
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: October 5, 2022
Time of Meeting: 6:30 p.m.
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Agenda No. X

Public Comments

Melissa Brown Blaeuer – Is a Democratic Party hopeful and will be running for Town Council this fall and has run for Council and State Assembly in the past. She has been volunteering in town for many years, knows the current members of the Council and believes in building trust and unity. Mrs. Brown Blaeuer gave an overview of her platform and is in favor of bipartisanship and liberty and justice for all not just some. Ms. Brown Blaeuer is also an advocate for environmental protection. People can follow the group on social media, they are listed as the West Milford Democrats and they will have a booth at the ALF celebration this weekend.

Troy Oswald, 20 Dogwood Lane – Has lived and worked in the Township since the 1990's and has seen change for the better in that time period. He congratulated the Mayor and Council for doing a great job. Mr. Oswald is a former Police Chief for the city of Paterson, and when he was acting Chief they had the biggest drop in crime in 32 years and a 60% reduction in homicides. Mr. Oswald worked with the FBI to root out corruption on the force which culminated in the arrests of 8 police officers known as the robbery gang. He has been asked by the Republican Party to run as County Commissioner. He is trying to bring some change to Passaic County as we pay the highest taxes of any County. He would like to see an increase in County services as well as a reduction in taxes.

Rich McCloskey, Leonard Ave – Is a Deputy Fire Chief with Company #4 and has worked with others to improve the water supply training drills to help the ISO rating improve. The Mayor and Council were invited to attend the next drill scheduled to take place at High Crest Lake, near the lodge area on Sunday, October 9th at 10 a.m. The drills will be conducted with the equipment currently available and the Mayor and Council should see the training drill in action. Mutual Aid companies will be providing coverage for the Township during that time and the drill should conclude by noon.

There being no one else wishing to be speak, Councilwoman Erik made a motion, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote to close the public comment period.

Agenda No. XI

Council Comments

Mayor Dale has seen the drills and how the fire departments work together and reminded the residents of Newfoundland that they are not forgotten even though the Township has unique areas and they reside more along the outskirts. At a recent Rotary Club meeting, the Club indicated that they wanted to place banners in the Town and Mayor Dale suggested that banners also be placed in the Newfoundland, Oak Ridge area of Town to include those who may not make as many trips to the center of Town as others. Mayor Dale congratulated the fire departments.

Councilman Goodsir indicated that he may have met Melissa Brown Blauer at Democratic events, but has always been a Republican.

Agenda No. VII

Executive Session

None

Agenda No. VIII

Discussion Items / Official Communications

1.	Ordinance – Macopin Road Speed Limit – Councilman Marsden made the point that distracted driving and not speeding was the largest contributor to the number of accidents and it may be an enforcement issue. Mayor Dale voiced concern regarding the area near Arundel Road and the fact that Macopin Road has areas that ebb and flow. Councilwoman Erik indicated that the speed limit would need to be changed and then enforced for people to learn. Councilman Goodsir is only in favor of a speed decrease from Fredrick to Bubbling Springs. Councilwoman Lichtenberg wanted the Zone 3 portion to extend to include Arundel. Councilman Chazukow found the data to be very interesting and helpful and noted that the time of day for most accidents was during the morning and evening rush hours. Councilman Gross questioned if we had a police car available to park and deter speeders. There was more discussion. Councilman Marsden wants to drive it again. The consensus was to put it back on the agenda for further discussion.
2.	Ordinance – Outdoor Wood Burning Furnaces – Administrator Senande indicated that there was no current code covering these furnaces. They burn wood so they are a fire hazard and also they create smoke. The location needs to be designated, how close to a home and a neighbor's home. The current parameters are based on the Planner's recommendations. There was discussion regarding furnaces and lot sizes. If no ordinance exists then there is no permitted use. There is an application pending in the Building Department and since they are not currently permitted, this issue has come to light. Councilman Marsden would like to see the specifications and criteria for these types of furnaces. Administrator Senande indicated that the distance that has been considered is so that the furnace is far enough away from the neighbors. Councilman Chazukow is in favor of people being able to use cleaner running, sustainable home heating sources. There was more discussion about specifications from the manufacturer and setback distances. Mayor Dale asked the Council what the distance from a neighboring property line should be. Councilwoman Erik pointed out that every zone has different setback distances. Township Attorney Pasternak

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indicated that the distances that were set forth by the Planner were based on the smoke that would be emitted. You don't want to be blowing smoke into your neighbor's back yard or onto their deck. We would want to take zoning into consideration and not just pick a random number, even though we would want to make the distance as minimal as possible. Attorney Pasternak suggested that we could send it back to the Township Planner for review. That input would be very valuable.
The consensus was to have this revisited by the Planner to make sure the setback distances would best apply to West Milford.

Agenda No. IX

Unfinished Business, Final Passage of Ordinances

Agenda No. IX 1

~ Ordinance 2022 - 043 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 500 "ZONING" OF THE REVISED GENERAL ORDINANCES TO UPDATE SECTION 500-192 "CANNABIS CULTIVATOR, MANUFACTURER, WHOLESALER AND DISTRIBUTOR"

WHEREAS in 2021 the Township of West Milford adopted an ordinance allowing for cannabis business licenses within the township and setting forth distances between any cannabis business and parks, schools and other cannabis businesses; and

WHEREAS the Governing Body wishes to update the ordinance to minimize confusion and better define cannabis on lots of 10 acres or more.

NOW THEREFORE BE IT ORDAINED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey as follows that the following "Cannabis cultivator, manufacturer, wholesales and distributor" section be amended to add the following"

SECTION 1. § 500-192 Cannabis cultivator, manufacturer, wholesaler and distributor.

- B. Cannabis cultivators, manufacturers, wholesalers, and distributors shall be permitted uses on lots of 10 acres or more in any zone district and shall adhere to the following special design standards:
(1) Eligible locations: Parcels which are 10 acres or more in all zone districts.
(2) Greenhouse cultivation: Greenhouse cannabis cultivation may occur in a greenhouse with rigid walls, a partial greenhouse or a hoop house or other non-rigid structure. The following requirements must be met:
i. The operator of the greenhouse cultivation must be a licensed Class 1 Cultivator or Class 2 Manufacturer.
ii. In no case shall a cannabis facility operate or be located on land that is valued, assessed, or taxed as an agricultural or horticultural use pursuant to the Farmland Assessment Act of 1964, P.L. 1964, c. 48 (N.J.S.A. 54:423.1 et seq.). Properties that are farmland assessed prior to use for cannabis facilities shall have the farmland assessment removed prior to commencement of operations.
iii. The outdoor growing area shall be situated to maintain the greatest achievable level of privacy and security.
iv. The outdoor growing area of the property must be securely surrounded by fencing and locked gates on the entire perimeter, constructed in accordance with the Uniform Construction Code and the Township Zoning Code, to prevent access to the grow area by unauthorized persons.
v. Locks on gates shall be commercial-grade, non-residential door locks.
vi. The outdoor growing area shall be protected by a security system and 24-hour video surveillance system that is continuously monitored and capable of detecting power loss, pursuant to N.J.A.C. 17:30-9.10, to ensure surveillance of the entire perimeter of the growing area and overall portions of the security fences and all gates.
(3) Setbacks: All principal structures and any associated cannabis facilities, including greenhouses as described in §500-192B(2), must be set back at least 100 feet from any property line.
(4) Odor control: The facility shall provide an air treatment system with sufficient odor absorbing ventilation and exhaust systems, such that any odor generated by the cannabis cultivation is not detectable by a person of reasonable sensitivity at the property line of the subject property. Greenhouses may use a combination of setbacks and ventilation to mitigate odor. Odor from the facility maybe monitored on an annual basis at the discretion of the Township by a licensed, qualified contractor chosen by the Township, and at the expense of the cannabis licensee.

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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 7, 2022
Adopted: October 5, 2022
Effective Date: October 25, 2022

This Ordinance was introduced on September 7, 2022 and Notice of Public Hearing was published in the Herald News on September 13, 2022. The Governing Body will open the meeting to the public to speak on this Ordinance only.

Seeing no one wishing to speak Councilwoman Erik made a motion to close the public portion.
Seconded by Councilwoman Lichtenberg.

There was some discussion about house numbers being required in this ordinance, though it is stated elsewhere that house numbers are required on every house, and Administrator Senande indicated that this ordinance was strictly to correct a simple typo where the wrong gas was listed, it should state carbon monoxide not carbon dioxide. Administrator Senande indicated that the house numbers were currently a requirement but he would supply the ordinance referring to that to the Council.

Motion to move Ordinance 2022-044

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

Agenda No. IX 3

~ Ordinance 2022 – 045 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY CONCERNING SALARIES AND COMPENSATION FOR ADMINISTRATIVE, CONFIDENTIAL AND UNAFFILIATED EMPLOYEES

BE IT ORDAINED, by the Township Council of the Township of West Milford, in the County of Passaic, New Jersey that pursuant to Chapter 33 entitled Personnel of the Revised General Ordinances of the Township of West Milford, New Jersey, 1976, the following Officer(s) and Employee(s) here below stated shall be classified by job title with the corresponding pay ranges:

DEPARTMENT AND OFFICE HEADS

JOB TITLE	MINIMUM	MAXIMUM
Township Administrator	\$45,000.00	\$170,000.00
Deputy Municipal Clerk	\$45,000.00	\$110,000.00
Fire Marshal	\$45,000.00	\$75,000.00

1. The aforelisted Officer(s) and Employee(s) shall be compensated in accordance with the preceding Salary Range.
2. **BENEFITS:** Benefits relating to vacation, sick days, personal days, longevity, holidays, bereavement leave and medical insurance shall be those as contained in the contract between the West Milford Municipal Employees Guild (AFSCME 3301) and the Township of West Milford or any employment agreement consistent with applicable law.
3. **OVERTIME:** If not otherwise eligible for overtime compensation by contract or law, each full-time department and division head in lieu of overtime compensation as provided in the Guild contract, shall receive three (3) vacation days and up to 35 compensatory hours annually, the latter earned hour for hour for hours worked above forty per week. All other full-time employees listed in this ordinance if not otherwise eligible for overtime compensation by contract or law, shall receive 21 compensatory hours annually, plus one half hour for each hour worked above thirty-five or forty hours per week depending on the applicable contract for the employee's department. Vacation and compensatory time may be used or accumulated as follows: vacation days may be carried for up to one year from January 1 following the year earned, and compensatory hours may be taken no later than April 1 of the year following the year earned.
4. Stipend Positions will not be subject to increases unless specifically authorized by Resolution of the Governing Body.
5. Any ordinance or parts thereof in conflict or inconsistent with the provisions of this ordinance are hereby repealed to such extent as they are in conflict or inconsistent. This ordinance shall take effect 20 days after its final passage by the Township Council.

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Introduced: September 7, 2022
Adopted: October 5, 2022
Effective Date: October 25, 2022

This Ordinance was introduced on September 7, 2022 and Notice of Public Hearing was published in the Herald News on September 13, 2022. The Governing Body will open the meeting to the public to speak on this Ordinance only.

Seeing no one wishing to speak Councilwoman Erik made a motion to close the public portion.
Seconded by Councilwoman Lichtenberg.

Motion to move Ordinance 2022-045

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

Agenda No. XII

New Business, Introduction of Ordinances, Resolutions

Agenda No. XII 1

~ Ordinance 2022 – 047 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING SECTION 500-92 EMERGENCY STANDBY GENERATORS PARAGRAPH (C) SITING AND PLACEMENT REQUIREMENTS FOR ALL GENERATORS OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP

WHEREAS, the Mayor and Township Council previously clarified the ordinance and amended Section 500-92 Emergency Standby Generators; and

WHEREAS, the Mayor and Township Council wish to further clarify the ordinance provisions for emergency standby generators on residential and commercial lots with the amended kW size shown below; and

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

SECTION 1. Chapter 500 "Zoning" Section 500-92 Emergency Standby Generators is amended to read as follows:

§ 500-92. Emergency standby generators.

- C. Siting and placement requirements for all generators.
- (1) Emergency standby generators shall be considered minor accessory structures (~~if less than 25 kW in size~~ **if 25 kW or less**) and must adhere to the requirements for minor accessory structures as set forth in § 500-92.1C. If the generator is larger than 25 kW, standard accessory structure standards apply.

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 reasons held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

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

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

Introduced: October 5, 2022
Adopted:
Effective Date:

Second reading and public hearing for this Ordinance is set for the Workshop/Regular Meeting of the Township Council scheduled for November 2, 2022. Notice of this public hearing shall be published in the Herald News on or about October 11, 2022.

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WHEREAS, Greenwood Lake Services, LLC is the owner of the property at 322, 330 & 341 Lakeside Road, West Milford, NJ 07480 in the Township of West Milford, which is otherwise known as Lot 9 in Block 3101 and Lots 1 & 2 in block 3107; and

WHEREAS, the aggregate peak daily wastewater design flow for the use(s) on the property exceeds 2,000 gpd; and

WHEREAS, the construction, alteration or repair of an ISSDS designed to treat and dispose of wastewater flows in excess of 2,000 gpd is regulated by the NJDEP NJPDES program; and

WHEREAS, Greenwood Lake Services, LLC has submitted a request to the Township of West Milford for Consent to File a TWA with the NJDEP to alter the existing ISSDS on the property; and

WHEREAS, the Township Engineer has reviewed the request and has determined that the ISSDS is regulated by the NJDEP, conforms with the requirements of all municipal ordinances pertaining to the proposed disposal system; and

WHEREAS, a permit to alter the existing wastewater treatment and disposal systems must be authorized by the NJDEP through the TWA application process; and

WHEREAS, submittal of a TWA application to the NJDEP requires the municipality to, by way of Resolution, consent to the project; and

WHEREAS, the Township Engineer recommends to the Mayor and Township Council that it in fact consent to this application.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford, County of Passaic, State of New Jersey hereby consents to the Treatment Works Application with respect to septic alterations as submitted for the Greenwood Lake Services, LLC realty improvements and facilities located on Lot 9 in Block 3101 and lots 1 & 2 in block 3107 in the Township of West Milford.

Adopted: October 5, 2022

Agenda No. XII 4

~ Resolution 2022 – 354 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ACCEPTANCE OF GRANT FUNDS AWARDED TO THE POLICE DEPARTMENT FROM THE PATRICK LEAHY BULLETPROOF VEST PARTNERSHIP (BVP)

WHEREAS, since 1999, the BVP program has awarded more than 13,000 jurisdictions a total of \$548 million in federal funds for the purchase of over one million vests (1,490,930); and

WHEREAS, the Police Department has a policy that all Police Officers are required to wear bulletproof vests; and

WHEREAS, it is the obligation of the Police Department to purchase vests for newly hired officers and to replace outdated and/or expired vests; and

WHEREAS, annually the Police Department applies for the BVP grant through the U.S. Department of Justice; and

WHEREAS, bulletproof vests costs are perpetual and ongoing for the entirety of a Police Officer's career, and by participating in this program the Police Department can reduce the costs of equipping officers with this required and expensive equipment; and

WHEREAS, the Police Department was awarded \$2,150.40 in 2020 and \$16,944.08 in 2021; and

WHEREAS, the grant will reimburse the Police Department for up to 50% of the cost of bulletproof vests that are purchased; and

WHEREAS, the Police Department anticipates allocating the awarded funds and purchasing bulletproof vests in the 2023 fiscal year.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford hereby authorizes the acceptance of grant funds awarded to the Police Department from the Patrick Leahy Bulletproof Vest Partnership (BVP) in the amount of \$2,150.44 in 2020 and \$16,944.08 in 2021.

Adopted: October 5, 2022

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Agenda No. XII 5

~ Resolution 2022 – 355 ~

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

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

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

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

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

Special Items of General Revenue Anticipated with Prior Written consent of the Director of Local Government Services:
Public and Private Revenues Off-Set with Appropriations:
2020 Federal Bulletproof Vest Grant; \$2,150.40

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

General Appropriations
(A) Operations – Excluded from CAPS
Public and Private Programs Offset by Revenue
2020 Federal Bulletproof Vest Grant; \$2,150.40
Local Match \$ 0.00

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

Adopted: October 5, 2022

Agenda No. XII 6

~ Resolution 2022 – 356 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PURCHASES FROM AAA EMERGENCY SUPPLY CO., INC. AS A STATE CONTRACT VENDOR PURSUANT TO N.J.S.A. 40A:11-12 (A) IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICIES AND PAY-TO-PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.

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

WHEREAS, the Township of West Milford has a need on a timely basis to purchase goods and services utilizing the State Division of Purchase and Property contract for firefighting equipment, services and repairs awarded to AAA Emergency Supply Co., Inc. which expense would exceed the Pay-to-Play threshold of \$17,500; and

WHEREAS, the above vendor shall comply with the State pay-to-play regulations by completing and submitting a Business Entity Disclosure Certification; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5 (b), no orders of materials shall be undertaken until such time as the funding for the goods or services are certified by the Chief Financial Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute purchases to AAA Emergency Supply Co., Inc. as a state contract vendor and the use of three quotes for goods not covered under the state contract within the budget appropriation established for this purpose.

Adopted: October 5, 2022

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Agenda No. XII 7

~ Resolution 2022 – 357~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF 12 SETS OF GLOBE G-XCEL FIREFIGHTING GEAR, 11 SETS OF GLOBE SHADOW LEATHER NFPA STRUCTURAL FIREFIGHTING BOOTS, 10 BULLARD USTM STRUCTURAL FIREFIGHTING HELMETS, 1 GLOBE VELCRO PATCH, AND 2 GLOBE VELCRO LETTER PATCHES THROUGH NEW JERSEY STATE CONTRACT 17-FLEET-00805 THROUGH AAA EMERGENCY SUPPLY CO., INC.

WHEREAS, the State of New Jersey has awarded Contract # 17-Fleet-00805 Fire Fighting Protection Clothing and Equipment to AAA Emergency Supply Co.; and

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

WHEREAS, the Fire Commissioner has reviewed the State Contract and related specifications and have submitted a written recommendation for the Township of West Milford to purchase (12) sets of Globe G-Xcel Firefighting Gear NFPA-West Milford Approved Spec-Coat and Pants, (11) sets of Globe Shadow Leather NFPA Structural Firefighting Boots, (10) Bullard USTM Structural Firefighting Helmets, (1) Globe Velcro Patch and (2) Globe Velcro letter patches, through State Contract # 17-Fleet-00805 in an amount not to exceed \$50,787.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchases, said funds to be encumbered from account number 04-215-55-839-001.

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

1. The Township Council hereby authorizes the Department of Fire to generate a purchase order for (12) sets of Globe G-Xcel Firefighting Gear, (11) sets of Globe Shadow Leather NFPA Structural Firefighting Boots, (10) Bullard USTM Structural Firefighting Helmets, (1) Globe velcro patch and (2) Globe Velcro letter patches, through State Contract #17-Fleet-00805 in an amount not to exceed \$50,787.00; from AAA Emergency Supply, Co., Inc. 635 North Broadway, White Plains, New York 10603.
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: October 5, 2022

Agenda No. XII 8

~ Resolution 2022 – 358 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PURCHASES FROM CLIFFSIDE BODY CORP. AS A STATE CONTRACT VENDOR PURSUANT TO N.J.S.A. 40A:11-12 (A) IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICES AND PAY TO PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.

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

WHEREAS, the Township of West Milford has a need on a timely basis to purchase goods and services utilizing the State Division of Purchase and Property contract for plow and sander parts awarded to Cliffside Body Corp., which expense would exceed the Pay-to-Play threshold of \$17,500; and

WHEREAS, the above vendor shall comply with the State pay-to-play regulations by completing and submitting a Business Entity Disclosure Certification; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5 (b), no orders of materials shall be undertaken until such time as the funding for the goods or services are certified by the Chief Financial Officer; and

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute purchases to Cliffside Body Corp. as a state contract vendor within the budget appropriation established for this purpose.

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Agenda No. XII 9

~ Resolution 2022 – 359 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC STATE OF NEW JERSEY APPROVING SUBMISSION OF THE CORRECTIVE ACTION PLAN FOR THE OFFICE OF THE STATE COMPTROLLER'S REVIEW OF MUNICIPAL SICK AND VACATION LEAVE

WHEREAS, the Office of the State Comptroller (OSC) issued A Review of Sick and Vacation Leave Policies in New Jersey Municipalities on July 7, 2022; and

WHEREAS, the OSC reviewed the collective bargaining agreements and personnel policies of 60 of the 565 municipalities in New Jersey for compliance with statutes governing the sick and vacation time of Township employees; and

WHEREAS, 57 of the 60 municipalities reviewed by the OSC were found not to be in compliance; and

WHEREAS, the OSC identified specific changes that must be made to the Township's collective bargaining agreements and personnel manual; and

WHEREAS, the OSC requires the implementation of a Corrective Action Plan that outlines the measures that will be taken by the Township to comply with the statutes; and

WHEREAS, the Township Administrator prepared and submitted the Corrective Action Plan to the OSC on September 28, 2022.

NOW, THEREFORE, BE IT RESOLVED that the Council approves the Corrective Action Plan.

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to Kevin D. Walsh, Acting State Comptroller, Office of the State Comptroller, PO Box 024, Trenton, NJ 08625.

Adopted: October 5, 2022

Agenda No. XII 10

~ Resolution 2022 – 360 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF INACTIVE PLENARY RETAIL CONSUMPTION LICENSES FOR THE 2022- 2023 LICENSE YEAR

WHEREAS, applications for renewal of Plenary Retail Consumption Licenses and one Plenary Retail Distribution License for the 2022-2023 License year have been processed on the ABC POSSE website and reviewed; and

WHEREAS, these licenses have received Tax Clearance and if applicable a Special Ruling for the 2022-2023 year; and

WHEREAS, the Township Council has conducted a public review of the applications as stipulated in the guidelines of the Director of the Division of Alcoholic Beverage Control; and

WHEREAS, as a result of that review the Township Council has determined as follows:

1. The submitted applications are complete in all respects.
2. The applicants are qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.

WHEREAS, the Police Department has recommended that the active licenses be renewed to the current owners as follows:

LICENSEE (Inactive)
FAMILY ASSETS LLC 673 Macopin Road, West Milford, NJ 07480 1615-33-002-003

1. Prior to activating or (re)opening the license, inspections of premises must be made and satisfactory recommendations must be received by the Fire, Health, Building, Zoning and Police Departments.
2. Prior to activating or (re)opening the license, Licensee must submit pages 1, 2, and 11 of the 12-page ABC application to the Township Clerk's Office with date of activation.
3. Health Department Retail Food Establishment license must be acquired with detailed floor plans and satisfactory recommendation received from Health prior to opening.

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

Resolutions:

- a) **2022-362** – Recreation Refund
- b) **2022-363** – Refund Site Plan Bond Fee

Adopted: October 5, 2022

Agenda No. XIII a

~ Resolution 2022 – 362 ~

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:

REC FALL SOCCER	
\$80.00	Brad Stolworthy 83 Goldfinch Lane Hewitt, NJ 07421

Adopted: October 5, 2022

Agenda No. XIII b

~ Resolution 2022 – 363 ~

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.
12101/1 29 McCormick Road	\$400.00	Wayne Barrett 29 McCormick Road West Milford, NJ 07480	SP19-020
Block/Lot Street Address	Partial Refund Amount	Refund to	Site Plan Permit No.
11001/12 17 Mary Street	\$850.00	North Star Capital Group LLC 55 Van Orden Road West Milford, NJ 07480	SP20-008

Adopted: October 5, 2022

Motion to move resolutions 2022-361 through 2022-363.

 Moved: Erik Seconded: Lichtenberg
 Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
 Voted Nay:
 Motion carried:

Agenda No. XIV

Approval of Expenditures

~ Resolution 2022 – 364 ~

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.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
 Date of Meeting: October 5, 2022
 Time of Meeting: 6:30 p.m.
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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	\$379,615.74
3	Reserve Account	4,628.97
2	Grants	12,035.32
6	Refunds	1,330.00
1	General Ledger	0.00
26	Refuse	12,498.50
4	Capital	449,853.10
19	Animal Control	625.00
19	Heritage Trust	0.00
19	Open Space Trust	1,571.00
19	Trust	6,087.16
19	Scala Trust	0.00
16	Development Escrow	0.00
19	Tax Sale Trust	0.00
21	Assessment Trust	21,002.43
	Special Reserve	0.00
Total		\$889,247.22
	Less Refund Resolution	-1,330.00
	Actual Bills List	\$887,917.22
	Other Payments	
	Payroll	\$538,327.89
	Treasurer, State of NJ Dog report	141.60
	Total Expenditures	\$1,426,386.71

Adopted: October 5, 2022

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

Agenda No. XV

Reports of Administrator, Mayor and Council Members

Mayor Dale – Mayor Dale thanked all the sponsors for ALF and said that a cool nice day was in store for the weekend and also reminded everyone of the time change for the event, 11 a.m to 6 p.m.

Councilman Goodsir – No report.

Councilman Gross – Indicated he would like to revisit the generator ordinance regarding home standby generators. The Anchor Program applies to people who make under \$250,000 a year and can save people up to \$1500 on their property taxes. It is based on your filing status and your 2019 gross income. Be sure to keep the confirmation number that you are given once you have completed the document.

Councilman Marsden – No report.

Councilwoman Erik – No report.

Councilman Chazukow – Supports Councilman Gross and wants to be included in the review of the generator ordinance regarding accessory structures. See everyone at ALF.

Councilwoman Lichtenberg – Reminded everyone that given that Knock Out Opioid Day is October 6th it is a good time for those with medications to take inventory and get rid of old medications, whether or not they are prescription. There is a drop box located at the Police Department, no questions asked. There will be a Senior Scam and Identity Theft Program at the American Legion, October 7th at 6 p.m.

Administrator Senande – Gave an update from the Greenway subcommittee. The Council appointed a committee in January, and a contract was awarded to the Planner to conduct a study. Once received, an update will be provided to the Council that will include the recommendations made by the subcommittee. Mr. Senande's understanding is that the subcommittee is looking to connect the Belcher's Creek area

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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with other trails in town, the intention is to create bike trails and he will be working with the Planner to design that and see how it works on a larger scale with the rest of the trails and the bikeways that are currently in place.

Attorney Pasternak – No report.

Agenda No. XVI

Appointments and Resignations

None

Agenda No. XVII

Adjournment

Moved: Erik Seconded: Marsden
Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried.

The meeting adjourned at 7:59 p.m.

Approved: October 19, 2022

Respectfully submitted:

Deidre Ellis, Keyboarding Clerk II

MICHELE DALE, MAYOR

WILLIAM SENANDE, TOWNSHIP CLERK