

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE DECEMBER 7, 2016
REGULARLY SCHEDULED WORKSHOP 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

~ Resolution No. 2016 – 367 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 7th day of December 2016 that:

1. Prior to the conclusion of this **Workshop Meeting**, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
 - () b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
 - () b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
 - () b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
 - () b. (4) A collective bargaining agreement including negotiations.
 - () b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
 - () b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
 - (X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege.
 - Contracts – CFO Position
 - Attorney-Client Privilege - MUA
 - Attorney-Client Privilege - Helping People Help Themselves
 - Litigation - Newark Tax Appeals
 - () b. (8) Personnel matters.
 - () b. (9) Deliberations after a public hearing that may result in penalties.
2. The time when the matter(s) discussed pursuant to Paragraph 1 hereof can be disclosed to the public is as soon as practicable after final resolution of the aforesaid matter(s).

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2016 - 368 ~

**RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF
NEW JERSEY AUTHORIZING THE ACCEPTANCE OF A DRIVE SOBER OR GET PULLED OVER
2016 YEAR END HOLIDAY CRACKDOWN GRANT**

WHEREAS, statistics show that there are increased incidences of impaired driving during the "holiday seasons"; 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 municipality's; 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 holiday season; and

WHEREAS, the project will involve increased impaired driving enforcement from December 9, 2016 through January 1, 2017; 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 Drive Sober or Get Pulled Over 2016 Statewide Crackdown Grant in the amount of \$5,000.00

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2016 – 369 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EXECUTION OF CONTRACTS WITH PSE&G FOR THE ENERGY CONSERVATION PROGRAM TO REDUCE ENERGY CONSUMPTION IN MUNICIPAL-OWNED FACILITIES

WHEREAS, Gary Bell, the Program Administrator at Facility Solutions Group for the PSE&G Direct Install Program gave a presentation to the Governing Body on November 9, 2016 for reducing energy consumption in municipal-owned facilities; and

WHEREAS, the proposed program would be specifically related to the lighting fixtures in the township buildings; and

WHEREAS, an audit was conducted by PSE&G to update the lighting fixtures within multiple municipal buildings within the township; and

WHEREAS, the governing body gave consensus for such a program; and

WHEREAS, as each audit is approved, the applicable agreement will be executed and distributed as appropriate; and

WHEREAS, PSE&G will cover approximately 70% and the township will cover approximately 30% of the overall cost of \$40,710 at 0% interest over a three-year period through the Township's utility bill; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford does hereby agree to enter into the PSE&G Direct Install Program contract for installation and repayment as detailed in the contract on file in the Township Clerk's Office.

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2016 - 370 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AWARDING A CONTRACT FOR MARKETING OF RECYCLABLES TO TRINITY RECYCLING

WHEREAS, the Township of West Milford requested proposals for the Marketing of Recyclables which included a request for a rebate based on a percentage of the Official Board Markets (OBM) ("Yellow Sheets") high published price (New York Area) with a per ton floor price for various grades of recyclables with the exception of the commingled recyclables having no commonly recognized index and received proposals from two firms; and

WHEREAS, the Coordinator of Recycling and Solid Waste has reviewed the proposals received and recommends award of a contract for the period of January 1, 2017 until December 31, 2017 with options to extend the contract for an additional two years, for the Marketing of Recyclables to Trinity Recycling of N.J. subject to the contract form being approved by the Township Attorney.

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

1. The Township Council hereby authorizes the Mayor and Township Clerk to execute a contract with Trinity Recycling of N.J., Inc. for the Marketing of Recyclables.
2. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2016 - 371

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF FENCING FOR BALL FIELDS AT BUBBLING SPRINGS TO A BETTER FENCE COMPANY INC. IN ACCORDANCE WITH THE TOWNSHIP'S PURCHASING POLICIES IN AN AMOUNT NOT TO EXCEED \$17,800.00

WHEREAS, the Township Council of the Township of West Milford did adopt ordinance 2013-020 to create the position of Qualified Purchasing Agent in the municipality and they did subsequently adopt resolution 2013-330 appointing a Qualified Purchasing Agent (QPA) and increasing the bid threshold to \$36,000; and

WHEREAS, as a condition to the increase in the bid threshold, the Council did establish a policy whereby a resolution shall be presented for their consideration for any purchase in excess of the former bid threshold of \$17,500 and that the purchase shall warrant a minimum of three quotations; and

WHEREAS, the Township Director of Community Services & Recreation has solicited and received three (3) quotes for installation of backstops and fencing at Bubbling Springs Park, and

WHEREAS, the Township Director of Community Services & Recreation recommends the purchase to the lowest bidder A Better Fence Company, Inc.; and

WHEREAS, the total aggregate of purchases for this fencing from A Better Fence Company Inc. will not exceed the bid threshold in an amount not to exceed \$17,800.00 and,

WHEREAS, the Township's Qualified Purchasing Agent has reviewed the recommendation and confirmed that the purchase is in compliance with the New Jersey Local Public Contracts Law; and

WHEREAS, the Chief Financial Officer has certified that funds are available for these services and shall come from account numbers 02-213-417-460-01 and 01-201-283-716-86; 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 they do hereby authorize the Director of Community Services & Recreation to execute the purchase order with A Better Fence Company Inc., 135 Center Street, West Milford, NJ for fencing at Bubbling Springs at a cost not to exceed \$17,800.00.

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2016 – 372 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF PURCHASE OF EQUIPMENT AND CHANGEOVERS FOR ONE (1) 2017 POLICE INTERCEPTOR SEDAN AWD BY STATE CONTRACT #83917, #83927 AND #81334 TO ATLANTIC COMMUNICATIONS

WHEREAS, the Township wishes to equip and changeover equipment in one (1) 2017 Police Interceptor Sedan AWD; and

WHEREAS, the Township Chief of Police has provided a recommendation to award this contract through the State Contract #83917, #83927 and #81334 to Atlantic Communications; and

WHEREAS, the total amount of the contract shall not exceed \$9,321.42; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these services, said funds to be encumbered from account number 01-201-25-240-900.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic and State of New Jersey that they do hereby authorize the Chief of Police to engage the services of Atlantic Communications, 664 Route 15 South, Lake Hopatcong, NJ to equip and changeover equipment in one (1) 2017 Police Interceptor Sedan AWD, in an amount not to exceed \$9,321.42, through State Contract #83927, #83917 and #81334 and to execute a purchase order for same.

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

TOWNSHIP OF WEST MILFORD

Passaic County, New Jersey

~ Resolution 2016 – 373~

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 2016 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 2016 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:
2016 Drive Sober or Get Pulled Over Year End Campaign ; \$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
2016 Drive Sober or Get Pulled Over Year End Campaign : \$5,000.00

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

Adopted: December 7, 2016

Adopted this 7th day of December 2016
and certified as a true copy of an original

Antoinette Battaglia, Township Clerk

Township of West Milford
Passaic County, New Jersey

~ Resolution 2016 - 374 ~

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. 40:4 - 58

WHEREAS, there appears to be a surplus in the 2016 appropriation over and above the demand deemed to be necessary for the balance of the year:

APPROPRIATION	ACCOUNT NUMBER	TRANSFER PROPOSAL
Treasurer S&W	201-20-130-101	\$12,000.00
Recreation Programs S&W	201-28-370-101	8,500.00
Public Health O.E.	201-27-330-446	3,700.00
TOTAL TRANSFERS OUT		\$24,200.00

WHEREAS, there appears to be insufficient funds in the following appropriations to meet the demands thereon for the balance of the 2016 budget year, and

APPROPRIATION	ACCOUNT NUMBER	TRANSFER PROPOSAL
Police Communications S&W	201-25-243-101	\$8,000.00
Emergency Management S&W	201-25-252-101	2,500.00
Public Health S&W	201-27-330-101	8,700.00
Fire Administration LODD	201-25-266-901	5,000.00
TOTAL TRANSFERS IN		\$24,200.00

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 2016 appropriations 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 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2016 – 375 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2016

WHEREAS, applications have been made for the new licenses and the renewal of various Licenses for the 2016 license year; and

WHEREAS, reports of recommendation have been received from applicable Township Departments recommending the issuance of said licenses as listed below.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford does hereby approve the issuance of 2016 Licenses as listed below and;

License No.	2017 POOL TABLE LICENSES
2017-04	J&S Investments LLC, J&S Roadhouse
License No.	2017 TAXI OWNER LICENSES
2017-01	Douglas Business Services Inc., Douglas Townsend
2017-02	AAA Limo & Transportation LLC, Ralph Gorthey
2017-03	S&J Limo Service Inc., John Karwoski
License No.	2017 TAXI DRIVER LICENSE
2017-01	Douglas Townsend
2017-02	Ralph Gorthey
2017-03	John Karwoski
License No.	2017 CLOTHING BINS
2017-13	Synergy In-Kind Donation Management Inc. West Milford Presbyterian Church
2017-14,15	Goodwill Industries of Greater NY & Northern NJ West Milford Recycling Center – 2 bins
2017-16 2017-17,18 2017-19 2017-20 2017-21	Planet Aid 1850 Route 23 N. West Milford 30 Lycosky Road – 2 bins 3042 Route 23, Oak Ridge 3051 Route 23, Oak Ridge 555 Warwick Tpk, Hewitt

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2016 - 376 ~

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

BE IT RESOLVED, by the Township Council of the Township of West Milford that, based upon the report and request of the Planning Department the following Escrow monies be refunded:

Name & Address	Application No.	Amount of Escrow	Amount Refunded
David Liverance 63 Poplar Grove Terrace West Milford, NJ 07480	PB-09-15-02	\$1,500.00	\$110.46
TOTAL			\$110.46

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2016 - 377 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REDUCTION OF PLANNING DEPARTMENT PERFORMANCE BOND ESCROW MONIES

BE IT RESOLVED, by the Township Council of the Township of West Milford that, based upon the report and request of the Planning Department the following Escrow monies be refunded:

Name & Address	Block & Lot	Amount Performance Bond	Amount Retained	Amount of Escrow	Amount Refunded
John Aiello 828 East Shore Road West Milford, NJ 07480	4402 / 1	\$120,452.40	\$30,000.00	\$90,452.40	\$90,452.40
TOTAL					\$90,452.40

Adopted: December 7, 2016

Adopted this 7th day of December, 2016 and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2016 – 378 ~

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

Winter Recreation Basketball		
Jayden	\$75.00	Damian Mericka 37 Stephens Road, Apt C-301 West Milford, NJ 07480
Winter Recreation Basketball		
Alizah & Arianna Morran	\$160.00	Charley Morran 27 Hamilton Drive Hewitt, NJ 074221
Winter Recreation Basketball		
Vincent	\$80.00	Lisa D'Andrea 23 Albertine Place Oak Ridge, NJ 07438
Winter Recreation Basketball		
Matthew	\$90.00	Monty Dellapi 16 Land of Oaks Drive Oak Ridge, NJ 07438
Travel Basketball		
Jennifer	\$95.00	Anne Scala 1888 Macopin Road West Milford, NJ 07480
Travel & Winter Recreation Basketball		
Thor	\$265.00	Vicky Stanley 234 Morsetown Road West Milford, NJ 07480

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2016 - 379 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING TRANSFER OF ESCROW MONIES TO THE TOWNSHIP GENERAL FUND

BE IT RESOLVED, by the Township Council of the Township of West Milford that, based upon the report and request of the Planning Department the following Escrow monies be refunded:

Name & Address	Application No.	Amount of Refund
Township of West Milford 1480 Union Valley Road West Milford, NJ 07480 Kenneth Hudacko	16-288-56-701-002 0010-1795	\$ 2,283.06
D.T. Allen Contracting Co. Random Woods Prospect Development Corp	16-288-56-701-238 9900-17954	\$ 7,858.56
TOTAL		\$10,141.62

Adopted: December 7, 2016

Adopted this 7th day of December, 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2016 – 380 ~

RESOLUTION APPROVING THE PAYMENT OF BILLS

WHEREAS, the Township Treasurer has submitted to the members of the Township Council a report listing individual disbursement checks prepared by his office in payment of amounts due by the Township.

NOW, THEREFORE, BE IT RESOLVED that the Township Treasurer's report of checks prepared by him be approved and issued as follows:

Acct #	Account Name	Amount
1	Current Account	\$537,878.08
3	Reserve Account	302.68
2	Grants	37,933.87
6	Refunds	103,158.97
1	General Ledger	0.00
26	Refuse	133,457.20
4	Capital	1,442,397.35
19	Animal Control	2,439.04
19	Heritage Trust	0.00
19	Open Space Trust	0.00
19	Trust	24,942.61
19	COAH	0.00
16	Development Escrow	10,271.75
19	Tax Sale Trust	0.00
21	Assessment Trust	
	Special Reserve	
Total		\$2,292,781.55
	\$Less Refund Resolution	-103,158.97
	Actual Bills List	\$2,189,622.58
	Other Payments	
	Payroll	\$522,972.74
	BOE	4,505,630.00
	Treasurer State of NJ, Dog Report	43.80
	DCRP	504.96
	SS/MED	24,312.92
	Total Expenditures	\$7,243,087.00

Adopted: December 7, 2016

Adopted this 7th day of December 2016
and certified as a true copy of an original.

Antoinette Battaglia, Township Clerk