

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE
MAY 19, 2021
REGULARLY SCHEDULED REGULAR GOVERNING BODY
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 – 022 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING ARTICLE XXIV "LIBRARY BOARD OF TRUSTEES" SECTION § 15-108 "MEMBERS; APPOINTMENT; TERM" OF THE REVISED GENERAL ORDINANCES OF WEST MILFORD

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

SECTION 1. Article XXIV Library Board of Trustees", Section § 15-108 Members, Appointment, Term is hereby amended to read as follows:

§ 15-108 Members; appointment; term.

- A. The Board of Trustees of the West Milford Township Library heretofore established in the Township shall continue, and the present members thereof shall continue until their respective terms expire. The Board of Trustees shall consist of seven members, one of whom shall be the Mayor, and one of whom shall be the Superintendent of Schools. The other five members shall be appointed by the Mayor, with the advice and consent of the Council, and at least four of five citizen members must reside within the Township. Upon the expiration of the term of office of any Trustee, the Mayor shall appoint a citizen for a term of five years in the same manner as the original appointment was made. Vacancies occurring in the Board of Trustees shall be filled for the unexpired term only, in the same manner as the original appointments are made.

SECTION 2. 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 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 as required by law and upon the posting of appropriate signs.

Introduced:

Adopted:

Effective Date:

ATTEST:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

William Senande, Township Clerk

By: _____
Michele Dale, Mayor

Township of West Milford
Passaic County, New Jersey

~ Ordinance 2021 – 023 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY, AMENDING ARTICLE VII, OFFICE OF ADMINISTRATION, CHAPTER 15-36 "PURCHASING PROCEDURES" TO ADD A NEW SECTION CHAPTER 15-36.1, ENTITLED "RESPONSIBLE BIDDER REQUIREMENTS" OF THE CODE OF THE TOWNSHIP OF WEST MILFORD

WHEREAS, pursuant to N.J.S.A. 40:48-1 et seq. the New Jersey Legislature delegated to municipalities the responsibility to promulgate regulations designed to promote the public health, safety, and welfare of its citizens; and

WHEREAS, the Township Council has determined that minimum requirements for all contractors bidding on publicly-funded projects are necessary; and

WHEREAS, a review of the Township Code demonstrates that there are currently no provisions for minimum requirements for all contractors bidding on publicly-funded projects; and

WHEREAS, the provisions of this ordinance are intended to supplement, not replace, existing contractor qualification and performance standards or criteria currently required by the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., other contracting provisions, or other legislative obligations set forth by the State of New Jersey; and

WHEREAS, the lowest bidder model promulgated by Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., does not take into consideration contractor's reputation, past performance, and workforce quality; and

WHEREAS, the Township Council has determined that it is necessary to amend the Township of West Milford Code to establish a method for the minimum requirements for all contractors bidding on publicly-funded projects, so that taxpayers get the quality that they deserve, and to ensure contractors meet local qualifications; and

WHEREAS, as a condition of performing work on a public construction project and/or construction projects, all bidders, shall comply with the Responsible Bidder Requirements to ensure that responsible and responsive contractors who provide the highest quality work in accordance with Township of West Milford standards are awarded public bids.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Milford, Passaic County, New Jersey, that Chapter 15-36 "Purchasing Procedures" shall be amended to add a new section Chapter 15-36.1, entitled "Responsible Bidder Requirements" to read as follows:

SECTION 1. Responsible Bidder Requirements

§ ____. Purpose.

- (1) The Township of West Milford solicits bids and/or proposals on many different types of construction contracts and therefore must take into account the qualifications of contractors and subcontractors due to the substantial taxpayer investments involved in the public construction project(s).
- (2) The Township of West Milford has the right to adopt licensing, regulations, and ordinances pursuant to Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq. to ensure the performance capabilities of prospective bidders

§ ____. Responsible Bidder Requirements.

- (1) All contractors and subcontractors that perform work on projects valued at or above \$250,000.00 or more shall meet the requirements of this article.

- (2) All contractors and subcontractors that employ more than 20 of laborers, inclusive of subcontractors, shall provide that at least 10% of such laborers have primary residence in the Township of West Milford.
- (3) The contractor shall confirm and verify its past performance and work history, current qualifications, and performance capabilities.
- (4) A contractor or subcontractor shall submit a Responsible Bidder Certification at the time it submits its bid for the contract work, and provide the information contained in sections 1-3 above.
 - a. If the contractor or subcontractor is not able to meet the percentage requirements set forth in section (2), they shall note that the specialized labor force needed to complete the project cannot be found in the Township of West Milford. The Township of West Milford may take that into consideration when deciding to award specific contracts.
- (5) If the Township of West Milford concludes that the qualifications and background of the prospective contractor or subcontractor are met, it shall issue a written notice that the contractor is a Responsible Bidder.
- (6) If the Township of West Milford concludes that the qualifications and background of the prospective contractor or subcontractor are not met, it shall issue a written notice that the contractor is a not Responsible Bidder, and shall thereafter conduct a review of the next lowest, Responsible Bidder or, if necessary, rebid the project.
- (7) A contractor or subcontractor shall submit a Responsible Bidder Certification each time it submits its bid.

§ ____. Penalties.

If the Township of West Milford determines that a contractor or subcontractor provides false or misleading material information that was provided knowingly or with reckless disregard for the truth, the bidder shall be subject to the penalties as outlined under N.J.S.A. 40A:11-34.

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

SECTION 3. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, 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 4. 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 5. This Ordinance shall take effect immediately upon final passage, approval, and publication as required by law.

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

Introduced:
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 - 024 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY FOR CREATING A NEW CHAPTER OF THE CODE OF THE TOWNSHIP OF WEST MILFORD FOR UNREASONABLE INTERFERENCE OF NOISE FROM COMMERCIAL CONSTRUCTION DURING NIGHTTIME HOURS AND WEEKENDS

WHEREAS, the Township of West Milford has an interest in promoting its citizens reasonable use of their property without unreasonable interference by commercial construction; and

WHEREAS, the disruption of commercial construction impacts the reasonable use of and quiet enjoyment of property and detracts from the use and enjoyment of such private property; and

WHEREAS, the Mayor and Township Council desire to mitigate noise at prescribed hours from power equipment or other noise producing activities; and

WHEREAS, the Mayor and Township Council recognize the need for commercial construction, but seek to limit large commercial projects during a small window of time on the weekends and overnight; and

WHEREAS, the Mayor and Township Council have concluded that such limitations are warranted, not unreasonable, and in the general public's best interest and welfare.

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

SECTION 1.

§ ____. Intent and Purpose.

The Township of West Milford has an interest in promoting its citizen's reasonable use of their property, without the unreasonable interference of noise from commercial construction during nighttime hours, and on weekends.

§ ____. Definitions.

As used in this section:

COMMERCIAL CONSTRUCTION — Shall mean and include anyone engaged in the business of cement or concrete contracting, either flat, form or wall work, or as a masonry contractor; or as a carpentry contractor; or as a general building contractor; or any person engaged in the business of construction, alteration or repair of buildings or other structures, including but not limited to electrical work, plumbing, roofing, siding, swimming pools, tennis courts, patios, pool decks, driveways, retaining walls, signs, billboards, sidewalks or street pavement; or anyone engaged in the business of demolishing or moving any building or buildings, in whole or part. Landscaping, including but not limited to the use of lawnmowers, gas powered leaf blowers, edging tools. Engaging in the construction, repair or alteration of any building, structure or street or sidewalk pavement for which a permit is required under any ordinance of the Township of West Milford, and/or construed as doing business as a contractor in the Township of West Milford.

CONSTRUCTION VEHICLES AND EQUIPMENT — Shall mean any truck, tractor, trailer, generator, compressor, power tools, pump, bulldozer, cement mixer or similar vehicle, lawnmower, leaf blower or equipment used in connection with the construction work being performed on the site, but shall not include passenger automobiles.

FULLY-ENCLOSED BUILDING — Shall mean any residential or commercial structure having a full roof, and on which all windows, entry and garage doors have been installed.

INTERIOR WORK — Shall mean any commercial construction covered by this section that is wholly performed in a fully-enclosed building with all windows, doors and garage doors in a closed position.
LEGAL HOLIDAYS — Shall mean New Year's Day, Memorial Day, July 4th, Labor Day, Thanksgiving Day, Christmas Eve Day and Christmas Day.

§ ____. Exemptions.

1. Owners or occupants of a building or structure who perform the work of a building contractor on such building or structure, provided that such owner or occupant performs and supervises his/her own work.
2. Building contractors employed by the Township or any of its agencies. Unless otherwise provided by law, builders, owners or occupants shall comply with all other rules and regulations established by this section.
3. Emergency waivers with respect to health, safety and welfare purposes.

§ ____. Rules and Regulations.

1. No building contractor shall permit any of the contractor's employees, principals, agents, or subcontractors to report to any work site in the Township, or to assemble or congregate on any public street in the vicinity thereof, prior to 15 minutes before the starting time set forth in paragraph 2 below, or to remain on the work site more than 15 minutes beyond the closing hour.
2. All construction and demolition activity, excluding emergency work, shall not be performed between the hours of 6:00 p.m. and 6:00 a.m. on weekdays and Saturdays.
3. All commercial construction and use of construction vehicles and equipment excluding emergency work, shall be prohibited on Sundays and Legal Holidays.
4. Notwithstanding the prohibitions contained above:
 - a) Owners or occupants of property who perform the work of a building contractor on their own building or structure or who perform interior work on fully enclosed buildings may perform such work on weekdays, Saturdays and Legal Holidays between the hours of 10:00 a.m. to 5:00 p.m.

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

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

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

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

SECTION 6. A copy of this Ordinance shall be immediately filed with the Secretary of State of the State of New Jersey.

INTRODUCED:
ADOPTED:
EFFECTIVE DATE:

ATTEST:

TOWNSHIP OF WEST MILFORD
COUNTY OF PASSAIC
STATE OF NEW JERSEY

William Senade, Township Clerk

By: _____
Michele Dale, Mayor

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 202 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO SPATIAL DATA LOGIC FOR SERVICES RELATED TO THE SUPPORT, PORTAL ACCESS, MAINTENANCE AND LICENSE FEES

WHEREAS, the Township has a need for services related to the maintenance and support of certain proprietary multi-departmental municipal management software programs, specifically Spatial Data Logic for the calendar year June 2021 - June 2022; and

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

WHEREAS, Spatial Data Logic, 285 Davidson Ave, Suite 302, Somerset, NJ 08873 has agreed to perform these services on behalf of the Township; and

WHEREAS, this contract is being awarded as a non-fair and open contract in the fixed amount of \$24,800 for the regular maintenance for the period from June 2021 to June 2022; and

WHEREAS, the Chief Financial Officer has certified the availability of the funds from various accounts as appropriated by the Governing Body in the 2021 Municipal Budget.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey approves the continuation of the maintenance, licenses, support and portal access with Spatial Data Logic as the owner of the software program.

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 203 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO BRIAN MURPHY ARCHITECT, LLC FOR CONCEPTUAL DESIGN TO SEPARATE THE WESTBROOK PARK TEEN CENTER UPPER AND LOWER LEVEL

WHEREAS, the Township of West Milford has a need for a conceptual design to determine the use, occupancy egress, and the proper code compliant modifications that are required to permit the closure of the interior stair access from lower level to upper level at the Westbrook Park Teen Center; and

WHEREAS, the closure will facilitate the lease of the upper level to an alternative entity and create a lower level space with one exit; and

WHEREAS, a proposal was requested and received from Brian Murphy Architect LLC for the preparation of a conceptual plan to permit the closure of the interior stair access from the lower level to the upper level; and

WHEREAS, the Local Public Contracts law (N.J.S.A. 40AL11-1, et seq.) requires that the resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for these services to be encumbered from account number 01-201-28-375-600.

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

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Brian Murphy Architect, LLC, 179 Cahill Cross Road, Suite 202, West Milford, NJ 07480, for professional architectural services for determining use, occupancy egress, and the proper code compliant modifications required to permit the closure of the interior stair access from lower level to upper level in an amount not to exceed \$1,250.00.
2. This contract is awarded as "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the Local Public Contracts Law.
3. The total fee authorized for this contract shall not exceed \$1,250.00, without prior written approval of the Township Council.
4. That 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: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 204 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO MIKE FITZPATRICK CONTRACTORS, INC FOR THE BUBBLING SPRINGS BALLFIELD RECONSTRUCTION PROJECT

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on April 30, 2021 at 10:00 am for Bubbling Springs Ballfield Reconstruction Project; and

WHEREAS, the Township of West Milford received three (3) bids for this contract; and

WHEREAS, said bid has been duly reviewed and analyzed by the Director Community Services & Recreation and the Township Attorney; and

WHEREAS, the bid received from the lowest bidder, Mike Fitzpatrick Contractors, Inc. is complete; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 04-215-55-830-003.

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 awards a contract to Mike Fitzpatrick Contractors, Inc. in an amount not to exceed \$109,222.50.
2. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with Mike Fitzpatrick Contractors, Inc. in accordance with its bid for said Bubbling Springs Ballfield Reconstruction Project in the Township of West Milford.
3. The Township's Chief Financial Officer has certified the availability of funds for same.
4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 205 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE TAX COLLECTOR TO ISSUE ESTIMATED TAX BILLS FOR THE THIRD QUARTER INSTALLMENT OF 2021 TAXES

WHEREAS, N.J.S.A. 54:4-66.3, pursuant to Section 3 of P.L. 1994 c. 72 and 54:4-66.2, the Township Council of the Township of West Milford has determined that the Tax Collector will be unable to complete the mailing and delivery of the tax bills by June 15, 2021 due to the absence of a certified tax rate; and

WHEREAS, The Tax Collector, in consultation with the Chief Financial Officer, has computed an estimated tax levy in accordance with N.J.S.A. 54:4-66.3 and they have both signed a certification showing the tax levies for the previous year, and the range of permitted estimated tax levies; and

WHEREAS, in accordance with Chapter 72, P.L. 1994, the Tax Collector requests the Council to approve the estimated tax levy of \$106,590,530 at a tax rate of \$3.905; which is between the mandated estimated range proposed by the Local Government Services. Approval will enable the Township to meet its financial obligations, maintain the tax collection rate, and provide uniformity for tax payments and save the unnecessary cost of interest expenses on borrowing.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of West Milford, County of Passaic, State of New Jersey, hereby authorizes that:

1. The Tax Collector of the Township of West Milford is hereby authorized and directed to prepare and issue estimated tax bills for the Township of West Milford for the third quarter installment of 2021 taxes.
2. The entire estimated tax levy for 2021 is hereby set at \$106,590,530. The estimated tax rate for 2021 is hereby set at \$3.905.
3. In accordance with the law, the third quarter installment of 2021 taxes shall not be subject to interest until the later of August 10 or the twenty-fifth calendar day after the date the estimated bills were mailed. The estimated tax bills shall contain a notice specifying the date on which interest may begin to accrue.

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to the Tax Collector and Chief Financial Officer of the Township of West Milford for their records.

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 206 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY FOR THE CANCELLATION OF MUNICIPAL ALLIANCE GRANT FOR 2019 AND 2020, TAKE VAPE AWAY GRANT, NJACCHO COVID 19 GRANT, ANJEC GRANT AND CDBG ELEVATOR 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:

Municipal Alliance Grant 2019	\$ 19,562.63
Municipal Alliance Grant 2020	\$ 23,030.00
Take VAPE Away Grant	\$ 3,000.00
NJACCHO COVID 19 Grant	\$ 3.31
ANJEC Grant	\$ 180.73
CDBG Elevator Grant	\$ 16,534.55

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 207 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING A SINGLE DAY EVENT FOR THE COLLECTION OF TIRES AND WAIVING OF THE FEE AT THE TOWNSHIP RECYCLING CENTER AND THE TOWNSHIP DROP OFF CENTER

WHEREAS, the Township operates a Recycling Drop Off Center for the convenience of local residents as well as to provide a location for the collection and disposal of specialized recyclable materials; and

WHEREAS, the collection of car and light truck tires for this single day event at the Township's Recycling Drop Off Center will be for a maximum of 400 car and light truck tires, without a fee, which will be collected on a first come first serve basis, with a limit of 4 tires per household,. This would help to eliminate tires being thrown out throughout the Township; and

WHEREAS, the Township Administrator, Director of Public Works and Recycling Coordinator recommend that the following collection of car and light truck tires be advertised for this single day event at the Recycling Center on Saturday, June 26, 2021.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey that the following single day event for a no fee tire collection at the Recycling drop off Center be approved.

1. For the established day of Saturday, June, 26th 2021 for the car and light truck tire collection event the fees would be waived.
2. The single day tire collection event will begin at 8 a.m. and end at 2 p.m. on the established day or until such time the 400 hundred tire limit has been achieved.
3. This single day event, will utilize funding from the Recycling Tonnage Grant, not to exceed \$800.00.
4. Proof of residency is required.

BE IT FURTHER RESOLVED that certified copies of this Resolution be provided to the Director of Public Works for his advertisement and implementation and that the above changes not occur until the public has been advised through a direct mailing as well as electronic means.

Adopted: May 19, 2021

Adopted this 19th day of May 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 208 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE RENEWAL OF PLENARY RETAIL CONSUMPTION LICENSES (ACTIVE) FOR THE 2021- 2022 LICENSE YEAR

WHEREAS, applications for renewal of Plenary Retail Consumption Licenses for the 2021-2022 License year have been processed on the ABC POSSE website and reviewed; and

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

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

1. The submitted applications are complete in all respects.
2. The applicants are qualified to be licensed according to all statutory, regulatory and local governmental A.B.C. laws and regulations.
3. The applicants have disclosed to the issuing authority the source of all additional financing obtained in the previous license year.

WHEREAS, the Police Department has recommended that the licenses be renewed to the current owners.

NOW, THEREFORE, BE IT RESOLVED that the Township Clerk is directed to issue and deliver the license certificate for the Mayor and Township Council of the Township of West Milford.

2021-2022 ACTIVE LICENSES	
LICENSEE	LICENSEE
THE 2236 CORPORATION t/a Elks Lodge 1860 Union Valley Road, West Milford, NJ 07480 1615-33-031-001	STAMMY LLP t/a Country Cottage Restaurant & Bar 1745 Macopin Road, West Milford, NJ 07480 1615-33-015-010
M&M DISCOUNT LIQUORS LLC t/a M&M Discount Liquors 574A Macopin Road, West Milford, NJ 07480 1615-33-009-007	JAMES ANTHONY DELI & RESTAURANT INC. t/a Greenwood Lake Discount Liquors & Pub 2019 Greenwood Lake Turnpike, Hewitt, NJ 07421 1615-33-021-005
AMERICAN LEGION POST #289 t/a American Legion Post #289 177 Lincoln Avenue, West Milford, NJ 07480 1615-31-037-001	MEP VENTURES, LLC t/a Vault Liquors 1618 Union Valley Road, West Milford, NJ 07480 1615-33-032-012

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 209 ~

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: Click It or Ticket Campaign;	\$6,000.00
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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 Click It or Ticket Campaign:	\$6,000.00
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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: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 210 ~

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) **2021-211** – Refund of Recreation Fees
- b) **2021-212** – Authorize Reinstatement of Taxes
- c) **2021-213** – Cancel Overpayment
- d) **2021-214** – Reissue to Proper Party

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 - 211 ~

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:

COED VOLLEYBALL			
\$40.00	Pete Orlando 16 Yellowstone Ave Hewitt, NJ 07421	\$80.00	Silvia Feldman 38 Longhouse Drive Hewitt, NJ 07421
SPRING REC SOCCER			
\$55.00	Megan Rinaldi 37 Adelaide Terrace West Milford, NJ 07480	Price	Make check to
SKATEBOARD CLINIC			
\$35.00	Bonnie Nordlinger 34 Manchester Ct. Wayne, NJ 07470		
SENIOR BOB ROSS PAINTING			
\$35.00	Marge Dooley 41 Red Barn Lane West Milford, NJ 07480		

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 212 ~

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

BLOCK/LOT	NAME	AMOUNT	YEAR
07801-055.07	Nancy J. Decker	\$2,100.00	2021
13807-003	Doreen Shoba	\$232,300.00	2021
15401-019	Einrenhofer John	\$2,089.00	2021
12001-030	David Lowell	\$2,721.00	2020/2021
00408-017	Plains Commerce Bank	\$2,066.00	2021
09703-006	Qudsia Bakhtyar	\$2,133.00	2021
12901-005	Caryle Allison	\$4,603.00	2021
05010-002	Michael Bell	\$2,757.00	2021
00601-04	Anna Su	\$2,160.60	2021
04901-034	Nigel W. Turner	\$3,467.00	2021
TOTALS		\$256,396.60	

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 213 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING RESOLUTION 2021-173“REFUND OF OVERPAYMENT” ADOPTED APRIL 21, 2021 TO CANCEL OVERPAYMENT TO BLOCK 03005 LOT 008 AND REISSUE TO PROPER PARTY

WHEREAS, Resolution 2021-173 “Refund of Overpayment” adopted on April 21, 2021 as shown below issued a check refund of over payment to FIG NJ19 LLC on Block 03005-008; and

WHEREAS, the check issued was to the incorrect party; and

WHEREAS, upon the recommendation of the Collector of Taxes that Resolution 2021-173 be amended to cancel the refund check issued to FIG NJ19 LLC on Block 03005 Lot 008; and

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized to cancel the check issued to FIG NJ19 LLC as crossed out and 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
02406-004	Matthew Weaver 94 Upper Greenwood Lake Rd Hewitt, NJ 07421	\$1,040.00	2021	2
00604-004	Monnett, Raymond & Grecco, M 71 Witte Rd Hewitt, NJ 07421	\$300.37	2021	6
02006-004	Fig NJ19 LLC P.O. Box 54472 New Orleans, LA 70154	\$1,436.00	2021	1
03005-008	FIG NJ19 LLC P.O. Box 54472 New Orleans, LA 70154	\$1,899.15	2021	4
Total		\$4,675.52		

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2021 – 214 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING RESOLUTION 2021-173 "REFUND OF OVERPAYMENT" ADOPTED APRIL 21, 2021 TO CANCEL OVERPAYMENT TO BLOCK 03005 LOT 008 AND REISSUE TO PROPER PARTY

WHEREAS, Resolution 2021-173 "Refund of Overpayment" adopted April 21, 2021 was paid to FIG NJ19 LLC on Block 03005 Lot 008; and

WHEREAS, upon the recommendation of the Collector of Taxes that Resolution 2021-173 be amended to cancel the check to FIG NJ19 LLC on Block 03005 Lot 008 and reissue to Investa Funding LLC as listed below.

NOW, THEREFORE BE IT RESOLVED, that the proper officers be and they are hereby authorized to cancel the check to FIG NJ19 LLC and reissue a check to Investa Funding LLC as listed below:

REASON: INSUFFICIENT FUNDS

BLOCK/LOT	NAME	AMOUNT	YEAR	Reason
03005-008	FIG NJ19 LLC P.O. Box 54472 New Orleans, LA 70154	\$1,899.15	2021	Wrong Party
03005-008	Investa Funding LLC Christiana Trust as Custodian For GSRAN-Z, LLC 2020 Howell Mill Road, STE C-513 Atlanta, GA 30318	\$1,899.15	2021	Reissue payment to correct party
Total		\$1,899.15		

This resolution shall take effect immediately.

Adopted: May 19, 2021

Adopted this 19th day of May, 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 – 215 ~

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	\$459,837.99
3	Reserve Account	5,249.19
2	Grants	1,170.40
6	Refunds	1,863.00
1	General Ledger	144.25
26	Refuse	8,250.00
4	Capital	935.80
19	Animal Control	0.00
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	22,250.04
19	Scala Trust	0.00
16	Development Escrow	4,080.00
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	0.00
Total		\$503,780.67
Less Refund Resolution		-1,863.00
Actual Bills List		\$501,917.67
Other Payments		
Payroll		\$488,938.56
Treasurer, State of NJ permit		150.00
Enterprise Lease		22,074.32
Total Expenditures		\$1,013,080.55

Adopted: May 19, 2021

Adopted this 19th day of May, 2021
and certified as a true copy of an original

William Senande, Township Clerk