889,009.71	138,893,727.48
Revenue and Other Income Realized	2023	<u>2022</u>
Fund Balance Utilized	3,681,788.00	3,215,395.00
Miscellaneous - From Other Than Local		
Property Tax Levies	14,722,172.44	8,420,227.32
Collection of Delinquent Taxes and Tax		
Title Liens	1,318,827.94	1,070,777.19
Collection of Current Tax Levy	110,404,415.96	107,905,424.12
Other Credits to Income	2,068,503.78	2,621,847.62
Total Income	132,195,708.12	123,233,671.25
Expenditures		
Budget Expenditures:		
Municipal Purpose	39,551,107.73	33,206,443.28
Special District Taxes	3,374,411.30	3,300,080.75
Municipal Open Space Tax	548,543.68	548,010.60
County Taxes	21,468,032.01	21,733,339.80
Local and Regional School Taxes	61,345,962.00	59,487,773.00
Other Expenditures	22,520.73	497,022.98
Total Expenditures	126,310,577.45	118,772,670.41
Less: Expenditures to be Raised by Future Taxes		
Total Adjusted Expenditures	126,310,577.45	118,772,670.41
Excess in Revenue	5,885,130.67	4,461,000.84
Fund Balance January 1	10,011,785.28	8,766,179.44
	15,896,915.95	13,227,180.28
Utilized as Anticipated Revenue	3,681,788.00	3,215,395.00
Fund Balance December 31	12,215,127.95	10,011,785.28

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 2023. This Report of Audit, submitted by Steven D. Wielkotz, 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: September 18, 2024

Agenda No. XII 13

~ Resolution 2024 - 323 ~

RESOLUTION AND GROUP AFFIDAVIT OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC STATE OF NEW JERSEY AS CERTIFICATION OF THE 2023 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 2023 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

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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 (Direct 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: September 18, 2024

Agenda No. XII 14

~ Resolution 2024 - 324 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2024

WHEREAS, applications have been made for the new licenses and the renewal of various Licenses for the 2024 license year; and

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

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford does hereby approve the issuance of 2024 Licenses as listed below:

License No.	2024 CLOTHING BINS
2024-25	Holy Faith Lutheran Church (1)

Adopted: September 18, 2024

Agenda No. XII 15

~ Resolution 2024 - 325 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2025

WHEREAS, applications have been made for the renewal of various Licenses for the 2025 license year; and

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

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford does hereby approve the issuance of 2025 Licenses as listed below:

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	2025 CLOTHING BINS
2025-01	West Milford Elks Lodge

Adopted: September 18, 2024

Agenda No. XII 16

~ Resolution 2024 - 336 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A PERSON TO PERSON TRANSFER OF PLENARY RETAIL CONSUMPTION LICENSE 1615-33-012-005 FROM 2MOMENTO2 INC. TO 374 MORSETOWN ROAD INC. AT SAME LOCATION

WHEREAS, an application has been received for a Person to Person transfer of 2024-2025 Plenary Retail Consumption License 1615-33-012-005 presently held by 2Momento2 Inc. to 374 Morsetown Road Inc. at the same location; and

WHEREAS, the Mayor and Township Council have conducted a public review of the application as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control, and

WHEREAS, as a result of that review the Mayor and Township Council have determined the following:

- 1. The submitted application is complete in all respects, the transfer fees have been paid and the license has been properly renewed for the current license term.
- 2. The applicant is qualified to be licensed according to all statutory, regulatory and local governmental A.B.C.
- 3. The applicant has disclosed to the issuing authority the source of all financing obtained.

WHEREAS, the Person to Person transfer is approved to be transferred at the same location.

NOW THEREFORE, BE IT RESOLVED that the Person to Person transfer of the aforesaid Plenary Retail Consumption License to 374 Morsetown Road Inc. is approved by the Mayor and Township Council of the Township of West Milford and does hereby direct the Township Clerk to endorse the license certificate to the new ownership and is hereby transferred to 374 Morsetown Road Inc.

Adopted: September 18, 2024

Agenda No. XII 17

~ Resolution 2024 - 337 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF CJIS SOLUTIONS SOFTWARE SERVICES FOR EMAIL HOSTING SUPPORT, MAINTENANCE SECURITY SERVICES AND ASSOCIATED LICENSING FEES

WHEREAS, the Township has a need for services related to the services, maintenance, licensing and support of certain proprietary hosted email and security services, specifically CJIS Solutions Email Hosting Service, Law Lock 360 (Law Lock Advanced Authentication) and Managed Service Provider services of ThreatDown, and

WHEREAS, with this purchase the IT Office/Administration Department will exceed the \$17,500 threshold; and

WHEREAS, N.J.S.A. 40A:11-5(1) (dd) provides that the award of a purchase contract for the provision or performance of goods or services for the support or maintenance of proprietary computer hardware and software is an exception to the bidding requirements of the Local Public Contracts Law; and

WHEREAS, CJIS Solutions, P.O. Box 1102, Little Falls, NJ 07424 has agreed to perform these services on behalf of the Township; and

WHEREAS, CJIS Solutions has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee in the Township of West Milford with the elected officials in the previous one year, and that the contract will prohibit CJIS Solutions from making any reportable contributions through the term of the contract.

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WHEREAS, the Chief Financial Officer has certified the availability of the funds from various accounts as appropriated by the Governing Body in the 2024 Municipal Budget.

WHEREAS, CJIS Solutions will exceed the \$17,500 and should not exceed the bid threshold of \$44,000.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey approves the continuation of the maintenance, licenses, support with CJIS Solutions as the owner of the secure email hosting system and a managed security provider of security services specifically ThreatDown.

Adopted: September 18, 2024

Councilman Chazukow wanted to discuss Resolution 2024-319. He indicated that he would like to remove block 3201 lot 1, as it is a large parcel, that doesn't seem like it could be developed except in a commercial sense. The area is near the Appalachian Trail. Councilman Conlon questioned if there were another reason the block and lot should not be included other than because of the size of the property. Councilman Conlon suggested it may be of interest to some of the commercial property owners who have businesses that abut the property. Councilman Chazukow said it could be preserved as open space. Councilman Conlon made the counter point that if there are two adjacent property owners that may be interested in developing the land, in a Town where 60% of our land is basically undevelopable, why not give those property owners a chance to purchase the lot and then if it is of no interest to them, revisit the matter later. Councilman Chazukow sees municipal property sales as more of a benefit intended for residential purposes. Councilman Conlon supports leaving the block and lot on the list, but if other Councilmembers wanted to remove it, he would support that too.

Motion to move Resolutions 2024-316 through 2024-325 and 2024-336 and 2024-337.

Moved: Conlon Seconded: Erik

Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden

Voted Nay: Motion carried:

Agenda No. VI

Presentations and Recognitions

House Beautiful Award – Councilwoman Erik announced that the Beautification Committee had made their annual selection for the House Beautiful Award and the winner is Isabella Micheels from Upper Greenwood Lake. A plaque, gift certificate and t-shirt will be delivered.

Agenda No. VII

Executive Session

None

Agenda No. VIII

Discussion Items / Official Communications

None

Mayor Dale opened the meeting to the public comment portion.

Agenda No. IX

Public Comments

Dave Rosenbaum – a Washington Township resident, said his son's life was saved on June 20th when he was injured in a boating accident involving a propeller strike on the Southern end of Greenwood Lake. When the accident occurred an observing resident went immediately into action. The events fell in a seamless way with all involved, from the resident who called 911, to off duty Corporal Rivetti in an adjacent boat from Vernon Township, to the dispatcher, to Sergeant Bregman waiting at the South Shore Marina for the boat, the Freshman from West Point who helped get him into a boat where tourniquets were applied, the Fire Department, EMS and three other officers, including Officer Weber in the audience tonight. His son was released 24 hours after being admitted to the Hackensack Medical Center. He thanked all involved and considers these people heroes.

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Brian Zlotkin – Agrees with the point made by Councilman Chazukow about the parcel (block 3201- lot 1) mentioned in Resolution 2024-319. There are no residents next to the parcel and it states in 2024-319 that the idea is to sell it to adjacent residents, not adjacent businesses. It also states that the Council can reject the highest bidder and would like to know the parameters of such a rejection, and how is it determined that the sale is in the best interests of the Town. He questioned should the Council reject the highest bidder, can a Council person or someone they know personally or professionally win the auction without conflict of interest.

Alberto Dautag – Lives in Oakland but has spent the last 28 years in West Milford and feels like a part of the Town. He wanted to thank all the residents for their support and indicated that his cousin would be taking over Momentos. The new name in Prime 374 and will feature steak and seafood.

Seeing no one wishing to speak Councilman Conlon made a motion to close the public portion. All were in favor.

Agenda No. X

Council Comments

Mayor Dale - Thanked Mr. Dautag and welcomed the new owners of the restaurant.

Councilman Conlon - Commented that the story Mr. Rosenbaum told about the quick, decisive reaction when dealing with a crisis is the embodiment of the emergency responders and he thanked all involved. To clarify Resolution 2024-319, it does not say anything about residential property owners verses commercial property owners in the Resolution, it just states that it applies to adjacent property owners.

Mayor Dale - indicated that in her 5 years as Mayor, she has managed situations that she never thought she would; wildfires, explosions, a pandemic, microbursts, nothing that you would expect when you sign up to be Mayor. It's important to provide for what our first responders need to help them operate properly, efficiently and effectively.

Councilman Chazukow – indicated that he just wanted to have a discussion regarding 2024-319, he can see how either of the adjacent property owners could improve the property to benefit the entire Township but also because of the Highlands Act, they wouldn't be able to disturb more than an acre of that property. The impact should not be severe if it were bid on. It is also a difficult piece of land. Councilman Chazukow just wanted to have a conversation regarding the matter.

Agenda No. XIII

Consent Agenda

~ Resolution 2024 - 326 ~

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

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

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

Resolutions:

- a) 2024-327 Cancellation of Taxes
- b) 2024-328 Reinstatement of Taxes
- c) **2024-329** Refund Bond Release SP21-020
- d) 2024-330 Refund Right of Way Bonds
- e) 2024-331 Refund Overpayments
- f) 2024-332 Refund Other Liens
- g) 2024-333 Refund Recreation Fees
- h) 2024-334 Refund Zoning Board of Adjustment Escrow

Adopted: September 18, 2024

Agenda No. XIII a

~ Resolution 2024 - 327 ~

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WHEREAS, there appears on the tax records balances as listed below; and

WHEREAS, the Collector of Taxes recommends the cancellation of taxes due to reasons listed below.

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

REASONS: 1. 100% Disabled Veteran

- 2. Township Owned Property
- **3.** Veteran/Surviving Spouse of Veteran Deduction
- 4. Senior Citizen/Disabled/Surviving Spouse Deduction

Block/Lot	Amount	Year	Reason
02201-007.04	\$20,847.38	2024	1
	\$11,906.00	2025	
01611-016	\$3,712.69	2024	1
	\$4,610.00	2025	
02705-006	\$9,391.35	2024	1
	\$5,442.00	2025	
06404-018	\$10,489.36	2024	1
	\$5,514.00	2025	
07521.008	\$4,264.94	2024	1
	\$3,292.00	2025	
07801-017.07	\$6,328.48	2024	1
	\$4,026.00	2025	
08703-008	\$11,859.28	2024	1
	\$6,436.00	2025	
06101-025	\$10,669.04	2024	1
	\$5,576.00	2025	
09101-050	\$7,912.05	2024	1
	\$5,404.00	2025	
09901-022	\$21,208.89	2024	1
	\$12,538.00	2025	
10816-004	\$3,969.80	2024	1
	\$4,896.00	2025	
17004-002.01	\$10,763.47	2024	1
	\$8,556.00	2025	
TOTALS	\$121,416.73	2024	
	\$78,196.00	2025	

Adopted: September 18, 2024

Agenda No. XIII b

~ Resolution 2024 - 328 ~

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

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

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

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

REASON: 1 INSUFFICIENT FUNDS

- 2 NO ACCOUNT/CANNOT LOCATE
- 3 ACCOUNT CLOSED
- 4 STOP PAYMENT
- 5 UN-AUTHORIZED PAYMENT
- 6 FROZEN/BLOCKED ACCOUNT

BLOCK/LOT	<u>AMOUNT</u>	<u>INT</u>	<u>YEAR</u>	REASON
07801-052.01	\$2,119.00	\$12.21	2024	2
07508-017	\$2,389.00		2024	5

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15301-008	\$2,862.00		2024	2
15401-029	\$213.00		2024	2
04001-010	\$3,932.00		2024	6
07801-021.06	\$2,456.58	\$60.06	2023	1
	\$2,385.00		2024	
08101-022	\$2,440.94	\$17.06	2024	4
03406-014	\$4,309.00		2024	1
11302-021	\$83.00		2024	2
11302-023.01	\$40.00		2024	2
16906-005.01	\$3,631.00		2024	2
04201-034	\$2,698.00		2024	1
04201-036	\$2,415.00		2024	1
09101-021	\$3,951.00		2024	2
16305-005	\$2,417.00		2024	1
09101-058	\$2,031.00		2024	4
11302-037	\$3,182.00		2024	1
01701-022	\$1,100.00		2024	3
15401-029	\$213.00	\$4.97	2024	2
06603-022	\$1,537.00	\$7.39	2024	2
TOTAL	\$46,404.52	\$101.69		

Adopted: September 18, 2024

Agenda No. XIII c

~ Resolution 2024 - 329 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF SITE AND PLAN REVIEW BOND FEE

BE IT RESOLVED, upon the recommendation and request of the Township Engineering Department, the following bonded fee for a Certificate of Occupancy Site and Plan Review be refunded:

Block/Lot Street Address	Refund Amount	Refund to	Site Plan Permit No.
10202/5.02 1288 Macopin Road	\$850.00	62 Leslie Drive West Milford, NJ 07480	# SP21-020

Adopted: September 18, 2024

Agenda No. XIII d

~ Resolution 2024 - 330 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF RIGHT OF WAY ENTRY BOND FEES

BE IT RESOLVED, that the following Right of Way Entry bond fees upon the recommendation of the Township Engineering Division be refunded:

Receipt No.	Refund Amount	Refund to	Street Excavation Project Permit No.
521474	\$300.00	139 Hubert BLVD Lot 185 Hubert, NC 28539	79 Broadway 2022-11
521550	\$24,990.40	Rockland Electric Co. 390 W. Route 59 Spring Valley, NY 10977	Burnt Meadow Road 2022-12

Adopted: September 18, 2024

Agenda No. XIII e

~ Resolution 2024 - 331 ~

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

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

REASON: 1. Incorrect Payment

2. Duplicate Payment 3. Senior Citizen

4. Veteran Deduction 5. Homestead Rebate 6. Tax Appeal County Board

7. Tax Appeal State Tax Court

8. 100% Disabled Veteran Replacement Check

10.	Bank/	Mortgag	e Co.
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Block/Lot	Name	Amount	Int.	Year	Reason	
06603-009	Corelogic Centralized Refunds Corelogic Tax Services 3001 Hackberry Road Irving, TX 75063	\$2,282.00		2024	2	
07208-007	Corelogic Centralized Refunds Corelogic Tax Services 3001 Hackberry Road Irving, TX 75063	\$1,919.00		2024	2	
10706-001	Corelogic Centralized Refunds Corelogic Tax Services 3001 Hackberry Road Irving, TX 75063	\$1,863.00		2024	2	
10602-011	Corelogic Centralized Refunds Corelogic Tax Services 3001 Hackberry Road Irving, TX 75063	\$2,619.00		2024	2	
01608-010	PO Box 925 Point Pleasant, NJ 08742	\$84.00	\$.50	2024	2	
02201-007.04	43 Melinda Lane Hewitt, NJ 07421	\$2,837.92		2024	8	
01611-016	65 Fairlawn Drive Hewitt, NJ 07421	\$1,326.61		2024	8	
02705-006	100 Lakeshore Drive Hewitt, NJ 07421	' '		2024	8	
06404-018	158 Lincoln Ave \$7,545.69 \$173.32 Wet Milford, NJ 07480		2024	8		
07521-008	12 Meadow Rd West Milford, NJ 07480	\$891.40		2024	8	
07801-017.07	17G Quincy Lane West Milford, NJ 07480	\$2,201.80		2024	8	
08703-008	22 Continental Rd West Milford, NJ 07480	\$2,126.06		2024	8	
06101-025	42 Moore Rd West Milford, NJ 07480	\$7,783.80	\$43.35	2024	8	
09101-050	25 Red Barn Lane West Milford, NJ 07421	\$5,114.57		2024	8	
09901-022	107 Dockerty Hollow Rd West Milford, NJ 07480	\$2,240.27		2024	8	
10816-004	390 Macopin Road West Milford, NJ 07480	\$1,436.06		2024	8	
14901-004	71 Oxbow Lane Newfoundland, NJ 07435	\$2,374.00		2024	8	
17004-002.01	106 Henderson Road Stockholm, NJ 07460	\$6,336.55		2024	8	
00202-027	MT Prospect Invest LLC P.O. Box West New York, NJ 07093	\$1,504.35		2024	6	
01001-025	24 Marshall hill Road West Milford, NJ 07480	\$809.26		2024	1	
12501-040	The Order of St. John The Apostle 582 Macopin Road West Milford, NJ 07480	\$720.60		2024	6	
09901- 007.01	452 Highland Ave Clifton, NJ 07011	\$2,097.16		2024	1	

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Block/Lot	Name	Amount	Int.	Year	Reason
07617-001	19 Echo Lane	\$392.10		2024	1
	West Milford, NJ 07480				
01606-	NJSL 301, LLC	\$372.60		2024	1
003.01	650 E. Palisades Ave. Ste. 2				
	Englewood, NJ 07632				
03401-	165 Lakeside Road, Unit 9	\$2,495.69		2024	2
021.09	Hewitt, NJ 07421				
	TOTALS:	\$65,939.12	\$217.17		

Adopted: September 18, 2024

Agenda No. XIII f

~ Resolution 2024 - 332 ~

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

WHEREAS, the Collector of Taxes has reported receiving the amounts shown below for the redemption of the respective lien.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to pay the indicated amount to the holder of the lien certificate as hereinafter shown below:

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Premium	Pay to Lien Holder
23-0003	10/10/2023	01816-001	\$8,504.26	\$2,100.00	ATCF II NEW JERSEY LLC, LUMENTUM CU P.O. BOX 69239 BALTIMORE, MD 21264-9239
		TOTAL	\$8,504.26		

Adopted: September 18, 2024

Agenda No. XIII g

~ Resolution 2024 - 333 ~

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:

SUMMER SOCCER SQUIRTS					
\$134.00	4.00 34 Sherwood Court Newfoundland, NJ 07435 \$134.00		135 Papscoe Road Hewitt, NJ 07421		
	ART C	AMP			
\$40.00	26 Yancy Terrace Hewitt, NJ 07421				
	SOCCER	CAMP			
\$240.00	28 Vista Road West Milford, NJ 07480	\$115.00	38 Northwood Drive West Milford, NJ 07480		
	DAY C	AMP			
\$450.28	23 Frederick Drive West Milford, NJ 07480	\$84.04	23 Frederick Drive West Milford, NJ 07480		
\$217.00	46 Starlight Road West Milford, NJ 07480	\$235.00	8D Oakridge Road Newfoundland, NJ 074354		
	FALL SC	CCER			
\$10.00	9A New Bedford Road West Milford, NJ 07480	\$10.00	30 Millington Ave. Hewitt, NJ 07421		
\$10.00	35 Leslie Dr. West Milford, NJ 07480	\$80.00	63 Barnegat Road Hewitt, NJ 07421		
\$75.00	40 Alvin Road West Milford, NJ 07480	\$90.00	120 Pinecliff Lake Drive West Milford, NJ 07480		

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FISHING CLUB			
\$340.00	145 Rafkind Road Bloomingdale, NJ 07403		

Adopted: September 18, 2024

Agenda No. XIII h

~ Resolution 2024 - 334 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A REFUND FOR ZONING BOARD ESCROW MONIES

BE IT RESOLVED, that Resolution compliance has been met:

Address	Account No.	Amount to be Refunded
125 Point Breeze Drive	16-288-56-705-145	\$513.30

Adopted: September 18, 2024

Motion to move Resolutions 2024-326 through 2024-334.

Moved: Erik Seconded: Conlon

Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden

Voted Nay: None

Motion carried:

Agenda No. XIV

Approval of Expenditures

~ Resolution 2024 - 335 ~

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	\$837,495.39
3	Reserve Account	12,548.89
2	Grants	25,485.95
6	Refunds	102,669.58
1	General Ledger	3,270.00
26	Refuse	82,847.78
4	Capital	181,331.40
19	Animal Control	1,652.50
19	Heritage Trust	0.00
19	Open Space Trust	1,695.00
19	Trust	24,111.93
16	Development Escrow	12,958.75
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	149.00
Total		\$1,286,216.17
Less Refund Resolution		-102,669.58
Actual Bills List		\$1,183,546.59
Other Payments	3:	

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TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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Payroll	1,777,449.35
BOE	5,394,107.00
Vehicle Petty	240.00
Total Expenditures	\$8,355,342.94

Adopted: September 18, 2024

Moved: Erik Seconded: Conlon

Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden

Voted Nay: None

Motion carried:

Agenda No. XV

Reports of Mayor, Council Members, Administrator, and Attorney

Mayor Dale – The Township wide garage sale will take place September 20, 21 and 22. The Township of West Milford has been awarded \$750,000 through the US DOJ Cops hiring Grant Program, to fund the hiring of 6 officers over the next three to five years. It will fund up to \$125,000 per officer including salary and benefits over a three year period. We are pursuing Federal grants and this is the second one that we have received. September 23 there will be a Small Business Grant Seminar at 3 p.m. at Town Hall. Small businesses will learn how they can obtain various grants. The Anchor Benefits can give you \$1500 back on your taxes, so keep that in mind if you have made any changes, like your address, bank accounts or things like that, be sure to update your information. We have a new grant submission to the NJDHS for a new senior transportation van. Congressman Gottheimer has opened up a website regarding the Salt Tax. They are looking at what the average annual property tax is in New Jersey verses what the \$10,000 cap is. They are looking for people to go on the portal and share their stories and to hopefully restore the full Salt deduction which is almost double what the cap is. People should show support and to put it back in play. Congratulations to Councilwoman Lichtenberg and the members of the West Milford Senior Olympics.

<u>Councilman Conlon</u> – The September 11th Remembrance Ceremony was a lovely tribute to those we lost in the terrorist attacks. There was participation from the West Milford High School Highlander Pipers and VFW Post 7198, American Legion Post 289, West Milford Police, Fire, First Aid and others. Thanks to all that contributed. Autumn Lights Festival will be held September 27, 28, 29 at the Jungle Habitat Property, 109 Airport Road. For information contact www.autumnlightsfestival.com. Residents may also contact Councilman Conlon at Conlon@westmilford.org.

<u>Councilman Marsden</u> – The Knights of Columbus will be having a car show at Bubbling Springs this weekend so come check out the cars. It's a free event and there will be concession stands as well.

<u>Councilwoman Erik</u> – Regarding the Small Business Grant Seminar, it is for anyone with a small business. Representatives from William Paterson will be there to guide people and see if businesses qualify. County and State representatives will be there as well. You may get up to \$50,000 back and eBusinesses are also included with this program. If you rent, there is money that you can get back for renting. The event is in the Main Meeting room at 3 p.m. this coming Monday.

<u>Councilman Chazukow</u> – The 9-11 Ceremony was very poignant. If you are 25 years old or younger it may be hard to see the significance of 9-11, and the difference it made on the entire world. He's really proud of what the Township does. The EDC map is moving forward and the trail portion is now being worked on so we are now in the last phase.

Councilwoman Lichtenberg – Today was the Senior Olympics and West Milford came in second to Randolph. We had won 6 years in a row, with a tie two years ago to Randolph. It's a tri-county event. On September 22, the Highlander Education Foundation will be sponsoring a Run for Fund at the West Milford High School at 8:30 a.m. National Night Out is coming up on October 1, 2024. There is an Autumn clean-up day on September 28th from 8:30 to 12:00 p.m. People may pick up supplies at the recycling office. Those interested can contact 973-728-2724. The Friends of Wallisch square dancing event October 5th is sold out, there will be a full barn. Saturday October 12, the Passaic County Shefiffs are having an Autumn Fest at the the Friends of Wallisch Homestead. There will be a car show and food trucks and more.

Councilman Goodsir —Registration is now open for both the Rec and Travel Basketball seasons. The playing experience at the 9 hole seasonal Disc Golf Course at Bubbling Springs has been enhanced with brand new hole marker signs that are clear and easy to read, helping you navigate the course with ease. Sign up for Family Disc Golf Day at Bubbling Springs Park. Sunday, October 20th from 1-3 p.m. Two divisions are available, Adult/Child and Recreation Individual. There will be prizes for top places and closest to the pin competition. The Floor Hockey Club was such a success that we are moving it indoor to

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY				
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Elks will be serving beef stew with egg	noodles, salad and d ALF. 9-11 is a tough	mornings. Registration is now open. The esert for \$15 this week and next Friday they event and as the Exalted Ruler at the Elks he eople come out for the September 11		
<u>Administrator Senande</u> – No report.				
Attorney Pasternak – No report.				
Councilman Conlon, on behalf of the Co September 17 th .	ouncil, presented flov	vers to Mayor Dale to celebrate her birthday		
	Agenda No. XV	1		
Appointments and Resignations None				
	Agenda No. XV	III		
<u>Adjournment</u>				
Moved: Conlon Voted Aye: Unanimous voice vote Voted Nay: None Motion carried.	Seconded: Chazuk	cow		
The meeting adjourned at 7:11 p.m.				
Approved: October 2, 2024				
Respectfully submitted:				
Deidre Ellis, Keyboarding Clerk III				
	_	MICHELE DALE, MAYOR		
		WILLIAM SENANDE, TOWNSHIP CLERK		