

## **TOWNSHIP OF WEST MILFORD**

THE FOLLOWING COMPRISES THOSE DOCUMENTS  
SUBMITTED TO THE TOWNSHIP COUNCIL FOR  
CONSIDERATION AND ACTION AT THE MAY 3, 2023  
REGULARLY SCHEDULED REGULAR MEETING.

THESE ACTION ITEMS ARE SUBJECT TO CHANGE AND  
ARE PROVIDED HERETO AS A COURTESY.

ORDINANCES AND RESOLUTIONS THAT HAVE BEEN  
ADOPTED BY THE TOWNSHIP COUNCIL ARE POSTED ON  
THE TOWNSHIP WEBSITE UNDER "LOCAL LAW" AS SOON  
AS PRACTICABLE AFTER THE MEETING AT WHICH  
ACTION WAS TAKEN.

IT IS STRONGLY RECOMMENDED THAT ONE SEEKING A  
COPY OF THAT WHICH WAS ADOPTED BY THE  
TOWNSHIP COUNCIL OBTAIN THAT COPY UNDER THE  
LINK TO "LOCAL LAW".

EACH OF THE FOLLOWING RECORDS IS SUBJECT TO  
CHANGE AND/OR AMENDMENT BY THE TOWNSHIP  
COUNCIL PRIOR TO ADOPTION.

**Township of West Milford**  
Passaic County, New Jersey

**~ Ordinance 2023 – 014 ~**

**ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING SECTION 285-12 VACANT AND ABANDONED PROPERTIES TO ADD THE CERTIFICATE OF REGISTRATION FEES IN THE REVISED GENERAL ORDINANCES**

**WHEREAS**, Chapter 285 “Property Maintenance” Section 285-12 was retitled “Vacant and Abandoned Properties” and amendment removed foreclosures from this section; and

**WHEREAS**, the amendment did not include the Certificate of Registration Fees in the Vacant and Abandoned Properties; and

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

**SECTION 1.** Section 285-12 “Vacant and Abandoned Properties is hereby amended to read as follows:

**D. Registration of Vacant, Abandoned Properties**

- 1) **Registration.** The responsible party for a vacant, abandoned, residential property shall immediately file a certificate of registration with the Township Clerk after receipt of notice that the property has been determined to be vacant and abandoned or immediately after the responsible party assumes ownership of or responsibility for a property already determined to be vacant and abandoned. A certificate of registration shall remain valid for one year from the date of issuance and renewal shall be required annually that reverts back to the initial registration date if the property remains vacant and abandoned.
- 2). **Form of Certificate of Registration.** The certificate of registration shall be filed on forms prescribed by the Township Clerk and shall contain:
  - a) The name, street address, email address, and direct telephone number of a person who resides or maintains an office within the municipality and who is either the responsible party or an authorized agent designated by the responsible party to receive notices and complaints of property maintenance and code violations on behalf of the responsible party;
  - b) The name, street address, and telephone number of the person responsible for maintaining the property, if different; and
  - c) A certificate from a licensed insurance provider evidencing the liability insurance coverage on the vacant and abandoned property.
- 3) **Certificate of Registration Amendments.** A responsible party for a vacant and abandoned property shall file an amended certificate of registration within 30 days after any change in the information required to be included thereon.
- 4.. **Certificate of Registration Fees.** The following fees for a certificate of registration shall be paid by the responsible party.
  - a) \$250.00 for the initial registration fee
  - b) \$500.00 for the 2<sup>nd</sup> year
  - c) \$750.00 for the 3<sup>rd</sup> year
  - d) \$1,000 for the 4<sup>th</sup> year, adding an additional \$250.00 each subsequent year

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

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

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

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

Introduced:  
Adopted:  
Effective Date:

ATTEST:

TOWNSHIP OF WEST MILFORD  
COUNTY OF PASSAIC  
STATE OF NEW JERSEY

\_\_\_\_\_  
William Senande, Township Clerk

By: \_\_\_\_\_  
Michele Dale, Mayor

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 183 ~**

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC ,STATE OF NEW JERSEY AMENDING RESOLUTION 2023-108 TO INCREASE THE CONTRACT VALUE NOT TO EXCEED \$30,000 WITH LAWRENCE COHEN, ESQ. OF LAVERY, SELVAGGI, ABROMITIS & COHEN P.C. TO PROVIDE LEGAL SERVICES FOR THE TOWNSHIP OF WEST MILFORD ON NEWARK WATERSHED TAX APPEAL**

**WHEREAS**, by virtue of Resolution 2023-108 adopted March 1, 2023 the Township Council did authorize the engagement of Special Legal Counsel services to be provided by Lawrence Cohen, Esq. of Lavery, Selvaggi, Abromitis & Cohen P.C.; and

**WHEREAS**, Resolution 2023-108 and the related Professional Services Contract did authorize services in an amount not to exceed \$10,000; and

**WHEREAS**, the Township Mayor and Council have been advised that the Township's needs related to the matter known as Newark Watershed Tax Appeal necessitates an amendment in an additional amount not to exceed \$20,000; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds pursuant to N.J.A.C. 5:30-5.4 from account 01-201-20-155-502 in an amount not to exceed \$20,000 without prior written consent from the Township Council; and

**WHEREAS**, a notice of this action shall be published in accordance with the law and said notice to provide that the originally awarded Professional Services Contract and this resolution serving as the Addendum to the Contract are available for public inspection in the office of the Township Clerk and that the Professional Services offered by Lawrence Cohen, Esq. are extended by an additional twelve months or until the conclusion of the legal matter, whichever comes first.

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that they do hereby authorize the Township Administrator to approve an amendment of \$20,000 to Lawrence Cohen, Esq. for Special Legal Services which amount is in excess of the approved contract amount of \$10,000 bringing the contract total to an amount not to exceed \$30,000 and re-engaging the services of Lawrence Cohen, Esq. for an additional twelve month or until the conclusion of this legal matter whichever comes first.

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2023 – 184 ~

### RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC STATE OF NEW JERSEY AWARDING A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO NEWMARK KNIGHT FRANK VALUATION & ADVISORY, LLC FOR APPRAISAL SERVICES AS TO THE NEWARK WATERSHED PROPERTIES

**WHEREAS**, there exists a need for professional services to be rendered to the Township of West Milford (hereinafter also, "The Township") as to appraisal services as to the Newark Watershed properties; and

**WHEREAS**, the Township wishes to retain the services of Newmark Knight Frank Valuation & Advisory, LLC, located at 80 S. Jefferson Road, Whippany, NJ 07981, to secure such appraisal services for the Township; and

**WHEREAS**, in accordance with its proposal dated January 11, 2022, and on file in the Clerk's Office, the Township shall be subject to an appraisal fee of no more than \$15,000.00, inclusive of expenses, and with further details as set forth within the proposal; and

**WHEREAS**, the Township of West Milford has a need to appoint a Professional Services Contract as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. Seq.) requires that the Resolution authorizing the award of contract for Professional Services without competitive bids and the contract itself must be available for public inspections; and

**WHEREAS**, Newmark Knight Frank Valuation & Advisory, LLC 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 the firm of Newmark Knight Frank Valuation & Advisory LLC from making any reportable contribution through the term of the contract; and

**WHEREAS**, the Chief Financial Officer has certified the availability of funds pursuant to N.J.A.C. 5:30-5.4 from account 01-201-20-161-450 in an amount not to exceed \$15,000 without prior written consent from the Township Council; and

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

1. The Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Newmark Knight Frank Valuation & Advisory, LLC, located at 80 S. Jefferson Road, Whippany, NJ 07981, for professional services in accordance with its proposal of January 11, 2022 which is on file in the Clerk's Office.
2. This contract is awarded without competitive bidding as a professional service, in accordance with the provisions of the Local Public Contracts Law, and such services are performed by a person authorized by law to practice a recognized profession.
3. The total fee authorized for this contract is subject to the terms of the proposal and agreement.
4. Notice of this action shall be published once in the Township's official newspaper, as required by law.
5. A copy of this resolution is on file in the Township Clerk's Office

This Resolution shall take effect immediately.

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 185 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING A TITLE TRANSFER FOR ONE (1) 2016 FORD F-350 FROM TOWNSHIP OF WEST MILFORD TO ENTERPRISE FLEET MANAGEMENT FOR THE PURPOSE OF SELLING SAME**

**WHEREAS**, the Township of West Milford has owned one (1) 2016 Ford F-350 Pick-up Truck VIN #1FTRF3B67GEC20869; and

**WHEREAS**, the Township of West Milford wishes to enter into an agreement with Enterprise Fleet Management (EFM) for the purpose of selling said vehicle; and

**WHEREAS**, EFM requires a clear title for said vehicle to be sold and requires possession of clear titles to effectuate the sale; and

**WHEREAS**, the Township has possession of said title to be transferred; and

**WHEREAS**, the transfer is being done in conjunction with the leasing of replacement vehicles.

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

1. The Township Administrator is hereby authorized to execute an agreement to sell one (1) 2016 Ford F-350 Pick-up Truck VIN# 1FTRF3B67GEC20869 and transfer a title from said vehicle to Enterprise Fleet Management.
2. The Township Administrator is authorized to take any other incidental actions to effectuate this transaction.

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 - 186 ~**

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

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

**WHEREAS**, the Township of West Milford has a need on a timely basis to purchase goods and services utilizing the State Division of Purchase contract for communications services, purchases and repairs awarded to Atlantic Communications which expenses would exceed the threshold of \$17,500.00; and

**WHEREAS**, the above referenced vendor has complied with State pay-to-play regulations by completing and submitting a Business Entity Disclosure Certification; and

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

**NOW, THEREFORE, BE IT RESOLVED** by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey that the appropriate Township officials be and are hereby authorized to execute purchases through the State Division of Purchase and Property to the above referenced vendor within the budget appropriation established for this purpose.

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 187 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION AND ACCEPTANCE OF A NEW JERSEY DEPARTMENT OF HEALTH, OFFICE OF LOCAL PUBLIC HEALTH STRENGTHENING LOCAL PUBLIC HEALTH CAPACITY PROGRAM 2024 GRANT IN THE AMOUNT OF \$274,080**

**WHEREAS**, local health departments are responsible for providing essential services in areas such as emergency response and disaster resiliency, communicable disease investigation and outbreak response, environmental and sanitation inspections, chronic disease prevention and health promotion; and

**WHEREAS**, the public health priority funding was discontinued in 2011 resulting in a reduced workforce and reduced available services; and

**WHEREAS**, the New Jersey Department of Health in an effort to continue to support COVID-19 response initiatives and infectious disease preparedness has provided West Milford Health Department with the Strengthening Local Public Health Capacity Program in the amount of \$274,080 to boost public health capacity during COVID-19 by strengthening communicable disease outbreak preparedness/ response capacity and provide outreach to the vulnerable populations within the township; and

**WHEREAS**, the award will be effective for the grant period July 1, 2023 through June 30, 2024, and

**WHEREAS**, the funding enables the Township to continue to support a full-time Infectious Disease Preparedness Generalist, Local Health Outreach Coordinator, and other necessary staff to meet these needs; and

**WHEREAS**, the Township Council of the Township of West Milford has determined that there is a need for these grant funds.

**NOW, THEREFORE, BE IT RESOLVED**, that the Township Council of the Township of West Milford hereby authorizes the submission and acceptance of a grant application for the Strengthening Local Public Health Capacity Program 2024 grant in the amount of \$274,080.

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk



## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 - 188 ~**

#### **RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ACCEPTING A GRANT FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION FOR MUNICIPAL SEPARATE STORM SEWER SYSTEM IMPROVEMENTS**

**WHEREAS**, on March 15, 2023, the Township Council of West Milford approved the submission of a New Jersey Department of Environmental Protection (NJDEP) grant application for funding Municipal Separate Storm Sewer System (MS4) improvements; and

**WHEREAS**, the Township requested \$25,000.00 as part of the grant application; and

**WHEREAS**, the Township was awarded the grant from the NJDEP.

**NOW, THEREFORE, BE IT RESOLVED** that the Mayor and Township Council of the Township of West Milford formally accept the \$25,000.00 grant received for the above stated project.

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

## Township of West Milford

Passaic County, New Jersey

### ~ Resolution 2023 - 189 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING RESOLUTION 2023-165 TO INCLUDE LOT 18 AND 20 ACCEPTING THE BIDS FOR THE SALE OF CERTAIN MUNICIPAL LANDS AND PROPERTIES FROM THE TOWNSHIP AUCTION OF APRIL 12, 2023**

**WHEREAS**, by virtue of Resolution 2023-165 adopted on April 19, 2023 the Township of West Milford conducted the sale of municipal properties no longer needed by the Township in accordance with Resolution 2023-140; and

**WHEREAS**, the Township Clerk reports of the schedule in Resolution 2023-165 that listed Block 2405 with Lot 20 and the bidder and the respective proposal wishes to purchase said lands to include both Lots 18 and 20; and

**WHEREAS**, the Township Council accepts this bid for Block 2405 Lots 18 and 20.

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Council of the Township of West Milford that the proposals set forth in the schedule below are hereby accepted and incorporated herein.

**BE IT FURTHER RESOLVED**, that the terms of such acceptance will be set forth in the Contracts of Sale to be prepared by the Township Attorney as set forth in Resolution 2023-140.

This Resolution shall be effective immediately.

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

Block	Lot	Buyer Address	Bid Amount
2405	18 20	307 Ridge Road West Milford, NJ 07480	\$2,550.00

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 190 ~**

#### **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) **2023-190** – Recreation Refund

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution 2023 – 191 ~

### 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:

<b>COOKING CLASS</b>			
\$45.00	5314 Richmond Road West Milford, NJ 07480		
<b>BOATING SAFETY</b>			
\$140.00	58 Robertson Way Lincoln Park, NJ 07035		
<b>PICKLEBALL CLINIC</b>			
\$50.00	18 Winfield Ave. Pompton Plains, NJ 07444		
<b>MULTI SQUIRTS</b>			
\$150.00	141 Kitchell Lake Drive West Milford, NJ 07480		

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original.

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William Senande, Township Clerk

# Township of West Milford

Passaic County, New Jersey

## ~ Resolution No. 2023 – 192 ~

### 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	\$502,131.29
3	Reserve Account	12,854.85
2	Grants	54,123.57
6	Refunds	385.00
1	General Ledger	5,414,344.07
26	Refuse	251,865.15
4	Capital	0.00
19	Animal Control	0.00
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	2,050.54
19	Scala Trust	0.00
16	Development Escrow	0.00
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	29,353.12
Total		\$6,267,107.59
Less Refund Resolution		-385.00
<b>Actual Bills List</b>		<b>\$6,266,722.59</b>
Other Payments:		
Payroll		563,144.44
State of NJ, Unemployment		12,838.06
Treasurer, State of NJ Dog Report		1,273.20
Enterprise Lease		35,692.36
<b>Total Expenditures</b>		<b>\$6,879,670.65</b>

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original

\_\_\_\_\_  
William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 193 ~**

#### **MAYOR'S APPOINTMENT OF EDWARD STEINES AS EMERGENCY MANAGEMENT COORDINATOR IN ACCORDANCE WITH CHAPTER §15-50 OF THE TOWNSHIP CODE**

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that they do hereby provide advice and consent to the Mayor's appointment of Edward Steines to the position of Emergency Management Coordinator in accordance with the provisions of Article IX, Chapter §15-50, Section B(1) of the Township Code for a period of three years from June 1, 2023 through May 31, 2026.

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original

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William Senande, Township Clerk

## **Township of West Milford**

Passaic County, New Jersey

### **~ Resolution 2023 – 194 ~**

#### **EMERGENCY MANAGEMENT COORDINATOR'S APPOINTMENT OF MICHAEL MOSCATELLO AS DEPUTY EMERGENCY MANAGEMENT COORDINATOR IN ACCORDANCE WITH CHAPTER §15-50 OF THE TOWNSHIP CODE**

**WHEREAS**, Article IX, Chapter §15-50, Section C of the Township Code allows the Emergency Management Coordinator (EMC) to appoint a Deputy Emergency Management Coordinator with the approval of the Mayor and the advice & consent of the Township Council; and

**WHEREAS**, EMC Edward Steines has recommended the appointment of Michael Moscatello to the position of Deputy Emergency Management Coordinator.

**BE IT RESOLVED**, by the Township Council of the Township of West Milford that they do hereby provide advice and consent along with the Mayor's approval to the Emergency Management Coordinator's appointment of Michael Moscatello to the position of Deputy Emergency Management Coordinator in accordance with the provisions of Article IX, Chapter §15-50, Section C of the Township Code for a period of three years from June 1, 2023 through May 31, 2026.

Adopted: May 3, 2023

Adopted this 3<sup>rd</sup> day of May, 2023  
and certified as a true copy of an original

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William Senande, Township Clerk