
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Regular Meeting
Date of Meeting: October 2, 2024
Time of Meeting: 6:30 p.m.
Minute Page No: Page 2 of 10

Agenda No. X

Council Comments

None

Agenda No. XI

Unfinished Business, Final Passage of Ordinances

None

Agenda No. XII

New Business, Introduction of Ordinances, Resolutions

Mayor Dale asked to move Resolutions 2024-338 through 2024-344 and 2024-350.

Agenda No. XII 1

~ Resolution 2024 – 338 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AMENDING RESOLUTION 2024-320 AUTHORIZING AN EASEMENT FOR AN EXISTING WELL TO REMAIN IN THE TOWNSHIP RIGHT OF WAY CORRECTING THE SQUARE FOOTAGE IN EXHIBITS A & B

WHEREAS, by virtue of Resolution 2024-320 adopted on September 18 2024, the Township Council did approve an easement for an existing well to remain in the Township Right of Way; and

WHEREAS, a correction in Exhibit A and Exhibit B on file in the Clerk's Office now reflects the 100 square footage rather than 9 square feet; and

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, Miscal 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.

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 corrected Easement for Existing Well to Remain in Right of Way agreement (Exhibit B) as based on the corrected 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.

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Agenda No. XII 2

~ Resolution 2024 – 339 ~

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 MAPLE ROAD PROJECT

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on September 27, 2024 at 10:00 am for the resurfacing of Maple Road 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, 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 account numbered 04-215-55-843-001; 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 Maple Road project subject to the review and approval of the New Jersey Department of Transportation in an amount not to exceed \$756,715.20.
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 Maple Road 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: October 2, 2024

Agenda No. XII 3

~ Resolution 2024 – 340 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ACCEPTANCE OF A COMMUNITY ENERGY PLAN GRANT FROM THE STATE OF NEW JERSEY BOARD OF PUBLIC UTILITIES (BPU) IN THE AMOUNT OF \$10,000.00

WHEREAS, the BPU has awarded the Township of West Milford a Community Energy Plan Grant in the amount of \$10,000.00 to develop a local Community Energy Plan that aligns with the goals and strategies in the New Jersey's Energy Master Plan, and

WHEREAS, municipalities selected for the grant are required to submit the completed Community Energy Plan to the BPU at the end of the 12-month grant term, and

WHEREAS, the Township Council must adopt the Community Energy Plan by way of resolution, a copy of which is required to be sent to the BPU; and

NOW THEREFORE, BE IT RESOLVED, the Township Council of the Township of West Milford hereby authorizes the acceptance of the Community Energy Plan from the State of New Jersey Board of Public Utilities in the amount of \$10,000.00.

Adopted: October 2, 2024

Agenda No. XII 4

~ Resolution 2024 – 341 ~

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ACCEPTANCE OF A GRANT FROM THE JUSTICE DEPARTMENT'S OFFICE OF COMMUNITY ORIENTED POLICING SERVICES (COPS) IN THE AMOUNT OF \$750,000.00

WHEREAS, the COPS office has awarded over \$600 million in grant funding to law enforcement agencies and stakeholders across the country for the support of a wide variety of community policing efforts, and

WHEREAS, the Township of West Milford has been awarded \$750,000.00 to fund the hiring of six Police Officers over the next 3-5 years, and.

WHEREAS, the COPS hiring program funds up to \$125,000 per officer, including salary and benefits, over a 3 year period, with a minimum 12 month retention expected after the grant period of each hired officer once absorbed by the Township.; and

NOW THEREFORE, BE IT RESOLVED, the Township Council of the Township of West Milford hereby authorizes the acceptance of the grant from the Justice Department's Office of Community Oriented Policing Service in the amount of \$750,000.00.

Adopted: October 2, 2024

Agenda No. XII 5

~ Resolution 2024 – 342 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ENDORSING THE APPLICATION BY HIGH CREST LODGE, INC. FOR A GRANT AS PART OF THE HIGH HAZARD POTENTIAL DAMS GRANT PROGRAM BY WHICH TOWNSHIP OF WEST MILFORD WILL ACT AS SUB-RECEPIENT OF THE GRANT FOR THE PURPOSE OF REHABILITATION OF HIGH CREST LAKE DAM TO BRING IT INTO COMPLIANCE WITH STATE REGULATIONS

WHEREAS, High Crest Lake Lodge, Inc. ("Association") is a private lake association in West Milford; and

WHEREAS, the Association is a 501 (c) (7) entity, and

WHEREAS, the Association is the operator of a dam located on High Crest Lake which dam has been determined, based upon engineering investigations to be in need of repair, improvement and rehabilitation to help ensure the safety of people downstream, and

WHEREAS, the High Hazard Potential Dams (HHPD) grant program was authorized by Congress in the Water Infrastructure Improvements for the Nation (WIIN) Act and signed into law by the President on December 16, 2016 thereby adding a grant program under FEMA's National Dam Safety Program (33USC 467f-2) which provides technical, planning, design, and construction assistance in the form of grants to eligible subrecipients for rehabilitation of eligible high hazard potential dams, and

WHEREAS, under the "Fiscal Year 2024 Fall Rehabilitation of HHPD" the State of New Jersey has been awarded \$6,510,995 through the HHPD grant program, and

WHEREAS, High Crest Lake Dam has been identified as being eligible as a possible benefactor of the HHPD grant by the Division of State Police, Jersey Office of Emergency Management, and

WHEREAS, the Notice of Funding Opportunity for this grant found at <https://grants.gov/search-results-detail/350857> section C.3 "Subrecipient Eligibility Criteria" limits subrecipients to any non-federal government entity, a nonprofit organization, or a 501(c)(4) Homeowner Association, and

WHEREAS, the repair, improvement and rehabilitation of the High Crest Lake Dam is a project separate and distinct from the repair and replacement of the bridge located by the spillway of the High Crest Lake Dam, and

WHEREAS, West Milford Township is part owner of the High Crest Lake Dam by virtue of its ownership of the road, High Crest Drive, that traverses the dam.

WHEREAS, the Township determines that the repair, improvement and rehabilitation of the High Crest Lake dam are in the best interests of the residents of the Township; and

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WHEREAS, the Township has conditioned the Township’s agreement to act as subrecipient of the grant upon the Association’s successful application of said grant, the application of which is in progress; and

WHEREAS, the Township Council desires to grant the Mayor and Township Clerk the authority to act as subrecipient of the HHPD grant.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of West Milford that the Township does hereby endorse the application of a HHPD grant by the Association with the Township of West Milford identified as subrecipient, to effectuate dam repairs at the High Crest Lake Dam in the Township of West Milford.

BE IT FURTHER RESOLVED, by the Mayor and Council of the Township of West Milford as follows:

1. The Association will provide a completed grant application including scope of work, cost estimate and to the Division of State Police, Jersey Office of Emergency Management by October 21, 2024.
2. It is understood the grant requires a minimum of 35% non-federal cost share.
3. It is understood the grant has a 36-month performance period to finish the proposed project.
4. The Township of West Milford agrees to comply with all applicable federal, state, and municipal laws, rules and regulations in its performance pursuant to the grant.

Adopted: October 2, 2024

Agenda No. XII 6

~ Resolution 2024 – 343 ~

RESOLUTION APPROVING THE ANNUAL COMPENSATION FOR VOLUNTEER MEMBERS OF THE TOWNSHIP OF WEST MILFORD FIRST AID SQUAD, SEARCH & RESCUE AND FIRE COMPANIES

WHEREAS, the Township of West Milford wishes to recompense its qualified, volunteer members of the Township’s First Aid Squad, Search & Rescue and Fire Companies for their active participation in selfless service to the Township; and

WHEREAS, the chiefs and/or senior officials of the First Aid Squads, Search & Rescue and Fire Companies shall certify to the Chief Financial Officer or her designee a list of the members of their respective companies to cover expenses; and

WHEREAS, the payment of the annual compensation for qualified, volunteer members of the First Aid Squads, Search & Rescue and Fire Companies shall be based upon each organization’s certification to the Chief Financial Officer or her designee in accordance with the approved 2024 budget; and

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey, approve the annual compensation for qualified, volunteer members of the First Aid Squad, Search and Rescue and Fire Companies for the year 2024 based upon each organization’s certification to the Chief Financial Officer or her designee in accordance with the approved 2024 budget.

<u>VOLUNTEER</u>	<u>COMPENSATION AMOUNT</u>
First Aid Squad Members with 360 Service Hours	\$486.00
First Aid Squad Members with 550 Service Hours	\$534.60
Search and Rescue Member	\$200.00
Fire Company Member	\$427.00

Adopted: October 2, 2024

Agenda No. XII 7

~ Resolution 2024 – 344 ~

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

WHEREAS, an application has been made for the new license for the 2024 license year; and

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WHEREAS, the Cannabis Regulatory Commission has issued the Annual Class 5 Retailer license to the application listed below.

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

License No.	CANNABIS LICENSE – CLASS 5 RETAILER
2024-07	Spot 23 LLC 2915 Route 23, Newfoundland, NJ 07435 State License Number: RE000534

Adopted: October 2, 2024

Agenda No. XII 8

~ Resolution 2024 – 350 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ACCEPTANCE OF A SITE LICENSE AGREEMENT (SLA) BETWEEN THE TOWNSHIP OF WEST MILFORD AND CROWN CASTLE

WHEREAS, the Township is in the process of replacing its public safety radio system; and

WHEREAS, radio equipment must be installed on the communications tower located at Upper Greenwood Lake Volunteer Fire Company, 776 Warwick Turnpike in Hewitt for the new system; and

WHEREAS, the communication tower is owned by Crown Castle, 2000 Corporate Drive, Canonsburg, PA 15317; and

WHEREAS, Crown Castle will permit the equipment to be installed and remain on the communication tower at no cost to the Township; and

WHEREAS, Crown Castle supplied site license agreement to allow the installation of new radio equipment at Upper Greenwood Lake Volunteer Fire Company, 776 Warwick Turnpike in Hewitt.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford hereby authorizes the Mayor to enter into the site license agreement with Crown Castle permitting the installation of public safety radio equipment at no cost to the Township on the communications tower located at Upper Greenwood Lake Volunteer Fire Company, 776 Warwick Turnpike in Hewitt.

Adopted: October 2, 2024

Motion to move Resolutions 2024-338 through 2024-344 and 2024-350.

Moved: Conlon Seconded: Lichtenberg
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden
Abstain: Marsden only on 2024-343
Voted Nay:
Motion carried:

Agenda No. XIII

Consent Agenda

~ Resolution 2024 – 345 ~

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:

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Resolutions:

- a) **2024-346** – Refund Recreation Fees
- b) **2024-347** – Refund Health Insurance
- c) **2024-348** – Cancel Outstanding Checks

Adopted: October 2, 2024

Agenda No. XIII a

~ Resolution 2024 – 346 ~

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:

YOUNG HEARTS BOWLING			
\$47.00	7325 Richmond Road West Milford, NJ 07480		
FALL SOCCER			
\$90.00	8 Quince Tree Lane West Milford, NJ 07480		
COED VOLLEYBALL			
\$70.00	105 Milton Road Oakridge, NJ 07438	\$30.00	3382 Morsetown Road West Milford, NJ 07480
PICKLEBALL CLINIC			
\$50.00	52 Grove Drive Tuxedo, NY 10987		

Adopted: October 2, 2024

Agenda No. XIII b

~ Resolution 2024 – 347 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A PARTIAL REFUND OF HEALTH INSURANCE PAYMENT

BE IT RESOLVED, that the following last quarter of 2024 Health Insurance Premium fee be refunded upon the request of Payroll:

REASON: Overpayment

Name	Account No.	Amount to be Refunded
108 Twisted Oak Trail Elloree, SC 29047	01-201-23-220-507	\$416.90

Adopted: October 2, 2024

Agenda No. XIII c

~ Resolution 2024 – 348 ~

RESOLUTION AUTHORIZING THE CANCELLATION OF OUTSTANDING CHECKS OVER THREE MONTHS OLD TO MUNICIPAL CASH BALANCES

WHEREAS, the Chief Financial Officer has determined that the following Township of West Milford claims warrant check has been outstanding for a period in excess of three months.

DATE	CHECK#	AMOUNT
2/15/24	34612	\$75.00
3/21/24	34854	\$20.00

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3/21/24	34891	\$15.00
	TOTAL	\$110.00

NOW, THEREFORE, BE IT RESOLVED that the above outstanding check be restored to the Township cash balance.

Adopted: October 2, 2024

Motion to move Resolutions 2024-345 through 2024-348.

Moved: Conlon Seconded: Lichtenberg
 Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden
 Voted Nay: None
 Motion carried:

Agenda No. XIV

Approval of Expenditures

~ Resolution 2024 – 349 ~

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	\$827,612.67
3	Reserve Account	23,431.97
2	Grants	53,884.47
6	Refunds	703.97
1	General Ledger	6,000.00
26	Refuse	474,699.34
4	Capital	77,158.65
19	Animal Control	0.00
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	4,213.99
16	Development Escrow	0.00
19	Tax Sale Trust	0.00
21	Assessment Trust	21,855.22
	Special Reserve	149.00
Total		\$1,489,709.28
	Less Refund Resolution	-703.97
	Actual Bills List	\$1,489,005.31
	Other Payments:	
	Payroll	563,218.88
	The Estate of Paul Guglielmo	513.30
	Ready Refresh	740.81
	Total Expenditures	\$2,053,478.30

Adopted: October 2, 2024

Moved: Erik Seconded: Conlon
 Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Conlon, Marsden
 Voted Nay: None
 Motion carried:

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Agenda No. XV

Reports of Mayor, Council Members, Administrator, and Attorney

Mayor Dale – Invited residents to the Substance Use Community Town Hall Meeting on October 24, from 6:15 to 8:30 p.m. at the Township Library. Engage in an open dialogue with Mayor Dale, local and County law enforcement, school professionals, rehabilitation experts, and other key support services.

Councilman Marsden – No report.

Councilwoman Erik – The back side of the mail-in ballot has the voting for the Council and the Board of Ed on it, so be sure to flip it over and vote for the local positions. Councilwoman Erik attended the ALF on Friday, Saturday and Sunday and though it rained, people brought umbrellas and it was well attended. The food was really good as well.

Councilman Chazukow – Attended ALF and wanted to thank all those involved with the planning and hard work that goes into the event. The rain made it hard to gage what the event could have been so he is looking forward to next year and would like to see the sun. He got what he wanted from the event though, two happy exhausted kids at the end of the day.

Councilwoman Lichtenberg – Saturday, October 12, the Passaic County Sheriffs are having an Autumn Fest at the Friends of Wallisch Homestead from 9 to 3 p.m. There will be a car show and food trucks and more. The rain date is October 19. Residents of Passaic County can get a flu shot on October 11 from 3 to 6 p.m. in the main meeting room in Town Hall.

Councilman Goodsir –Registration is now open for both the Rec and Travel Basketball seasons. 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 the Recreation Center. It starts October 20th for five Sunday mornings. Registration is now open. Registration is now open for Medicare 101. Come learn about the building blocks of Medicare. Tuesday, October 22 at 1:00 p.m. at the Recreation Center. The Mt. Laurel Park pickleball court lines and basketball lines were freshly painted yesterday and are ready for action. The Elks attended ALF and donated their time to run the carnival games. The bands were great on Sunday. October 6th there will be a clam bake at the Elks. The cost is \$60. The following Friday they will be serving lasagna.

Councilman Conlon – Served as the Assistant Director to the Autumn Lights Festival and found it interesting to watch the progression from planning stages to the end. National CMA touring Artist and two time Grammy nominee Eric Paslay performed and said it was the coolest venue that he ever performed in and gave us his number and said he would come back. Creed Fisher was almost late for his performance because he was hanging out with residents in the VIP room and having such a great time. The feedback was very good and thanks to all the staff and volunteers. Anyone with a mail-in ballot who does not wish to drop it back in the mail, may drop it in the Passaic County Ballot Box in front of the Police Department. We have a lot of great things in this Town. This community offers so many wonderful programs as well as active and passive recreation, a great quality of life and people should use their brains before they use their keyboards to understand the impact of the negative statements they are putting out.

Administrator Senande – No report.

Attorney Pasternak – No report.

Agenda No. XVI

Appointments and Resignations

None

Agenda No. XVIII

Adjournment

Moved: Conlon Seconded: Lichtenberg
Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

The meeting adjourned at 6:52 p.m.

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Approved: October 16, 2024

Respectfully submitted:

Deidre Ellis, Keyboarding Clerk III

MICHELE DALE, MAYOR

WILLIAM SENANDE, TOWNSHIP CLERK