

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE DECEMBER 8, 2021
REGULARLY SCHEDULED WORKSHOP & REGULAR
MEETING.

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

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

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

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

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2021 – 038 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY TO AMEND AND SUPPLEMENT CERTAIN PORTIONS OF CHAPTERS 420 “LAND USE PROCEDURES” AND 500 “ZONING” REGULATING SHIPPING CONTAINERS

WHEREAS, upon discussion the Township Council of the Township of West Milford finds it desirable and necessary to provide certain clarifications to the standards regulating shipping containers to ensure proper and efficient implementation of same.

NOW, BE IT ORDAINED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey, that the Land Development Ordinance shall be amended and supplemented as provided herein.

Section 1. Chapter §420 **Land Use Procedures**
§420-6 **Definitions**

ACCESSORY BUILDING, STRUCTURE, OR USE

HAZARDOUS MATERIALS

Any material, solid, liquid or gas, listed as a hazardous substance or material, including but not necessarily limited to the NFPA Guide of Hazardous Materials, the Department of Transportation Guide Book, the list of hazardous substances and toxic pollutants designated by the Federal Environmental Protection Agency (EPA) and the New Jersey Department of Environmental Protection pursuant to Section 311 of the Federal Water Pollution Control Act, Amendment of 1972, as amended by the Clean Water Act of 1977 (33 U.S.C. § 1251 et seq.) and the list of toxic pollutants designated by Congress or the EPA pursuant to Section 307 of the Federal Water Pollution Control Act, and hospital or medical waste, including but not limited to syringes, bandages and discarded pharmaceutical products and any material warranting removal or cleanup in the opinion of the West Milford Township Office of the Fire Official.

SHIPPING CONTAINER, ISO CONTAINER, ISO SHIPPING CONTAINER, SEA CONTAINER

Any standardized shipping container constructed in accordance with the standard sizes promulgated by the International Standards Organization (ISO) for use in international intermodal transportation of goods by ship, rail, or truck, which shall include but shall not be limited to containers that are 20 feet in length and 8 feet in width, 40 feet in length and 8 feet in width, and 53 feet in length and 8 feet in width. Shipping containers that have been modified into a permanent structure and no longer appears to be a shipping container, shall follow accessory building or principal building standards depending on the proposed use.

Section 2. §500 Zoning
§500-XX **Shipping containers.**

- A. Shipping containers placed on any site shall comply with the provisions of this section, except that portable moving containers/moving pods placed on private property for no more than 30 days in any twelve-month period shall not be regulated by this section.
- B. Nonconforming structures. Structures rendered non-conforming by this ordinance may obtain a certification pursuant to N.J.S.A. 40:55D-68 that a use or structure existed prior to the adoption of the ordinance which rendered the use or structure nonconforming by applying for a zoning permit, subject to the following conditions:
 - a. The applicant shall have the burden of proof that the structure existed prior to the adoption of this ordinance.
 - b. The structural integrity of the existing container must receive approval from the Construction Official or the Construction Official's Designee.

- c. The replacement of any existing shipping container must comply with the Zoning Ordinance, including the limit of one (1) shipping container per every four (4) acres in residential districts.
- C. Temporary shipping containers. Shipping containers under 200 square feet that meet accessory structure setback requirements of the underlying zone may be placed on any property for up to 180 days in one calendar year beginning on the date of zoning permit approval.
- D. Permit required. Placement of shipping containers in any zone district are required to submit a zoning permit application. Placement of a shipping container over 200 square feet will also require a building permit application. Shipping containers in commercial or industrial districts, or on farm-assessed properties, shall adhere to additional requirements set forth in § 500-XX.E.
- E. Residential districts. Permanent shipping containers over 200 square feet are prohibited in residential districts. Upon submission and approval of a zoning permit application, a shipping container under 200 square feet may be used as permanent storage but must adhere to the following standards:
 - a. Shipping containers shall meet accessory building area and bulk requirements of the underlying zone district. If the shipping container is in any yard that is adjacent to another residential property, or visible from any street, the container must either be screened or improved with cladding or siding.
 - b. No more than one shipping container per every four (4) acres shall be placed on a residential property.
- F. Commercial districts and industrial districts.
 - a. Shipping containers must adhere to the accessory building area and bulk requirements of the underlying zone district.
 - b. Shipping containers shall not be used for storage of hazardous material (as defined in § 420-6) and may not be used as dwelling units, commercial sales or service, or other use types.
 - c. Shipping containers may not be stacked.
 - d. Screening or buffering must be implemented if a shipping container is within 50 feet of any residential use or district or visible from any public street.

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, preempted by Federal or State law, or otherwise invalid by any court of competent jurisdiction, such decision shall not affect the remaining portions of this Ordinance.

SECTION 5. No provision of this Ordinance shall be construed to impair any common law or statutory cause of action, or legal remedy there from, of any person for injury or damage arising from any violation of this Ordinance or from other law.

SECTION 6. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

SECTION 7. This Ordinance may be renumbered for codification purposes.

Introduced: November 3, 2021
Adopted:
Effective Date:

ATTEST

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

William Senande, Township Clerk

By: _____
Michele Dale, Mayor

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2021 - 039 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 10 "TRAFFIC" SECTION 10.8 "NO LEFT TURN" SPECIFICALLY SCHEDULE VIII "LEFT TURN PROHIBITIONS" AS ATTACHED TO THE END OF CHAPTER 10 OF THE REVISED GENERAL ORDINANCES ADDING AN ADDITIONAL PROHIBITED LEFT TURN ONTO HIGHLANDER DRIVE FROM THE EASTERN MOST DRIVEWAY OF MACOPIN SCHOOL DURING THE HOURS OF 7:00 AM TO 7:30 AM

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. Schedule VIII "Left Turn Prohibitions" as attachment to Chapter 10 "Traffic" of the aforesaid Revised General Ordinances, is hereby amended to add an additional prohibited left hand turn. The addition to Schedule VIII as attached to Chapter 10 shall read as follows:

<u>LOCATION</u>	<u>TURN PROHIBITED</u>	<u>MOVEMENT PROHIBITED</u>
Highlander Drive and Macopin School Driveway	Left Hand Turn	Northwest onto Highlander Drive from Macopin School Driveway between 7:00 am and 7:30 am

SECTION 2. Regulatory signs shall be erected to affect the above designated No Left Turn.

SECTION 3. If any section or provision of this Ordinance shall be held invalid in any Court of competent jurisdiction, the same shall not affect the other section or provisions of this Ordinance, except so far as the section or provision so declared invalid shall be inseparable from the remainder or any portion thereof.

SECTION 4. 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 5. 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 6. This Ordinance shall take effect as required by law and upon the posting of appropriate signs.

Introduced: November 3, 2021
Adopted:
Effective Date:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

ATTEST:

William Senande, Township Clerk

By: _____
Michele Dale, Mayor

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2021- 040 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE REPLACING OF THE YIELD SIGNS WITH STOP SIGNS AT THE CHANNELIZED ISLAND WHICH SEPARATES ALL APPROACHES TO HIGH CREST DRIVE

WHEREAS, in response to the email from the High Crest Board that an investigation be performed regarding High Crest Drive and Upper High Crest Drive intersections; and

WHEREAS, the Mayor and Township Council received an investigatory memorandum from Township Engineering Aide, Charles Carbone, on October 7, 2021 which indicated the investigation was performed; and

WHEREAS, the Mayor and Township Council desire to ensure that all travelers on High Crest Drive and intersections are safe; and

WHEREAS, it is the recommendation of the investigation to replace the Yield Signs at the channelized island which separates all approaches to High Crest Drive with Stop Signs.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Milford, County of Passaic as follows:

- SECTION 1.** Replace the Yield Signs at the channelized island which separates all approaches to High Crest Drive with Stop Signs.
- SECTION 2.** All violations shall be punished in accordance with Township Ordinances for traffic violations.
- 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 twenty (20) days following final passage, approval, and publication as required by law.

Introduced: November 3, 2021

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 2021 – 426 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ADOPTING THE SCHEDULE FOR GOVERNING BODY WORKSHOP AND REGULAR MEETINGS FOR THE 2022 CALENDAR YEAR

BE IT RESOLVED that the Township Council of the Township of West Milford does hereby adopt the following schedule of Reorganization, Workshop and Regular Meetings of the Governing Body of the Township for the 2022 calendar year:

January 5, 2022	Reorganization Meeting Workshop Meeting	June 8, 2022	Workshop Meeting Regular Meeting
January 19, 2022	Regular Meeting	July 13, 2022	Workshop Meeting Regular Meeting
February 2, 2022	Workshop Meeting	August 17, 2022	Workshop Meeting Regular Meeting
February 16, 2022	Regular Meeting	September 7, 2022	Workshop Meeting
March 2, 2022	Workshop Meeting	September 21, 2022	Regular Meeting
March 16, 2022	Regular Meeting	October 5, 2022	Workshop Meeting
April 6, 2022	Workshop Meeting	October 19, 2022	Regular Meeting
April 20, 2022	Regular Meeting Volunteer Night	November 16, 2022	Workshop Meeting Regular Meeting
May 4, 2022	Workshop Meeting	December 7, 2022	Workshop Meeting
May 18, 2022	Regular Meeting	December 21, 2022	Regular Meeting

BE IT FURTHER RESOLVED that the Reorganization Meeting of the Governing Body of the Township of West Milford as outlined herein shall be held on January 5, 2022 in the main meeting room of Town Hall located at 1480 Union Valley Road, West Milford, New Jersey 07480 at 6:30 p.m. and the workshop meeting shall follow immediately thereafter.

BE IT FURTHER RESOLVED that all other meetings of the Governing Body of the Township of West Milford as outlined herein shall be held in the main meeting room of Town Hall located at 1480 Union Valley Road, West Milford, New Jersey 07480 and all such meetings shall begin at 6:30 p.m.

BE IT FURTHER RESOLVED that official action may be taken at all meetings outlined herein.

BE IT FURTHER RESOLVED that this resolution shall constitute the Annual Notice for the Township of West Milford and the Township Clerk be and is hereby instructed to advertise such notice as required by law and this notice shall be continually posted on the official bulletin board of the Township and shall be retained on file in the Office of the Township Clerk.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 427 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ADOPTING THE SCHEDULE FOR BOARD OF HEALTH MEETINGS FOR THE 2022 CALENDAR YEAR

BE IT RESOLVED that the Township Council of the Township of West Milford does hereby adopt the following schedule of Board of Health Meetings of the Township of West Milford for the 2022 calendar year:

February 16, 2022**	Regular Meeting & Board of Health Meeting**	August 17, 2022**	Workshop/Regular Meeting & Board of Health Meeting**
May 18, 2022**	Regular Meeting & Board of Health Meeting**	November 16, 2022**	Workshop/Regular Meeting & Board of Health Meeting**

BE IT FURTHER RESOLVED that the Board of Health Meetings as outlined herein shall** immediately follow the 6:30 pm Workshop/Regular Council Meetings of the Township of West Milford; and shall be held in the main meeting room of Town Hall located at 1480 Union Valley Road, West Milford, New Jersey 07480.

BE IT FURTHER RESOLVED that official action may be taken at all meetings outlined herein.

BE IT FURTHER RESOLVED that this resolution shall constitute the Board of Health Annual Notice for the Township of West Milford and the Township Clerk be and is hereby instructed to advertise such notice as required by law and this notice shall be continually posted on the official bulletin board of the Township and shall be retained on file in the Office of the Township Clerk.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 - 428 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO ANTHONY J. SPoSARO ESQ. TO PROVIDE LEGAL SERVICES IN REGARDS TO A PASSAIC COUNTY AGRICULTURAL DEVELOPMENT BOARD MATTER INVOLVING POTENTIAL LITIGATION WITH A UNION VALLEY ROAD PROPERTY

WHEREAS, the Township of West Milford has a need to engage the legal services of a New Jersey farm law attorney; and

WHEREAS, Anthony J. Sposaro, Esq. has the qualifications and experience necessary to provide such services; and

WHEREAS, pursuant to the Local Public Contracts Law, specifically, N.J.S.A. 40A:11-3, when the cost or price of any contract awarded by the contracting agent in the aggregate does not exceed in a contract year the total sum of \$17,500, the contract may be awarded by the contracting unit without public advertising for bids; and

WHEREAS, the total amount of the contract shall not exceed \$5,000; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purpose from account #01-201-20-155-502; and

WHEREAS, Anthony J. Sposaro, Esq. has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that his 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 Anthony J. Sposaro, Esq. or his firm from making any reportable contributions through the term of the contract, and

WHEREAS, the Local Public Contracts Law N.J.S.A. 40A:11-1, et seq. requires that the resolution authorizing the award of contracts for professional services without competitive bid and the contract itself must be made available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Township of West Milford agrees to pay Anthony J. Sposaro, Esq. located at 444 East Main Street, Chester, NJ 07930 an hourly rate of \$165.00 for services provided in an amount not to exceed \$5,000.00.
2. This contract is awarded without competitive bidding as "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the local public contracts law.
3. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 - 429 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A CHANGE ORDER NO. 2 – FINAL TO MARK SEMERARO FOR AN OVERALL INCREASE NOT TO EXCEED \$20,000.00

WHEREAS, by virtue of Resolution 2021-038 adopted January 6, 2021 the Mayor and Township Council authorized the award of a professional services contract for special labor counsel services; and

WHEREAS, by virtue of Resolution 2021-293, Change Order No. 1 the amount was increased by \$60,000 for a total of \$120,000; and

WHEREAS, the Township Administrator has found it necessary to request a Change Order No. 2 to the contract with Mark Semeraro, Esq.; and

WHEREAS, this Change Order No. 2 is necessary to cover the cost for special labor counsel services; and

WHEREAS, this Change Order No. 2 for \$20,000 is 16.67% of the total amount of the contract amount of \$120,000.

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and encumbrances for this purchase shall come from account number 01-201-20-155-502.

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 a change order to exceed the original contract award of \$60,000.00 and the change order #1 of \$60,000 for a total of \$120,000 to Mark Semeraro, Esq. of the firm Kaufman, Semeraro, Leibman, LLC for additional special labor counsel services by an amount not to exceed \$20,000.00
2. The Township Administrator is hereby authorized and directed to execute a change order for the contract with Mark Semeraro, Esq., in an amount not to exceed \$20,000.00 representing an increase to the original contract plus Change Order No. 1 not to exceed a total of \$140,000.00.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution change order and contract shall be available for public inspection in the office of the Municipal Clerk.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 - 430 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A CHANGE ORDER NO. 1 – FINAL TO DORSEY & SEMRAU, LLC FOR AN OVERALL INCREASE NOT TO EXCEED \$20,000.00

WHEREAS, by virtue of Resolution 2021-035 adopted January 6, 2021 the Mayor and Township Council authorized the award of a professional services contract for legal services; and

WHEREAS, the Township Administrator has found it necessary to request a Change Order No. 1 to the contract with Fred Semrau, Esq.; and

WHEREAS, this Change Order No. 1 is necessary to cover the cost to represent the Township in Township Attorney legal matters; and

WHEREAS, this Change Order No. 1 for \$20,000 is 14.29% of the original contract amount of \$140,000.

WHEREAS, the Chief Financial Officer has certified as to the availability of funds and encumbrances for this purchase shall come from account number 01-201-20-155-501.

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 a change order to exceed the original contract award of \$140,000.00 to Fred Semrau, Esq. for additional legal services by an amount not to exceed \$20,000.00
2. The Township Administrator is hereby authorized and directed to execute a change order for the contract with Fred Semrau, Esq, in an amount not to exceed \$20,000.00 representing an increase to the original contract amount not to exceed \$160,000.00.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution change order and contract shall be available for public inspection in the office of the Municipal Clerk.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 - 431 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY APPROVING THE CONTINUATION OF THE 2020 NON-FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT WITH STUART B. KLEPESCH TO PROVIDE LEGAL SERVICES FOR THE TOWNSHIP OF WEST MILFORD (TAX FORECLOSURE LIST #37)

WHEREAS, the Township of West Milford wishes to continue the award of a professional services contract by virtue of Resolution 2020-390 adopted December 16, 2020 for the 2020 year to represent the Township in foreclosure matters as outlined in foreclosure list # 37; and

WHEREAS, Stuart B. Klepesch, has worked on these matters on behalf of the Township; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services, said funds have been encumbered to account number 01-201-20-145-503 in 2021; and

WHEREAS, Stuart B. Klepesch, Esq. has completed and submitted a Business Entity Disclosure Certification which certifies that this 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 Stuart B. Klepesch from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford in consideration of the mutual covenants and agreements herein contained, the parties agree as follows:

1. The Township Mayor and Township Clerk be and are hereby authorized to execute a contract with Stuart B. Klepesch for the continuation of professional services to assist the Township with legal matters pertaining to those tax foreclosures outlined in tax foreclosure list #37
2. By virtue of resolution 2020-390, \$29,000.00 was appropriated for list #37 and to date \$6,000.00 has been expended. Therefore, there is a remaining balance of \$23,000.00 for the completion of foreclosure list #37.
3. This contract is awarded without competitive bidding as "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the local public contracts law.
4. This contract shall expire on completion of foreclosure list #37 or December 31, 2022 whichever comes first.
5. That a notice of this action shall be published in accordance with law, and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.
6. This resolution approves and serves as the Continuation of the contract dated December 16, 2020 extending the contract through December 31, 2022.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senade, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 432 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING IN REM FORECLOSURE OF THE TAX SALE CERTIFICATES SHOWN ON THE ATTACHED TAX FORECLOSURE LIST IN REM #38

WHEREAS, pursuant to the provisions of N.J.S.A. 54:5-104.29 et seq., the Tax Collector has certified to the Township Council for the Township of West Milford, in the County of Passaic, a municipality of the State of New Jersey, is the holder of certain Tax Sale Certificates covering the lands and premises situated in the Township of West Milford for the amounts, including subsequent liens as shown on the Tax Foreclosure List In rem #38, Schedules 1 through 25 hereto annexed and made a part hereof.

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

1. That it is hereby determined to foreclose, In Rem, those tax sale certificates appearing on the attached Tax Foreclosure List In Rem #38.
2. That the Tax Collector or its designee is hereby authorized and directed to foreclose the tax sale certificates appearing on the attached tax foreclosure list by summary proceedings provided by statute.
3. That the Township Clerk shall certify a true and accurate copy of this resolution to be made a part of such action instituted for the purpose of foreclosing the aforesaid tax sale certificates.
4. This resolution shall take effect immediately.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of the original.

William Senande, Township Clerk

Schedule	Description of Land as Appears on Tax Duplicate and Certificate	Certificate Number	Date of Tax Sale	Date of Recording Book and Page	Amount of Sale	Amount of Tax Liens Accruing Subsequent to Tax Sale, Interest and Cost	Amount Required to Redeem as of December 31, 2021	Name of Owner as Appears on Last Tax Duplicate
1	601-12 ALLAIRE RD	16-0005	05/15/1997	11/18/2016 BOOK M14229 PAGE 265	243.96	153.96	2,319.96	SISTI, WARREN
2	901-3 13 HANOVER RD	16-0008	10/11/2016	11/18/2016 BOOK M14229 PAGE 279	479.87	3,739.23	4,219.10	MALDON, PETER J C/O RUTH A. SMITH
3	2014-14 LONGHOUSE DR	20-0016	10/13/2020	11/20/2020 BOOK M16580 PAGE 213	325.53	796.59	1,122.12	JB 2014 TRUST
4	2408-18 40 MORSEMERE RD	16-0032	10/11/2016	11/28/2016 BOOK M14230 PAGE 38	1,670.14	26,947.35	28,617.49	VOISINE, KRISTA L
5	2507-9 STANTON CT	17-0018	10/10/2017	10/31/2017 BOOK M14751 PAGE 144	206.43	1,049.51	1,255.94	O'CONNOR, CLARA JOYCE
6	2512-9 LAKESHORE DR	16-0034	10/11/2016	11/18/2016 BOOK M14230 PAGE 42	248.46	2,501.16	2,749.62	CAPUTO, ANTHONY
7	2512-022 LAKESHORE DR	12-0034	3/27/2012	4/20/2012 BOOK M11952 PAGE 196	185.42	4,771.97	4,957.39	KENNEDY, BARRINGTON
8	2605-2 CLAYTON RD	18-0017	10/09/2018	10/31/2018 BOOK M15271 PAGE 43	222.17	1,538.86	1,761.03	UPPER GREENWOOD LAKE PROPERTIES
9	2608-11 POINT BREEZE DR	17-0020	10/10/2017	10/31/2017 BOOK M14751 PAGE 141	206.05	1,049.21	1,255.26	HACKER, RUSSELL & PAULINE
10	2701-28 83 LAKESHORE DR	19-0022	10/15/2019	11/13/2019 BOOK M15820 PAGE 257	5,025.84	17,347.37	22,373.21	MARSHALL, ANDREW F C/O CARMEN ALAR
11	2701-29 LAKESHORE DR	18-0019	10/09/2018	10/31/2018 BOOK M15271 PAGE 46	222.17	1,540.32	1,762.49	MARSHALL, ANDREW F C/O CARMEN ALAR
12	2705-002 LAKESHORE DR	18-0021	10/09/2018	10/31/2018 BOOK M15271 PAGE 86	141.74	778.90	920.64	MARSHALL, ANDREW F C/O CARMEN ALAR
13	2004-2 94 HEWITT RD	20-0014	10/13/2030	11/12/2020 BOOK M16580 PAGE 210	3432.38	3316.06	13,225.00	CARDONA, VIRGILIO & LUZIO, KELLY
14	3609-2 QUINTY PL	10-047	3/23/2010	4/12/2010 BOOK M10906 PAGE 91	102.55	3,023.21	3,125.76	SCHERMER, ANNA
15	5713-6 MORSETOWN RD	14-0044	10/14/2014	10/31/2014 BOOK M13254 PAGE 128	163.75	1,734.47	1,898.22	SARRA, GLENN & YOLANDA
16	6401-10 NEW JERSEY AVE	13-0053	03/19/2013	4/15/2013 BOOK M12549 PAGE 151	631.23	25,186.92	25,818.15	CASTRANOVA CORPORATION
17	6605-002 37 LOUIS AVE	15-0055	10/13/2015	10/30/2015 BOOK M13689 PAGE 208	248.84	248.84	1,765.88	CZAPLINSKI, FLORIAN L & JANET
18	7521-5 MEADOW RD	11-069	04/19/2011	5/10/2011 BOOK M 11473 PAGE 263	121.55	5,188.58	5,310.13	DIGITAL VENTURES LLC
19	4601-1.02 BURNT MEADOW RD	16-044	10/11/2016	11/18/2016 BOOK M14230 PAGE 48	2252.58	2134.88	59,638.06	KOENISBERG, ROBERT & JOAN
20	11105-1 WESTBROOK RD	19-0086	10/15/2019	11/13/2019 BOOK M15820 PAGE 236	224.62	1,138.65	1,363.27	LIEBENSTEIN, R C/O KOSAREK & K
21	11106-17 WESTBROOK RD	19-0088	10/15/2019	11/13/2019 BOOK M15820 PAGE 54	205.71	536.95	742.66	TIERNEY, WILLIAM J
22	11401-7 LARSEN DR	89-96	10/05/1989	11/15/1989 BOOK R118 PAGE 019 & 20	21.82	2,896.76	2,918.58	UNKNOWN
23	12603-1 OLD ROUTE 23	90-123	09/26/1990	10/29/1990 BOOK Z122 PAGE 477 & 478	167.59	21,517.41	21,685.00	UNKNOWN
24	9601-1 WOOLEY ROAD	15-0076	10/13/2015	10/30/2015 BOOK M13689 PAGE 218	124.72	34.72	4,763.33	UNKNOWN
25	12208-26 POPLAR GROVE TR	19-0089	10/15/2019	11/13/2019 BOOK M15819 PAGE 298	72.25	7.25	1,140.58	MIRABELLI, FRANCIS & JOHN

The amount to redeem is subject to subsequent taxes, interest, fees and costs in the foreclosure of the tax sale certificate the amount due continues to accrue until redeemed. Contact the Tax Collector's Office for date of redemption.

I, Rita De Nivo, Tax Collector of the Township of West Milford, Passaic County, New Jersey, I hereby certify that the foregoing schedules of tax sale certificates are eligible for foreclosure.

The precise amount required on redemption will be calculated to the date of acceptance of redemption, inclusive of future taxes, accruing interest, Foreclosure costs, expenses and legal fees if any.

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 - 433 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AWARDING CONTRACTS FOR 2021-2022 SNOWPLOWING SERVICES

WHEREAS, the Township of West Milford advertised for the receipt of sealed bids for 4x4 pickups and single axle dump trucks to be received on August 27, 2021 for 2021-2022 Snowplowing Services; and

WHEREAS, four contractors submitted bids for the use of 22 total 4x4 pickups and single axle dump trucks; and

WHEREAS, the Township of West Milford advertised for the receipt of sealed bids for additional 4x4 pickups and single axle dump trucks to be received on November 24, 2021 for 2021-2022 Snowplowing Services; and

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

WHEREAS, the award of contracts to vendors whose bids have 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 Township Attorney has rendered an opinion; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds, said funds to be encumbered from account number 01-201-26-294-364.

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 Mayor and Township Clerk be and are hereby authorized to execute contracts for 2021-2022 Snowplowing Services in accordance with the following outline:

	CONTRACTOR	# TRKS	\$ Per Hr Class 1	\$ Per Hr Class 2
1	Next Gen Solutions, LLC	7	\$150.00	\$155.00
	Total Trucks	7		

BE IT FURTHER RESOLVED that this resolution and these contracts shall be available for public inspection in the office of the Township Clerk.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 434 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF MOTOR GASOLINE THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL (MCCPC) CONTRACT #1 THROUGH GRIFFITH ALLIED TRUCKING, LLC.

WHEREAS, the Township of West Milford is a member of the Morris County Cooperative Pricing Council (State ID # 6-MCCOOP); and

WHEREAS, the Morris County Cooperative Pricing Council has awarded Contract #1 Motor Gasoline, for 2022 to Griffith Allied Trucking, LLC and 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 Township of West Milford anticipates the need for motor gasoline for the period from January 1, 2022 through December 31, 2022; and

WHEREAS, the Director of Public Works has submitted a written recommendation that the Township of West Milford purchase motor gasoline through the MCCPC Contract #1 through Griffith Allied Trucking, LLC in an amount not to exceed \$240,000.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases said funds to be encumbered from account numbers 01-201-31-460-315 (110,000.00) and 01-201-31-460-240 (130,000.00).

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 Public Works to expend funds for the purchase of motor gasoline, for the period from January 1, 2022 through December 31, 2022 in a total not to exceed amount of \$240,000.00 to Griffith Allied Trucking, LLC through MCCPC Contract #1.
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: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 435 ~

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 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:

1. The Township of West Milford hereby declares that the lands and premises set forth in Schedule A 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 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 _____ at _____ 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 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. Furthermore, the property shall not be further subdivided as the conveyance is being made to accommodate the adjoining property owner as to his/her current residence, not for subdivision purposes.
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: December 8, 2021

Adopted this 8th day of December 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Schedule A						
#	Block	Lot	Approximate Acreage	Zone	Location	Assessor's Suggested Minimum Bid
1	801	3	1.3	LR	Arcola Road	
2	1002	6 & 7	.256 & .249	LR	Lyons Road Princeton Road	
3	1809	8	.092	LR	Beach Haven Road	
4	2606	12	.279	LR	Point Breeze Drive	
5	5301	40	6	R4	Morsetown Road	
6	5802	1	.204	R3	Morsetown Road	
7	6714	10	.191	R1	Birch Avenue	
8	8510	4 & 5	.250 & .139	SHD/R2	Pinecrest Trail	
9	8601	5 & 6	.35 & .159	R2	Macopin Road	
10	13806	6	.090	LR	Leonard Avenue	
11	13812	6	.091	LR	Walker Avenue	

LR Lake Side Residential
 R2 Moderate Density Residential
 R3 Low Density Single Family Residential
 R4 Residential – Four Acres

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 436 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE ACCEPTANCE OF A 2021 YEAR-END HOLIDAY DRIVE SOBER OR GET PULLED OVER GRANT

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

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

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

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

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford Hereby authorizes the acceptance of a 2021 Year-End Drive Sober or Get Pulled Over Statewide Crackdown Grant in the amount of \$6,000.00.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 437 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ACCEPTING THE GRANT FROM PASSAIC COUNTY FOR A COMMUNITY DEVELOPMENT BLOCK GRANT (CDBG) FOR A BARRIER-FREE ACCESS RAMP WITH A.D.A. IMPROVEMENTS TO THE TOWNSHIP BUILDING #2 (ANNEX)

WHEREAS, on March 3, 2021, the Township Council of West Milford approved the submission of a Passaic County grant application for a barrier-free access ramp with A.D.A. improvements to the Township Building #2 (Annex); and

WHEREAS, the Passaic County Board of County Commissioners provide support for barrier-free access to public buildings; and

WHEREAS, the requested \$60,000.00 application resulted in a \$50,000.00 award approved by Passaic County Board County Commissioners via Resolution Numbers R2021-0624, R2021-0845 and R2021-0997.

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Milford formally accept the \$50,000.00 grant awarded by the Passaic County Board of County Commissioners for the above stated project.

Approved: December 8, 2021

Adopted this 8th day of December 2021
and certified as a true copy of the original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 438 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE INTENT TO PURCHASE FIREFIGHTING HOSE FROM STATE AAA EMERGENCY SUPPLY CO IN ACCORDANCE WITH THE TOWNSHIP PURCHASING POLICY AND IN ACCORDANCE WITH THE PAY-TO-PLAY LAW N.J.S.A. 19:44A-20.5 ET SEQ.

WHEREAS, the Township Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase or purchases in excess of the Pay-to-Play threshold of \$17,500 and that the purchases shall warrant use of State contract, Cooperative pricing contract or a minimum of three quotations; and

WHEREAS, The Township of West Milford has a need to purchase firefighting hose from the above named vendor, the above named vendor was the lowest price quote submitted, which expenses would exceed the Pay-to-Play threshold of \$17,500; and

WHEREAS, AAA Emergency Supply Co has complied with state pay-to-play regulation by completing and submitting a Business Entity Disclosure Certification; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that the purchase of firefighting hose from AAA Emergency Supply Co is hereby authorized and the amount shall not exceed \$29,275.00.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 439 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ENDORSING THE SUBMITTAL OF A LOAN APPLICATION TO BE MADE BY FARM CREST ACRES ASSOCIATION, INC. TO THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION DAM SAFETY SECTION DAM RESTORATION LOAN AND AUTHORIZING THE EXECUTION OF SAID LOAN AGREEMENT AS CO-BORROWER WITH FARM CREST ACRES ASSOCIATION, INC.

WHEREAS, Farm Crest Acres Association, Inc. ("Association") is a private lake association in West Milford; and

WHEREAS, the Association is the operator of two dams located on Farm Crest Acres Lake (Upper Crest Lake Dam and Lower Crest Lake Dam) which dams have been determined, based upon engineering investigations to be in need of repair, improvement and rehabilitation; and

WHEREAS, the State of New Jersey, Department of Environmental Protection, Dam Safety Section, Dam Restoration Loan offers loans to private entities to effectuate such dam repairs with the condition that the municipality within which the dam is located signs a loan agreement as Co-Borrower; and

WHEREAS, the Association has secured initial State of New Jersey, Department of Environmental Protection, Dam Safety Section, Dam Restoration Loans in the amount of \$600,000.00 for the Upper Crest Lake Dam and the amount of \$480,000 for the Lower Crest Lake Dam, which the Township has signed loan agreements as Co-Borrower; and

WHEREAS, the initial loan doesn't fully cover the expected cost of the required dam repairs and an additional \$100,000 is estimated to be required in order to fully cover the expected cost; and

WHEREAS, the Association wishes to make a second application to the DEP loan funding program to effectuate the full scope of the required dam repairs; and

WHEREAS, the Township determines that the repair, improvement and rehabilitation of the Upper Crest Lake Dam and Lower Crest Lake Dam and execution of the DEP Loans are in the best interests of the residents of the Township; and

WHEREAS, the Township has conditioned the Township's agreement to sign the Loan as Co-Borrower upon the Association's successful application and execution of a satisfactory Dam Rehabilitation Co-Borrower Agreement, the application of which is in progress; and

WHEREAS, the Township Council desires to grant the Mayor and Township Clerk the authority to execute the DEP Loan Agreement in the event that the Association executes a Co-Borrower Agreement acceptable to the Township.

NOW THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of West Milford that the Township does hereby endorse the application by Farm Crest Acres Association, Inc, for a DEP loan to effectuate dam repairs at the Upper Crest Lake Dam and Lower 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. Upon DEP approval and upon the Association's agreement to, and execution of, an acceptable Co-Borrower Agreement, the Mayor and Township Clerk are authorized to execute the DEP Loan Agreement as the Co-Borrower for a loan in an amount of not more than \$100,000.00 and to execute any amendments thereto.
2. In the event the Township executes the DEP Loan as a Co-Borrower, the Township of West Milford agrees to certify and assess the costs of the dam restoration project as set forth in the DEP Loan against the properties benefited thereby and to repay the loan to the State in accordance with the terms and conditions of the DEP Loan.
3. The Township of West Milford agrees to comply with all applicable deferral, State, and municipal laws, rules and regulations in its performance pursuant to the DEP Loan.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 - 440 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC AND STATE OF NEW JERSEY ENDORSING THE SUBMITTAL OF A LOAN APPLICATION TO BE MADE BY MT GLEN LAKES ASSOCIATION, INC. TO THE STATE OF NEW JERSEY, DEPARTMENT OF ENVIRONMENTAL PROTECTION, DAM SAFETY SECTION, DAM RESTORATION LOAN AND AUTHORIZING THE EXECUTION OF SAID LOAN AGREEMENT

WHEREAS, Mt Glen Lakes Association, Inc. ("Association") is a private lake association in West Milford; and

WHEREAS, the Association is the operator of two dams located at Upper and Lower Mt Glen Lakes which dams have been determined, based upon engineering investigations to be in need of repair, improvement and rehabilitation; and

WHEREAS, the State of New Jersey, Department of Environmental Protection, Dam Safety Section, Dam Restoration Loan offers loans to private entities to effectuate such dam repairs with the condition that the municipality within which the dam is located signs a loan agreement as Co-Borrower; and

WHEREAS, the Association has secured an initial State of New Jersey, Department of Environmental Protection, Dam Safety Section, Dam Restoration Loan in the amount of \$1,600,000 for which the Township has signed a loan agreement as Co-Borrower; and

WHEREAS, the initial loan of \$1,600,000 doesn't fully cover the expected cost of the required dam repairs and an additional \$3,000,000 is estimated to be required in order to fully cover the expected cost; and

WHEREAS, the Association wishes to make a second application to the DEP loan funding program to effectuate the full scope of the required dam repairs; and

WHEREAS, the Board of the Association determines that the repair, improvement and rehabilitation of the Upper and Lower Mt Glen Lakes dams and execution of the DEP Loans are in the best interests of the residents of the Mt. Glen Lake community; and

WHEREAS, the Board desires to grant the Vice President the authority to execute the DEP Loan Agreement and the Township executes a Co-Borrower Agreement acceptable to the Township.

NOW THEREFORE, BE IT RESOLVED, by the Association that the Board of Directors and Executive Committee does hereby endorse the application of a DEP loan to effectuate dam repairs at the Upper and Lower Mt Glen Lake Dams in the Township of West Milford.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 441 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE 2022 TEMPORARY BUDGET

WHEREAS, NJSA 40A:4-19 provides that where contracts, commitments or payments are to be made prior to the final adoption of the 2021 budget, temporary appropriations should be made for the purposes and amounts required in the manner and time therein provided, and

WHEREAS, effective January 1, 2022 said temporary appropriations are extended and now limited to 26.25% of the total appropriation in the 2021 budget, exclusive of any appropriations made for debt service, public assistance, and capital improvement fund in said 2021 budget.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford that the following temporary budget appropriations be made and that a certified copy of this resolution be transmitted to the Chief Financial Officer for their records:

APPROPRIATION	ACCOUNT NUMBER	2021 BUDGET AS ADOPTED	2022 TEMPORARY BUDGET
Administrator S&W	01-201-20-100-100	291,840	76,608
Administrator O.E.	01-201-20-100-200	64,965	25,000
TOTAL		\$356,805	\$101,608
Township Mayor & Council S&W	01-201-20-105-100	44,000	11,550
Township Mayor & Council O.E.	01-201-20-105-200	2,400	630
TOTAL		\$46,400	\$12,180
Information Technology S&W	01-201-20-140-100	156,030	40,958
Information Technology O.E.	01-201-20-140-200	45,800	20,000
TOTAL		\$201,830	\$60,958
Legal O.E.	01-201-20-155-200	\$276,000	\$72,450
General Services S&W	01-201-20-161-100	20,000	5,250
General Services O.E.	01-201-20-161-200	164,000	63,000
TOTAL		\$184,000	\$68,250
Engineering S&W	01-201-20-165-100	249,200	65,415
Engineering O.E.	01-201-20-165-200	99,964	26,241
TOTAL		\$349,164	\$91,656
Insurance, Other	01-201-23-210-200	1,040,000	520,000
Insurance, Group	01-201-23-220-200	3,174,000	833,175
Health Benefit Waiver	01-201-23-230-200	80,000	21,000
TOTAL		\$4,294,000	\$1,374,175
Clerk S&W	01-201-20-120-100	222,950	58,524
Clerk O.E.	01-201-20-120-200	27,300	8,431
TOTAL		\$250,250	\$66,955
Elections S&W	01-201-20-146-100	1,500	394
Elections O.E.	01-201-20-146-200	16,800	4,410

APPROPRIATION	ACCOUNT NUMBER	2021 BUDGET AS ADOPTED	2022 TEMPORARY BUDGET
TOTAL		\$18,300	\$4,804
Treasurer S&W	01-201-20-130-100	288,700	75,784
Treasurer O.E.	01-201-20-130-200	22,076	10,000
TOTAL		\$310,766	\$85,784
Audit	01-201-20-135-200	40,000	-
Audit Additional Services	01-201-20-135-200	25,000	15,000
TOTAL		\$65,000	\$15,000
Tax Collector S&W	01-201-20-145-100	180,150	7,289
Tax Collector O.E.	01-201-20-145-200	51,210	26,949
TOTAL		\$231,360	\$74,239
Tax Assessor S&W	01-201-20-150-100	220,250	57,816
Tax Assessor O.E.	01-201-20-150-200	17,740	10,000
TOTAL		\$237,990	\$67,816
Planning Board O.E.	01-201-21-180-200	\$20,025	\$20,025
Planning Comprehensive S&W	01-201-21-181-100	126,180	33,122
Planning Comprehensive O.E.	01-201-21-181-200	27,775	27,775
TOTAL		\$153,955	\$60,897
Zoning Administration O.E.	01-201-21-185-200	\$104,510	\$27,434
Board of Adjustment O.E.	01-201-21-186-200	\$35,275	\$35,275
Historic Preservation S&W	01-201-20-175-100	1,560	410
Historic Preservation O.E.	01-201-20-175-200	1,000	500
TOTAL		\$2,560	\$910
Building S&W	01-201-22-195-100	377,202	99,016
Building O.E.	01-201-22-195-200	50,957	20,000
TOTAL		\$428,159	\$119,016
Environmental Commission S&W	01-201-22-196-100	2,000	525
Environmental Commission O.E.	01-201-22-196-200	1,000	1,000
TOTAL		\$3,000	\$1,525
Police Patrol S&W	01-201-25-240-100	4,781,700	1,255,196
Police Patrol O.E.	01-201-25-240-200	342,500	100,165
Police Patrol Purchase of Police Vehicles	01-201-25-240-900	-	-
Police Detective S&W	01-201-25-241-100	-	-
Police Administration S&W	01-201-25-242-100	536,940	140,947
Police Communication S&W	01-201-25-243-100	337,500	88,594
Police Communication O.E.	01-201-25-243-400	12,500	3,281
Police Specials S&W	01-201-25-244-100	36,000	9,450
Police Specials O.E.	01-201-25-244-200	9,475	2,487
TOTAL		\$6,056,615	\$1,600,120
Emergency Management S&W	01-201-25-252-100	10,405	2,731
Emergency Management O.E.	01-201-25-252-200	46,000	12,075

APPROPRIATION	ACCOUNT NUMBER	2021 BUDGET AS ADOPTED	2022 TEMPORARY BUDGET
TOTAL		\$56,405	\$14,806
First Aid - WMFAS Contributions	01-201-25-260-200	108,500	28,481
First Aid - UGLFAS Contributions	01-201-25-260-200	45,750	12,009
TOTAL		\$154,250	\$40,491
Aid To Vol. Fire Co.	01-201-25-255-200	90,000	23,625
Fire Prevention Bureau S&W	01-201-25-265-100	155,520	40,824
Fire Prevention Bureau O.E.	01-201-25-265-200	14,600	3,833
Fire Co. Administration S&W	01-201-25-266-100	11,100	2,914
Fire Co. Administration O.E.	01-201-25-266-200	311,150	81,677
LOSAP	01-201-25-267-200	120,000	-
TOTAL		\$702,370	\$152,872
DPW Streets & Roads S&W	01-201-26-290-100	2,130,480	559,251
DPW Streets & Roads O.E.	01-201-26-290-200	664,490	200,000
DPW Buildings & Grounds S&W	01-201-26-291-100	135,680	35,616
DPW Buildings & Grounds O.E.	01-201-26-291-200	124,950	40,000
DPW Snow Removal S&W	01-201-26-294-100	250,000	250,000
DPW Snow Removal O.E.	01-201-26-294-200	1,042,000	1,042,000
DPW Vehicle Maintenance S&W	01-201-26-315-100	385,000	101,063
DPW Vehicle Maintenance O.E.	01-201-26-315-200	277,400	100,000
TOTAL		\$5,010,000	\$2,327,930
Public Health S&W	01-201-27-330-100	79,148	30,776
Public Health O.E.	01-201-27-330-200	42,045	11,037
Vital Statistics S&W	01-201-27-331-100	36,200	9,503
Vital Statistics O.E.	01-201-27-331-200	6,250	1,641
Housing Standard Bureau O.E.	01-201-27-332-441	8,000	2,100
Environmental Health S&W	01-201-27-335-100	227,155	59,628
Environmental Health O.E.	01-201-27-335-200	131,070	50,000
Animal Control S&W	01-201-27-340-100	75,000	-
TOTAL		\$604,868	\$164,684
Recreation Programs S&W	01-201-28-370-100	160,577	42,151
Recreation Programs O.E.	01-201-28-370-200	133,000	34,913
Recreation Bubbling Springs S&W	01-201-28-371-100	230,000	-
Recreation Bubbling Springs O.E.	01-201-28-371-200	80,000	40,000
Recreation Administration S&W	01-201-28-372-100	162,301	42,604
Recreation Administration O.E.	01-201-28-372-200	16,900	4,436
Recreation Community Center S&W	01-201-28-374-100	106,550	27,969
Recreation Community Center O.E.	01-201-28-374-200	35,400	9,293
Recreation Parks Maintenance S&W	01-201-28-375-100	326,207	85,629

APPROPRIATION	ACCOUNT NUMBER	2021 BUDGET AS ADOPTED	2022 TEMPORARY BUDGET
Recreation Parks Maintenance O.E.	01-201-28-375-200	135,300	70,000
Senior Citizen Services S&W	01-201-28-376-100	51,530	13,527
Senior Citizen Services O.E.	01-201-28-376-200	9,000	2,363
TOTAL		\$1,446,765	\$372,885
Veteran's Bureau S&W	01-201-20-172-100	1,335	350
Veteran's Bureau O.E.	01-201-20-172-200	150	39
TOTAL		\$1,485	\$389
Celebration of Public Events O.E.	01-201-30-420-200	\$38,000	\$9,975
Mass Transportation S&W	01-201-30-432-100	\$56,500	\$14,831
Library S&W	01-201-29-390-100	500,000	131,250
Library O.E.	01-201-29-390-200	554,049	145,438
TOTAL		\$1,054,049	\$276,688
Municipal Court S&W	01-201-43-490-100	288,787	75,807
Municipal Court O.E.	01-201-43-490-200	24,500	6,431
Municipal Court Prosecutor S&W	01-201-43-491-101	39,550	10,382
Municipal Court Prosecutor O.E.	01-201-43-491-200	600	158
TOTAL		\$363,437	\$95,402
Utilities-Electricity	01-201-31-430-200	133,350	35,004
Utilities-Street Lighting	01-201-31-435-200	65,500	17,194
Utilities-Telephone	01-201-31-440-200	140,000	36,750
Utilities-Natural Gas	01-201-31-446-200	54,500	14,306
Utilities-Fuel	01-201-31-460-200	365,000	121,469
TOTAL		\$758,350	\$224,723
MISCELLANEOUS & STATUTORY EXPENDITURES			
PERS	01-201-36-471-532	1,100,000	-
Social Security	01-201-36-472-533	660,000	173,250
PFRS	01-201-36-473-534	1,730,000	-
Defined Contributions Retirement Program	01-201-36-475-536	15,000	3,938
TOTAL		\$3,505,000	\$177,188
Salaries & Wages Adjustment Account	01-201-37-480-501	-	-
Compensated Absences	01-201-38-485-110	\$100,000	\$45,000
Inter-local Agreement Health	01-201-47-500-200	\$117,300	\$30,791
Inter-local Agreement Registrar	01-201-47-600-200	-	-
DEFERRED CHARGES & RESERVE FOR UNCOLLECTED TAXES			
Judgements	01-201-37-481-529	-	-
Deferred Charges	01-201-46-886-000	10,875	-
Emergency Authorization	01-201-46-887-528	-	-

APPROPRIATION	ACCOUNT NUMBER	2021 BUDGET AS ADOPTED	2022 TEMPORARY BUDGET
Reserve for Tax Appeals	01-201-46-886-667	-	-
Deferred Charges Ordinances 2000-09 & 2007-06	01-201-46-887-531	-	-
Reserve for Uncollected Taxes	01-201-50-899-200	2,275,000	-
TOTAL		\$2,285,875	-
GRANTS	G-02-41	\$251,677	-
SUBTOTAL		\$30,132,305	\$7,909,731
Capital Improvement Fund	01-201-44-900-200	200,000	-
Capital Improvement Fund Equipment Brine	01-201-44-900-012	-	-
Capital Annual Fire Equipment	01-201-44-900-261	116,000	-
TOTAL		\$316,000	-
Debt Service Total		4,631,846	\$3,597,373
TOTAL OPERATING BUDGET		\$35,080,151	\$11,507,104
SOLID WASTE DISTRICT BUDGET			
Solid Waste S&W	26-201-55-500-100	128,704	33,785
Solid Waste O.E. All Other	26-201-55-500-200	187,850	49,311
Contractual Services	26-201-55-500-514	2,136,000	560,700
Disposal Fees	26-201-55-500-548	776,920	203,942
Grants - Recycling County of Passaic		-	-
Prior Year's Bills		-	-
Commercial Pick Up		-	-
TOTAL SOLID WASTE DISTRICT BUDGET		\$3,229,474	\$847,737

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2021 – 442 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC STATE OF NEW JERSEY AUTHORIZATING THE CANCELLATION OF FUNDED AND UNFUNDED GENERAL CAPITAL APPROPRIATION BALANCES

WHEREAS, the Township previously adopted Bond Ordinances for the purpose of funding various capital projects and improvements of the Township; and

WHEREAS, the projects have been completed and appropriation balances remain open and unexpended; and

WHEREAS, the Township now desires to cancel such appropriations;

ORDINANCE NO.	PROJECT DESCRIPTION	FUNDED	UNFUNDED
2007-18	Communication Upgrades	\$3,723.89	
2008-40	Document Imaging		\$16,295.20
2011-19	Hillcrest Lease	\$136,000.00	
2011-19	VVWP Engineering Expense	\$8,235.37	
2014-05	Upgrade HVAC System		\$8,000.00
2016-03	Heating System Replace UGL Ambulance Bldg	\$1,185.00	
2016-03	Mower Equipment	\$3,766.24	
2016-03	PAL Bldg Filters	\$15,000.00	
2016-03	Computer/Printer Replace Plan	\$1,077.87	
2016-08	DPW Septic Replacement		\$23,110.05
2016-08	Air Compressor		\$1,414.77
2016-08	Protective Gear/Turn Out Gear for FF's		\$350.00
2018-07	Lucas Devices		\$8,787.56
2019-09	Replace Tele/911 System		\$938.31
2019-09	UGL Fire Truck		\$0.11
2021-14	Dump Truck		\$730.00
2021-14	SCBA Equipment		\$0.08
2021-20	Scott SCBA Air Tanks		\$0.08
TOTAL		\$168,988.37	\$59,626.16

NOW, THEREFORE BE IT RESOLVED, by the Council of the Township of West Milford in the County of Passaic, State of New Jersey, that the appropriation amounts associated with these Capital Projects under each of these Bond Ordinances are hereby cancelled.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 - 443 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY, TO TRANSFER ITEMS OF CURRENT FUND APPROPRIATIONS IN ACCORDANCE WITH THE PROVISION OF N.J.S.A. 40A:4-58

WHEREAS, there appears to be a surplus in the 2021 appropriation over and above the demand deemed to be necessary for the balance of the year:

APPROPRIATION	ACCOUNT NUMBER	TRANSFER PROPOSAL
Administration, OE	20-100-200	\$10,000
Treasurer, OE	20-130-200	\$5,000
General Services, S&W	20-161-101	\$5,000
Engineering, OE	20-165-200	\$5,000
Emergency Management, S&W	25-252-100	\$5,000
Streets & Roads, OE	26-290-200	\$10,000
Vehicle Maintenance, S&W	26-315-100	\$6,000
Bubbling Springs, S&W	28-371-100	\$500
Community Center, S&W	28-374-100	\$76,000
Gasoline/Diesel	31-460-200	\$25,000
TOTAL TRANSFERS OUT		\$147,500

WHEREAS, there appears to be insufficient funds in the following appropriations to meet the demands thereon for the balance of the 2021 budget year:

Legal, OE	20-155-200	\$40,000
Group Insurance	23-220-200	\$101,000
Vehicle Maintenance, OE	26-315-100	\$6,000
Recreation Administration, S&W	28-372-100	\$500
TOTAL TRANSFERS IN		\$147,500

NOW, THEREFORE BE IT RESOLVED, by the Council of the Township of West Milford in the County of Passaic, State of New Jersey, that in accordance with the provisions of N.J.S.A. 40A:4-58, part of the 2021 appropriation heretofore mentioned be and the same are hereby transferred to the appropriations mentioned as being insufficient to meet prior demands, and

A certified copy of this Resolution shall be forwarded by the Township Clerk to the Township Treasurer.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 444 ~

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 2021 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 2021 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:	
Municipal Alliance Grant;	\$8,276.48

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	
Municipal Alliance Grant:	\$8,276.48
Local match:	\$2,069.12

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

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 445 ~

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 2021 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 2021 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: Hepatitis B Inoculation Fund;	\$5,000.00
--	------------

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

General Appropriations (A) Operations – Excluded from CAPS Public and Private Programs Offset by Revenue Hepatitis B Inoculation Fund:	\$5,000.00
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BE IT FURTHER RESOLVED, that the Township Finance Department will electronically file with the State of NJ in accordance with LFN 2014-11.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 446 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY FOR THE CANCELLATION OF CLICK IT OR TICKET 2021, DISTRACTED DRIVER CAMPAIGN 2021, MUNICIPAL ALLIANCE GRANT FOR 2021, THE ANJEC GRANT AND PASSAIC COUNTY CORONAVIRUS RELIEF GRANT

WHEREAS, there exists grant receivable balances and corresponding unexpended grant appropriation which are no longer valid; and

WHEREAS, it is necessary to formally cancel the receivable balance and its' offsetting appropriation balance;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford that the following grant receivables and appropriation balance be cancelled:

Click it or Ticket 2021	\$ 2,245.56
Distracted Driver Campaign 2021	\$ 2,708.22
Municipal Alliance Grant 2021	\$ 2,755.54
ANJEC Grant	\$ 194.27
PC-Coronavirus Relief	\$ 608,452.98

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 - 447 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PAYMENT OF \$100,000 TO VILLAGE ON RIDGE LLC

WHEREAS, the Township of West Milford received a payment of \$150,000 in the current calendar year from Village on Ridge LLC to cover the costs associated with the affordable housing obligation; and

WHEREAS, the Developer's Agreement states that the developer may make a contribution to the Township's affordable housing trust fund in the amount of \$10,000 prior to the issuance of each Certificate of Occupancy; and

WHEREAS, the Developer's Agreement states that it covers Section II of the Village on Ridge single-family residential development; and

WHEREAS, an affordable housing obligation was not established for the first 10 homes which was considered Section I of the development; and

WHEREAS, Village on Ridge LLC erroneously overpaid \$100,000 to the Township of West Milford; and

WHEREAS, Village on Ridge has requested reimbursement of the \$100,000; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds said funds to be encumbered from 19-295-56-120-522; and

WHEREAS, the administration recommends payment to Village on Ridge LLC in the amount of \$100,000.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of West Milford that the Chief Financial Officer is hereby authorized to make payment in the amount of \$100,000 to Village of Ridge LLC.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 448 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PAYMENT TO FIRST ENVIRONMENT FOR ENVIRONMENTAL TESTING ON TOWNSHIP PROPERTY KNOWN AS BLOCK 6002 LOTS 18.02 AND 28.03

WHEREAS, the Township of West Milford owns Block 6002 Lots 18.02 and 28.03; and

WHEREAS, Block 6002 Lots 18.02 and 28.03 is utilized by a third party; and

WHEREAS, the materials being stored on the property raised environmental concerns; and

WHEREAS, the Township participates in an Environmental Joint Insurance Fund; and

WHEREAS, the Environmental Joint Insurance Fund recommended undertaking environmental testing of the property; and

WHEREAS, the Environmental Joint Insurance Fund advised that the cost of such testing would be covered by the Fund; and

WHEREAS, the Township employed First Environment to conduct testing; and

WHEREAS, the preliminary testing revealed concerning contaminant on the property; and

WHEREAS, the Township requested that First Environment conduct a second round of testing to better understand the source of the contaminants; and

WHEREAS, the total cost for the two rounds of testing up to this point in time is \$20,142.07; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds in budgetary line item _____; and

WHEREAS, the Administration recommends payment to First Environment in the amount of \$20,142.07.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of West Milford that the Chief Financial Officer is hereby authorized to make payment in the amount of \$20,142.07 to First Environment, 10 Park Place Bldg 1A Suite 504, Butler, NJ 07405.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 449 ~

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) **2021-451** – Refund Recreation Fees
- b) **2021-452** – Cancel Outstanding Checks
- c) **2021-453** – Reinstatement of Taxes
- d) **2021-454** – Refund of Over Payments
- e) **2021-455** – Refund Other Liens
- f) **2021-456** – Refund Engineering Performance Guarantee

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford
 Passaic County, New Jersey

~ Resolution 2021 – 450 ~

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:

SENIOR BOB ROSS PAINTING			
\$70.00	Claire Merkley 4118 Richmond Road West Milford, NJ 07480	\$35.00	Don Schmidt 32 Fayson Lakes Road Kinnelon, NJ 07405
SENIOR HOLIDAY LUNCHEON			
\$70.00	Bruce Donah 2124 Richmond Road West Milford, NJ 07480		
SENIOR CASA BIANCA HOLIDAY LUNCHEON			
\$35.00	Ruth Deinzer 37 Upsala Path West Milford, NJ 07480		
ZUMBA GOLD			
\$25.00	Patricia Hart 160 High Crest Drive West Milford, NJ 07480		

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
 and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021- 451 ~

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

WHEREAS, the Chief Financial Officer has determined that the following Township of West Milford payroll account checks have been outstanding for a period in excess of six months.

DATE	CHECK #	AMOUNT
10/22/2020	25503	\$1,151.45
	TOTAL	\$1,151.45

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

Adopted: December 8, 2021

Adopted this 8th day of December, 2021 and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 452 ~

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: INSUFFICIENT FUNDS

<u>BLOCK/LOT</u>	<u>NAME</u>	<u>AMOUNT</u>	<u>INT</u>	<u>YEAR</u>
07003-009	Marlene Terhune	\$2,293.95		2021
01001-011	Amrock LLC Escrow	\$1,872.88		2021
02007-002	Roberto Gabriel Waltman	\$2,453.08		2021
07619-006	Bruce & Carol Hardy	\$2,361.22		2021
07801-058.08	Lawrence Silverman	\$2,167.02		2021
15401-055	James R De Stephano	\$2,274.95		2021
10501-015	Marilyn Pruiksma	\$2,499.09		2021
07003-008.02	Elmer Zimmerman	\$392.29		2021
14113-052	Linda Kostenko	\$2,757.97		2021
10703-009	Dawn Marie Wittek	\$2,079.72		2021
03503-001	Walter Quaife	\$1,363.73		2021
07003-008.02	Beverly Zimmerman	\$419.29		2021
05505-004.09	Beata Swiatek	\$926.56		2021
02601-022	Michael Sanfilippo	\$3,222.08		2021
01816-025	Nancy Lynn Lynch	\$4,760.30		2021
05901-006	Denise Parkyn	\$3,203.15	\$16.59	2021
03705-055	52 Olcott Road, LLC	\$1,907.91		2021
03705-031	52 Olcott Road, LLC	\$36.86		2021
06602-001	James Oorthuys	\$80.06		2021
Total		\$37,088.70		

Adopted: December 8, 2021

Adopted this 8th day of December, 2021 and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 453 ~

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

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

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

- REASON:**
- | | |
|----------------------|-------------------------------|
| 1. Incorrect Payment | 6. Tax Appeal County Board |
| 2. Duplicate Payment | 7. Tax Appeal State Tax Court |
| 3. Senior Citizen | 8. 100% Disabled Veteran |
| 4. Veteran Deduction | 9. Replacement Check |
| 5. Homestead Rebate | |

Block/Lot	Name	Amount	Year	Reason
02202-005.01	Township of West Milford Fire Prevention Bureau 1480 Union Valley Rd West Milford, NJ 07480	\$130.00	2021	1
07621-010	Estate of Gerald Plunkett 1228 South Oakcrest Road Arlington, VA 22202	\$2,647.60	2022	1
03610-002	Cornerstone Title & Settlement 33 Trinity Street Newton, NJ 07860	\$738.32	2021-A	2
01101-004.01	Evolve Bank & Trust 6070 Poplar Ave Suite 200 Memphis, TN 38119	\$2,050.93	2021	1
16304-013	Saiber LLC Ho Ho Properties LLC 18 Columbia Turnpike Suite 200 Florham Park, NJ 07932	\$805.44	2021	7
14001-011	Palais Title Agency, LLC 54 Mooney Road Ledgewood, NJ 07852	\$6,151.86	2021	2
12311-010	CoreLogic Tax Services, LLC	\$1,409.60	2021	2
02512-024	3001 Hackberry Road	\$1,576.02	2021	2
16601-003	Irving, TX 75063-0156	\$1,898.89	2021	2
Total		\$17,408.66		

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 454 ~

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

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

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

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
19-0044	10/15/2019	07601/005	\$81,508.73	FIG CUST FIGNJ19LLC & SEC PTY PO BOX 54226 NEW ORLEANS, LA 70154
21-0048	10/12/2021	10602-053	\$47,239.84	FNA VI LLC 120 N LASALLE ST, SUITE 1220 CHICAGO, IL 60602
19-0051	10/15/2019	07801-013.04	\$2,867.00	TRYSTONE CAPITAL ASSETS LLC P.O. BOX 1030 BRICK, NJ 08723
19-0046	10/15/2021	07601-008	\$50,311.76	TLOA OF NJ LLC 11 TALCOTT NOTCH RD 2 ND FLOOR FARMINGTON, CT 06032
21-0023	10/12/2021	03907-001.01	\$13,202.03	PINE VALLEY ONE REAL ESTATE LLC 33 N LASALLE ST SUITE 1730 CHICAGO, IL 60602
21-0024	10/12/2021	03907-001.02	\$123,679.38	FNA VI LLC 120 N LASALLE ST SUITE 1220 CHICAGO, IL 60602
21-0025	10/12/2021	03907-002	\$854.13	PINE VALLEY ONE REAL ESTATE LLC 33 N LASALLE ST SUITE 1730 CHICAGO, IL 60602
21-0051	10/12/2021	12311-010	\$26,577.29	FNA VI LLC 120 N LASALLE ST SUITE 1220 CHICAGO, IL 60602
21-0053	10/12/2021	13804-001	\$112,312.76	FNA VI LLC 120 N LASALLE ST SUITE 1220 CHICAGO, IL 60602
21-0041	10/12/2021	07701-019	\$139,557.72	FIG CUST FIGNJ19LLC & SEC PTY PO BOX 54226 NEW ORLEANS, LA 70154
TOTAL			\$598,110.64	

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 455 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING REFUND OF ENGINEERING DEPARTMENT PERFORMANCE GUARANTEES

BE IT RESOLVED, by the Township Council of the Township of West Milford that, upon the report and request of the Township's Engineering Department, the following Performance Guarantees be refunded as follows:

Name & Address	Block & Lot	Amount Refunded	Amount Remaining
Village on Ridge, LLC 750 Westbrook Road West Milford, NJ 07480	5203-24	\$300.00	\$0.00

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2021 – 456 ~

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	\$868,916.76
3	Reserve Account	42,799.94
2	Grants	12,744.26
6	Refunds	616,054.30
1	General Ledger	18,419.27
26	Refuse	356,994.51
4	Capital	111,501.04
19	Animal Control	370.00
19	Heritage Trust	98.00
19	Open Space Trust	0.00
19	Trust	7,739.49
19	Scala Trust	0.00
16	Development Escrow	3,115.00
19	Tax Sale Trust	1,305.00
21	Assessment Trust	0.00
	Special Reserve	0.00
Total		\$2,040,057.57
	Less Refund Resolution	-616,054.30
	Actual Bills List	\$1,424,003.27
	Other Payments	
	Payroll	\$495,629.36
	Enterprise Lease	13,383.70
	Payroll	551,153.94
	Board of Education	4,913,376.00
	State of NJ, Dog report	28.20
	Total Expenditures	\$7,397,574.47

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 457 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY ACCEPTING RESIGNATION TENDERED

BE IT RESOLVED, by the Township Council of the Township of West Milford that they do hereby accept the following resignation tendered to the Economic Development Committee:

<u>Name</u>	<u>Position</u>	<u>Date Tendered</u>
Kerry O'Brian	Economic Development Committee Citizen Member Term expires 12/31/23	November 21, 2021

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 458 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE EXPENDITURE OF FUNDS FOR THE PURCHASE OF #2 ULTRA LOW SULFUR DIESEL FUEL THROUGH THE MORRIS COUNTY COOPERATIVE PRICING COUNCIL (MCCPC) CONTRACT #12 THROUGH GRIFFITH ALLIED TRUCKING, LLC.

WHEREAS, the Township of West Milford is a member of the Morris County Cooperative Pricing Council (State ID # 6-MCCOOP); and

WHEREAS, the Morris County Cooperative Pricing Council has awarded Contract #12, #2 Ultra Low Sulfur Diesel Fuel , for 2022 to Griffith Allied Trucking, LLC and 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 Township of West Milford anticipates the need for #2 Ultra Low Sulfur Diesel Fuel for the period from January 1, 2022 through December 31, 2022; and

WHEREAS, the Director of Public Works has submitted a written recommendation that the Township of West Milford purchase #2 Ultra Low Sulfur Diesel Fuel through the MCCPC Contract #12 through Griffith Allied Trucking, LLC in an amount not to exceed \$103,500.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account number 01-201-31-460-316.

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 Public Works to expend funds for the purchase of #2 Ultra Low Sulfur Diesel Fuel, for the period from January 1, 2022 through December 31, 2022 in a total not to exceed amount of \$103,500.00 to Griffith Allied Trucking, LLC through MCCPC Contract #12.
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: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 459 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY IN SUPPORT OF MIDDLE VALLEY PARTNERS LLC CANNABIS BUSINESS

WHEREAS, on January 18, 2010, Governor Jon Corzine signed the New Jersey Compassionate Use Medical Marijuana Act, N.J.S.A. 24:61-1 et seq., which provided for the legalization of medical marijuana and creation of a program to allow persons suffering from qualifying debilitating medical conditions to obtain medical marijuana in a safe, timely and compassionate manner; and

WHEREAS, the State of New Jersey in 2018 amended its regulatory scheme so as to expand the scope of citizens to whom medical marijuana may be prescribed and so as to make medical marijuana more accessible and available to many of the citizens who need it; and

WHEREAS, on November 3, 2020, the Marijuana Legalization Amendment was approved by voters in New Jersey, which legalized the possession and use of cannabis for residents twenty-one years of age or older; and

WHEREAS, on February 22, 2021, Governor Phil Murphy signed into law the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act, which established the adult use cannabis program in the State of New Jersey; and

WHEREAS, the Township of West Milford endorses the adult use cannabis program in the State of New Jersey, as well as the medical use program, which provides needed relief to the many persons suffering from chronic and/or debilitating illnesses who may benefit from this program; and

WHEREAS, the Township of West Milford supports the safe and appropriate siting of a cannabis Class 1 Cultivation facility for the cultivation of cannabis items within the Township's LMI Zone, where such facilities are permitted as a conditional use pursuant to Ordinance 500-192, to the extent consistent with applicable state and local statutes, rules, regulations, and ordinances; and

WHEREAS, Middle Valley Partners LLC d/b/a Valley Wellness, a New Jersey limited liability company in good standing, has expressed interest in siting such a cannabis Class 1 Cultivation facility within the Township's LMI Zone; and

WHEREAS, the Township of West Milford has not imposed any limits on the number of cannabis Class 1 Cultivation facilities that may operate in the LMI Zone.

NOW, THEREFORE, BE IT RESOLVED, that the West Milford Township Council supports the safe and appropriate siting of a cannabis Class 1 Cultivation facility within the Township's Cannabis LMI Zone as a conditional use by Middle Valley Partners LLC to the extent consistent with applicable state and local statutes, rules, regulations and ordinances.

Adopted: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 460 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF DRAINAGE MATERIALS FROM CAMPBELL FOUNDRY 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 Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase or purchases in excess of the Pay-to-Play threshold of \$17,500 and that the purchases shall warrant use of State contract, Cooperative pricing contract or a minimum of three quotations; and

WHEREAS, the Department of Public Works has a need to purchase drainage materials (castings, precast concrete structures and pipe), from Campbell Foundry through use of cooperative pricing for a total of \$19,800.00; and

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

WHEREAS, the Director of Public Works has submitted a written recommendation for this purchase; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number: 01-201-26-290-342; 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 approves the purchase of drainage materials from Campbell Foundry in an amount not to exceed \$19,800.00.
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: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 461 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF DRAINAGE MATERIALS FROM GENERAL FOUNDRIES 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 Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase or purchases in excess of the Pay-to-Play threshold of \$17,500 and that the purchases shall warrant use of State contract, Cooperative pricing contract or a minimum of three quotations; and

WHEREAS, the Department of Public Works has a need to purchase drainage materials (castings, precast concrete structures and pipe), from General Foundries through use of cooperative pricing for a total of \$23,029.50; and

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

WHEREAS, the Director of Public Works has submitted a written recommendation for this purchase; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchase, said funds to be encumbered from account number: 01-201-26-290-342; 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 approves the purchase of drainage materials from General Foundries in an amount not to exceed \$23,029.50.
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: December 8, 2021

Adopted this 8th day of December, 2021
and certified as a true copy of an original.

William Senande, Township Clerk