

TOWNSHIP OF WEST MILFORD

THE FOLLOWING COMPRISES THOSE DOCUMENTS
SUBMITTED TO THE TOWNSHIP COUNCIL FOR
CONSIDERATION AND ACTION AT THE MARCH 15, 2023
REGULARLY SCHEDULED REGULAR MEETING.

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

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

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

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

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 134 ~

MOTION FOR EXECUTIVE SESSION

BE IT RESOLVED by the Township Council of the Township of West Milford on the 15th day of March 2023 that:

1. Prior to the conclusion of this **Regular 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
 - Attorney-Client Privilege – B&B Organic Waste Recycling LLC
 - () 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: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Ordinance 2023 - 006 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY CREATING WITHIN PART II, GENERAL LEGISLATION, CHAPTER 286 TO BE ENTITLED, "REGISTRATION OF FORECLOSURE MORTGAGE PROPERTIES;" PROVIDING FOR PURPOSE, INTENT AND APPLICABILITY OF THE ORDINANCE REQUIRING THE REGISTRATION AND MAINTENANCE OF CERTAIN REAL PROPERTY BY MORTGAGEES; PROVIDING FOR PENALTIES AND ENFORCEMENT, AS WELL AS THE REGULATION, LIMITATION AND REDUCTION OF REGISTRABLE REAL PROPERTY WITHIN THE TOWNSHIP

WHEREAS, the Township Council desires to protect the public health, safety, and welfare of the citizens of the incorporated area of the Township of West Milford and maintain a high quality of life for the citizens of the Township through the maintenance of structures and properties in the Township; and

WHEREAS, the Council recognizes properties subject to foreclosure action or foreclosed upon (hereinafter referred to as "Registrable Properties") located throughout the Township lead to a decline in community and property value; create nuisances; lead to a general decrease in neighborhood and community aesthetic; create conditions that invite criminal activity; and foster an unsafe and unhealthy environment; and

WHEREAS, the Council has already adopted property maintenance codes to regulate building standards for the exterior of structures and the condition of the property as a whole; and

WHEREAS, the Council recognizes in the best interest of the public health, safety, and welfare a more regulated method is needed to discourage Registrable Property Mortgagees from allowing their properties to be abandoned, neglected or left unsupervised; and

WHEREAS, the Council has a vested interest in protecting neighborhoods against decay caused by Registrable Property and concludes that it is in the best interests of the health, safety, and welfare of its citizens and residents to impose registration requirements of Registrable Property located within the Township to discourage Registrable Property and Mortgagees from allowing their properties to be abandoned, neglected or left unsupervised; and

WHEREAS, pursuant to N.J.S.A. 40:48-2, the Council is authorized to enact and amend ordinances as deemed necessary for the preservation of the public health, safety and welfare and as may be necessary to carry into effect the powers and duties conferred and imposed upon the Township by law; and

WHEREAS, pursuant to P.L. 2021, c. 444, the Council is authorized to adopt or amend ordinances creating a property registration program for the purpose of identifying and monitoring residential and commercial properties within the Township for which a summons and complaint in an action to foreclosure on a mortgage has been filed, regulate the care, maintenance, security and upkeep of such properties, and impose a registration fee on the creditor of such properties.

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP the Township Council finds that the implementation of the following changes and additions will assist the Township in protecting neighborhoods from the negative impact and conditions that occur as a result of vacancy, absentee ownership, and lack of compliance with existing Township regulations and laws.

- (a) That the foregoing "WHEREAS" clauses are hereby ratified and confirmed as being true and correct and are hereby made a specific part of this Ordinance upon the adoption hereof.

- (b) That the Council does hereby amend the Township Codified Ordinances by creating within Title II, Chapter 286, entitled "Registration of Foreclosure Mortgage Properties" to read as follows.

SECTION 1. Chapter 286, "REGISTRATION OF FORECLOSURE MORTGAGE PROPERTIES" is created to read as follows:

PART II, CHAPTER 286. REGISTRATION OF FORECLOSURE MORTGAGE PROPERTIES

§286-1 PURPOSE AND INTENT.

It is the purpose and intent of the Council to establish a process to address the deterioration, crime, and decline in value of Township neighborhoods caused by property with foreclosure mortgages located within the Township, and to identify, regulate, limit and reduce the number of these properties located within the Township. It has been determined that there exist within the Township structures and vacant lots which are or may become in the future substandard with respect to structural integrity, equipment or maintenance or, further, that such conditions, including but not limited to structural deterioration; lack of maintenance of exterior premises and vacant lots; infestation; existence of fire hazards, constitute a menace to the health, safety, welfare and reasonable comfort of the citizens and inhabitants of the Township. It is further found and declared that, by reason of lack of maintenance and ensuing progressive deterioration, certain properties have the further effect of creating blighting conditions and that, if the same are not curtailed and removed, the aforesaid conditions will grow and spread and will necessitate in time the expenditure of large amounts of public funds to correct and eliminate the same and that, by reason of timely regulations and restrictions as herein contained, the growth of blight may be prevented and the neighborhood and property values thereby maintained, the desirability and amenities of dwellings and neighborhoods enhanced, and the public health, safety and welfare protected and fostered. It is the Council's further intent to establish a registration program as a mechanism to help protect neighborhoods from becoming blighted through the lack of adequate maintenance of properties that are in Foreclosure or Foreclosed, and to provide a mechanism to avert foreclosure actions through timely intervention, education, or counseling of property Owners.

§286-2 DEFINITIONS

The following words, terms, and phrases, when used in this chapter, shall have the meanings ascribed to them in this section, except where the context clearly indicates a different meaning.

Enforcement Officer shall mean any law enforcement officer, building official, zoning inspector, code enforcement officer, fire inspector, building inspector, or other person authorized by the Township to enforce the applicable code(s).

Evidence of Vacancy shall mean any condition that on its own, or combined with other conditions present, would lead a reasonable person to believe that the property is vacant. Such conditions may include, but are not limited to: overgrown and/or dead vegetation; past due Utility notices and/or disconnected Utilities; accumulation of trash junk or debris; abandoned vehicles, auto parts and/or materials; the absence of furnishings and/or personal items consistent with habitation or occupancy; the presence of an unsanitary, stagnant swimming pool; the accumulation of newspapers, circulars, flyers and/or mail; statements by neighbors, passers-by, delivery agents or government agents; and/or the presence of boards over doors, windows or other openings in violation of applicable code.

Foreclosure or Foreclosure Action shall mean the legal process by which a Mortgagee, or other lien holder, terminates or attempts to terminate a property Owner's equitable right of redemption to obtain legal and equitable title to the Real Property pledged as security for a debt or the Real Property subject to the lien. This definition shall include, but is not limited to, a complaint and summons filed with respect to foreclosure on a mortgage, a lis pendens filed against it by the lender holding a mortgage on the property, a deed-in-lieu of foreclosure, sale to the mortgagee or lien holder, certificate of title and all other processes, activities and actions, by whatever name, associated with the described process. The legal process is not concluded until the property obtained by the Mortgagee, lien holder, or their designee, by

certificate of title, or any other means, is sold to a non-related bona fide purchaser in an arm's length transaction to satisfy the debt or lien.

Mortgagee shall mean the creditor, including but not limited to, trustees; mortgage servicing companies; lenders in a mortgage agreement; any agent, servant, or employee of the creditor; any successor in interest; or any assignee of the creditor's rights, interests or obligations under the mortgage agreement; or any other person or entity with the legal right to foreclose on the Real Property, excluding governmental entities as assignee or owner.

Owner shall mean every person, entity, or Mortgagee, who alone or severally with others, has legal or equitable title to any Real Property as defined by this Chapter; has legal care, charge, or control of any such property; is in possession or control of any such property; and/or is vested with possession or control of any such property. The Property Manager shall not be considered the Owner.

Property Manager shall mean any party designated by the Owner as responsible for inspecting, maintaining and securing the property as required in this Chapter.

Real Property shall mean any residential or commercial land and/or buildings, leasehold improvements and anything affixed to the land, or portion thereof identified by a property parcel identification number, located in the Township limits.

Registrable Property shall mean any Real Property located in the Township, whether vacant or occupied, that is subject to an ongoing Foreclosure Action by the Mortgagee or Trustee, has been the subject of a Foreclosure Action by a Mortgagee or trustee and a judgement has been entered, or has been the subject of a Foreclosure sale where the title was transferred to the beneficiary of a mortgage involved in the Foreclosure and any properties transferred under a deed in lieu of foreclosure/sale. The designation of a "foreclosure" property as "registrable" shall remain in place until such time as the property is sold to a non-related bona fide purchaser in an arm's length transaction or the Foreclosure Action has been dismissed.

Registry shall mean a web-based electronic database of searchable real property records, used by the Township to allow Mortgagees the opportunity to register properties and pay applicable fees as required in this Chapter.

Annual Registration shall mean twelve (12) months from the date of the first action that requires registration, as determined by the Township, or its designee, and every subsequent twelve (12) months the property is Registrable. The date of the initial registration may be different than the date of the first action that required registration.

Utilities and Services shall mean any utility and/or service that is essential for a building to be habitable and/or perform a service necessary to comply with all Township codes. This includes, but is not limited to, electrical, gas, water, sewer, lawn maintenance, pool maintenance, and snow removal.

Vacant as used in this Article shall mean any parcel of land in the Township that contains any building or structure that is not lawfully occupied or inhabited by human beings. A property also shall be deemed vacant if it is occupied without a valid, unexpired certificate of occupancy or other written authorization for occupancy as may be required by Applicable Laws.

§286-3 APPLICABILITY AND JURISDICTION

This Chapter applies to Foreclosing or Foreclosed property within the Township.

§286-4 ESTABLISHMENT OF A REGISTRY

Pursuant to this section and as set forth within the provisions of Section 285, the Township, or its designee, shall establish a registry cataloging each Registrable Property within the Township, containing the information required by this Chapter.

No less than 20 percent of any money collected shall be utilized by the municipality for municipal code enforcement purposes.

§286-5 INSPECTION AND REGISTRATION OF REAL PROPERTY UNDER FORECLOSURE

- (a) Any Mortgagee who holds a mortgage on Real Property located within the Township shall perform an inspection of the property upon the filing of a Foreclosure Action or any evidence of an existing foreclosure action or lien holder has obtained ownership of the real property by the Mortgagee.
- (b) Property inspected pursuant to subsection (a) above that remains in Foreclosure, shall be inspected every thirty (30) days by the Mortgagee or Mortgagee's designee. If an inspection shows a change in the property's occupancy status the Mortgagee shall, within ten (10) days of that inspection, update the occupancy status of the property registration.
- (c) Within ten (10) days of the date any Mortgagee files a Foreclosure Action, the Mortgagee shall register the Real Property with the Township Registry, and, at the time of registration, indicate whether the property is Vacant, and if so shall designate in writing a Property Manager to inspect, maintain and secure the Real Property subject to the mortgage in Foreclosure when legally possible. A separate registration is required for each Registrable Property.
- (d) Initial registration pursuant to this section shall contain at a minimum the name of the Mortgagee, the mailing address of the Mortgagee, e-mail address, telephone number and name of the Property Manager and said person's address, e-mail address, and telephone number, regardless of whether it is occupied or vacant.
- (e) At the time of initial registration each registrant shall pay a non-refundable Annual Registration fee of five hundred dollars (\$500.00) for each occupied Registrable Property and two thousand dollars (\$2,000.00) for each vacant property. Subsequent non-refundable Annual Registrations of properties and fees are due within ten (10) days of the expiration of the previous registration. Said fees shall be used to offset the costs of: (1) registration and registration enforcement, (2) code enforcement and mitigation related to Foreclosure properties, (3) post-closing counseling and Foreclosure intervention limited to Owner-occupied persons in Default, which may not include cash and mortgage modification assistance, and (4) for any related purposes as may be adopted in the policy set forth in this Chapter. Said fees shall be deposited to a special account in the Township's Department dedicated to the cost of implementation and enforcement of this Ordinance, and fulfilling the purpose and intent of this Chapter. None of the funds provided for in this section shall be utilized for the legal defense of Foreclosure Actions.
- (f) If the mortgage and/or servicing on a property is sold or transferred, the new Mortgagee is subject to all the terms of this Chapter. Within ten (10) days of the transfer, the new Mortgagee shall register the property or update the existing registration. The previous Mortgagee(s) will not be released from the responsibility of paying all previous unpaid fees, fines, and penalties accrued during that Mortgagee's involvement with the Registrable Property.
- (g) If the Mortgagee sells or transfers the Registrable Property in a non-arm's length transaction to a related entity or person, the transferee is subject to all the terms of this Chapter. Within ten (10) days of the transfer, the transferee shall register the property or update the existing registration. Any and all previous unpaid fees, fines, and penalties, regardless of who the Mortgagee was at the time registration was required, including but not limited to unregistered periods during the Foreclosure process, are the responsibility of the transferee and are due and payable with the updated registration. The previous Mortgagee will not be released from the responsibility of paying all previous unpaid fees, fines, and penalties accrued during that Mortgagee's involvement with the Registrable Property.
- (h) If the Foreclosing or Foreclosed Property is not registered, or the registration fee is not paid within thirty (30) days of when the registration or renewal is required pursuant to this section, a late fee equivalent to ten percent (10%) of the Annual Registration fee shall be charged for every thirty-day period (30), or portion thereof, the property is not registered and shall be due and payable with the registration.
- (i) This section shall also apply to properties that have been the subject of a foreclosure sale where title is transferred to the Mortgagee as well as any properties transferred to the Mortgagee under a deed in lieu of foreclosure or by any other legal means.

- (j) Properties subject to this section shall remain subject to the Annual Registration requirement, and the inspection, security, and maintenance standards of this section as long as the property remains Registrable.
- (k) Failure of the Mortgagee and/or property Owner of record to properly register or to modify the registration to reflect a change of circumstances as required by this ordinance is a violation of this Chapter and shall be subject to enforcement by any of the enforcement means available to the Township.
- (l) If any property is in violation of this Chapter the Township may take the necessary action to ensure compliance with and/or place a lien on the property for the cost of the outstanding obligation and any additional cost incurred to the property into compliance.
- (m) Registration of foreclosure property does not alleviate the Mortgagee and/or Owner from obtaining all required licenses, permits and inspections required by applicable code or State Statutes. Acquisition of required licenses, permits and inspections or registration of rental property does not alleviate the requirement for the property to be registered under this section. Mortgagee and/or Owner is expected to update the status of the property in the event of a Mortgagee managed rental.
- (n) Properties registered under this Section are not required to register under Section §285-12.

§286-6 SECURITY REQUIREMENTS

- (a) Properties subject to this Chapter shall be maintained in a secure manner so as not to be accessible to unauthorized persons.
- (b) A "secure manner" shall include, but not be limited to, the closure and locking of windows, doors, gates and other openings of such size that may allow a child to access the interior of the property or structure. Broken windows, doors, gates, and other openings of such size that may allow a child to access the interior of the property or structure must be repaired. Broken windows shall be secured by re-glazing of the window.
- (c) If a property is Registrable, and the property has become vacant or blighted, a Property Manager shall be designated by the Mortgagee or Owner to perform the work necessary to bring the property into compliance with the applicable code(s), and the Property Manager must perform regular inspections to verify compliance with the requirements of this Chapter, and any other applicable laws.
- (d) In addition to the above, the property is required to be secured in accordance with the applicable code(s) of the Township.
- (e) When a property subject to this Chapter becomes Vacant, it shall be posted with the name and twenty-four (24) hour contact telephone number of the Property Manager. The Property Manager shall be available to be contacted by the Township Monday through Friday between 9:00 a.m. and 5:00 p.m., legal holidays excepted. The sign shall be placed in a window facing the street and shall be visible from the street. The posting shall be no less than eighteen (18) inches by twenty-four (24) inches and shall be of a font that is legible from a distance of forty-five (45) feet. The posting shall contain the following language with supporting information:
 THIS PROPERTY IS MANAGED BY _____
 AND IS INSPECTED ON A REGULAR BASIS.
 THE PROPERTY MANAGER CAN BE CONTACTED
 BY TELEPHONE AT _____
 OR BY EMAIL AT _____
- (f) The posting required in subsection (e) above shall be placed on the interior of a window facing the street to the front of the property so that it is visible from the street, or secured to the exterior of the building/structure facing the street to the front of the property so that it is visible from the street or if no such area exists, on a stake of sufficient size to support the posting in a location that is at all times visible from the street to the front of the property but not readily accessible to vandals. Exterior posting shall be constructed of and printed with weather-resistant materials.
- (g) Failure of the Mortgagee and/or property Owner of record to properly inspect and secure a property subject to this Chapter, and post and maintain the signage noted in this section, is a violation and shall be subject to enforcement by any of the enforcement means available to the Township. The Township may take the necessary action to ensure compliance with this section, and recover costs and expenses in support thereof.

§286-7 SUPPLEMENTAL PROVISIONS

The provisions of this Chapter are cumulative with and in addition to other available remedies. Nothing contained in this Chapter shall prohibit the Township from collecting on fees, fines, and penalties in any lawful manner; or enforcing its codes by any other means, including, but not limited to, injunction, abatement, or as otherwise provided by law or ordinance.

§286-8 PUBLIC NUISANCE

All Registrable Property is at risk of being a public nuisance and if vacant or blighted can constitute a public nuisance, the abatement of which pursuant to the police power is hereby declared to be necessary for the health, welfare, and safety of the residents of the Township.

§286-9 ADDITIONAL AUTHORITY

- (a) If the Enforcement Officer has reason to believe that a property subject to the provisions of this Chapter is posing a serious threat to the public health, safety, and welfare, the code Enforcement Officer may temporarily secure the property at the expense of the Mortgagee or Owner, and may bring the violations before the code enforcement, Council or special magistrate as soon as possible to address the conditions of the property. Nothing herein shall limit the Township from abating any nuisance or unsafe condition by any other legal means available to it.
- (b) The Sheriff, code enforcement, Council or special magistrate shall have the authority to require the Mortgagee or Owner affected by this section, to implement additional maintenance and/or security measures including, but not limited to, securing any and all doors, windows or other openings, employment of an on-site security guard or other measures as may be reasonably required to help prevent further decline of the property.
- (c) If there is a finding that the condition of the property is posing a serious threat to the public health, safety, and welfare, then the Sheriff, code enforcement, Council or special magistrate may direct the Township to abate the violations and charge the Mortgagee or Owner with the cost of the abatement.
- (d) If the Mortgagee or Owner does not reimburse the Township for the cost of temporarily securing the property, or of any abatement directed by the Sheriff, code enforcement officer, code enforcement, Council or special magistrate, within thirty (30) days of the Township sending the Mortgagee or Owner the invoice then the Township may lien the property with such cost, along with an administrative fee as determined in the Township's fee ordinance to recover the administrative personnel services. In addition to filing a lien the Township may pursue financial penalties against the Mortgagee or Owner.
- (e) The Township may contract with an entity to implement this Chapter, and, if so, any reference to the Enforcement Officer herein shall include the entity the Township contract with for that purpose.

§286-10 OPPOSING, OBSTRUCTING ENFORCEMENT OFFICER; PENALTY

Whoever opposes obstructs or resists any Enforcement Officer or any person authorized by the enforcement office in the discharge of duties as provided in this chapter shall be punishable as provided in the applicable code(s) or a court of competent jurisdiction.

§286-11 IMMUNITY OF ENFORCEMENT OFFICER

Any Enforcement Officer or any person authorized by the Township to enforce the sections here within shall be immune from prosecution, civil or criminal, for reasonable, good faith entry upon Real Property while in the discharge of duties imposed by this Chapter.

§286-12 PENALTIES

- (a) Unless otherwise provided for in this Chapter, a violation of this Chapter is declared unlawful.
 - 1. Per P.L. 2021, Chapter 444, C.40:48-2.12s3 g. (1) An out-of-State creditor subject to an ordinance adopted pursuant to subsection a. of this section found by the municipal court of the municipality in which the property subject to the ordinance is located, or by any other court of competent jurisdiction, to be in violation of the requirement to appoint an in-State representative or agent pursuant to the ordinance shall be subject to a fine of

\$2,500 for each day of the violation. Any fines imposed on a creditor for the failure to appoint an in-State representative or agent shall commence on the day after the 10-day period set forth in paragraph

2. Per P.L. 2021, Chapter 444, C.40:48-2.12s3 g. (2) A creditor subject to an ordinance adopted pursuant to subsection a. of this section found by the municipal court of the municipality in which the property subject to the ordinance is located, or by any other court of competent jurisdiction, to be in violation, excluding only a violation addressed by paragraph (1) of this subsection, of the ordinance shall be subject to a fine of \$1,500 for each day of the violation. Any fines imposed pursuant to this paragraph shall commence 31 days following receipt of the notice of violation, except if the violation presents an imminent risk to public health and safety, in which case any fines shall commence 11 days following receipt of the notice.

§286-13 AMENDMENTS

Registration fees and penalties outlined in this Article may be modified an amendment to this Chapter, passed and adopted by the Council.

§286-14 REPEALER

All ordinances or parts of ordinances in conflict herewith, are hereby repealed and replaced.

SECTION 2. 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 3. This Ordinance may be renumbered for purposes of codification.

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

Introduced: February 8, 2023

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 2023 - 008 ~

ORDINANCE AMENDING CHAPTER 152 "FIRE PREVENTION" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP AND ADDING A NEW SECTION ENTITLED "RAPID ENTRY SYSTEM" OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP

WHEREAS, the Governing Body of the Township of West Milford finds that in order to better protect the property and welfare of certain business, business patrons, residents, member of the public and fire company member, a rapid entry box system, "Knox-Box®", or equivalent, for rapid entry into certain buildings and onto certain properties in the event of a report of a fire emergency is required.

NOW THEREFORE BE IT ORDAINED by the Township of West Milford in the Count of Passaic and State of New Jersey, that the Township Code shall be amended to add a new section to read as follows:

SECTION 1. 152-12 Rapid Entry Systems.

152-12.1 Purpose.

A rapid entry key lock box shall be installed on all commercial buildings and multifamily dwellings in accordance with the following requirements.

152-12.2 Applicability.

A. The following buildings shall be subject to the provisions of this section:

1. All buildings having an automatic fire detection or suppression system or buildings where visual inspection for the presence of fire is obstructed or buildings of life hazard use or when in the opinion of the Fire Marshal there is a need for immediate access in the event of fire.
2. All multiple dwelling buildings, which contain more than two units, and which include any common area between the individual units, and which common area is locked from the outside of the building.
3. All commercial and industrial properties.
4. All commercial structures which contain two or more individual separately located businesses, and which contain common area between such commercial units, and which is locked from the outside.
5. All day care/nurseries and public and private schools.
6. All municipal buildings.
7. All community clubhouses and recreation centers.
8. All places of worship.

152-12.3 Rapid entry key system types

- A. All rapid entry key lock boxes shall be UL (Underwriters Laboratories) certified, Knox Box brand, or equivalent and approved by the Fire Marshal.
- B. All rapid entry key lock boxes shall be maintained with up to date keys and building information. This shall be the responsibility of the building and/or business owner.

152-12.4 Exemptions

- A. Excluded from the requirements of this section are one- and two-family dwellings identified and defined by the Uniform Construction Code N.J.A.C. 5:23 et. seq., as R-3 and R-4.

152-12.5 Location.

- A. The rapid entry key lock box shall be located at or near the main entrance to the building or property. The key lock box shall be mounted at a minimum height of five feet and a maximum of six feet above final grade.

152-12.6 Key lock box contents.

- A. The key lock box shall contain labeled keys, easily identified in the field, to provide access into the property and/or building and to any locked areas with said building and as may be further directed by the Fire Marshal.

152-12.7 Violations and penalties.

- A. Penalties for violations of this article shall be imposed in the manner set forth in Chapter 1, Article III, General Penalty, of the Township Code.

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, such decision shall not affect the remaining portions of this Ordinance.

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

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

Introduced:

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 2023 - 009 ~

ORDINANCE AMENDING SECTION 152-6 6 VIOLATIONS AND PENALTIES, FALSE ALARMS, TAMPERING WITH EQUIPMENT OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP

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

SECTION 1. Chapter 152 Fire Prevention is amended as follows:

152-6. Violations and penalties; false alarms; tampering with equipment.

- A. Penalties and enforcement shall be as provided for in the Uniform Fire Code.
- B. False alarms.
 - (1) The following penalties shall be assessed for false alarms occurring within a ~~thirty-day~~ **one year** time period:
 - (a) First two alarms: warning only.
 - (b) Third alarm: \$200.
 - (c) Fourth alarm: \$300.
 - (d) Fifth through seventh alarm: \$400.
 - (e) Over seven alarms: \$1,400.
 - (2) The failure to pay a penalty assessed under this section within 30 days of the occurrence shall be deemed a violation of this chapter.
 - (3) All penalties collected pursuant to this section shall be placed in the Division of Fire Prevention trust account.
- C. Blocking, interfering, tampering with suppression equipment. Blocking access, interfering, tampering with or causing malicious damage to any fire alarm, suppression system, fire communications system, fire detection, first-aid firefighting system, device, unit or part thereof shall result in a mandatory fine of ~~\$50 per day~~ **\$500** per violation. During an actual alarm, such a violation shall result in a mandatory fine of ~~\$200 per day~~ **\$1000** per violation. Fines shall remain in effect until conditions are deemed corrected by the Fire Marshal. Failure to comply shall result in an issued summons to appear in court.

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, such decision shall not affect the remaining portions of this Ordinance.

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

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

Introduced:

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 2023 – 010 ~

ORDINANCE AMENDING PART II, GENERAL LEGISLATION AS CHAPTER 214 ENTITLED MESSAGE PARLORS AMENDED

WHEREAS, the Township of West Milford adopted the ordinance addressing standards for message parlors and their operation within the Township for the health, welfare and benefit of the general public; and

WHEREAS, the Governing Body wishes to further clarify the application requirements regarding fingerprinting, history check and submitting a lease for the property location.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Township Council of the Township of West Milford, Passaic County, New Jersey, that the following code section be amended and to read as follows:

SECTION 1. Chapter 214 Massage, Bodywork and Somatic Therapy

§ 214-3 Application for establishment license; requirements.

- G.** Upon filing a completed application with the Township Clerk's Office, the Township Clerk shall direct the applicant to get fingerprinted. The applicant, at the applicant's expense, shall respond to the authorized fingerprint vendor's location for a fingerprint check.
- H.** Fingerprints will be forwarded to the Police Department.
- I.** Upon the subsequent criminal history check, the Police Department shall notify the Township Clerk's Office of those results. The Township Clerk shall then notify the applicant of said results.
- J.** The submitted application must be accompanied by a copy of the signed lease for the property location where the proposed massage establishment will be in operation. The applicant must be listed as the lessee on the lease.

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:

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

~ Resolution 2023 – 135 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO ANYTIME LANDSCAPING LLC FOR THE MAINTENANCE OF BALLFIELDS AND OTHER SITES

WHEREAS, the Township of West Milford advertised for the receipt of sealed competitive bids to be received on February 24, 2023 at 10:30 am for Maintenance of Ballfields and Other Sites as per the Bid Specifications; and

WHEREAS, the Township of West Milford received four bids for this contract; and

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

WHEREAS, the bid received from the lowest bidder Anytime Landscaping LLC is complete; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 01-201-26-291-450.

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 Anytime Landscaping LLC, PO Box 40, Ringwood, NJ 07456 for Maintenance of Ballfields and Other Sites in an amount not to exceed \$49,999.00 for one year.
2. The Mayor and Township Clerk be and are hereby authorized and directed to execute a contract with Anytime Landscaping LLC in accordance with its bid for said Maintenance of Ballfields and Other Sites 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: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 136 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PURCHASE OF AN ANNUAL MAINTENANCE CONTRACT FOR THE ENGINEERING DIVISION HP DESIGNJET T3500 LARGE FORMAT COPY MACHINE THROUGH R.S. KNAPP CO., INC.

WHEREAS, the Township of West Milford Engineering Division purchased a large format multifunction printer in 2014 by way of a 60-month purchase agreement to R.S. Knapp Co., Inc. for the HP Designjet T3500 large format copy machine which terminated in 2019; and

WHEREAS, the Engineering Division has successfully utilized maintenance contracts in the past with R.S. Knapp Co., Inc. including the former agreement that began in 2019; and

WHEREAS, the rates for maintenance of the large format multifunction have increased for the equipment; and

WHEREAS, the cost for the maintenance contract will be in the amount of \$114.75 per month plus \$0.035 per square foot; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this maintenance contract, said funds are to be encumbered from account number 01-201-20-165-498.

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 Township Administrator to execute a maintenance contract not to exceed \$2,000.00 annually at a rate of \$114.75 per month plus \$0.035 per square foot with R.S. Knapp Co., Inc., 1000 Wall Street West, Lyndhurst, NJ 07071
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: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 - 137 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO ASSOCIATED APPRAISAL GROUP TO PROVIDE APPRAISAL SERVICES TO THE TOWNSHIP OF WEST MILFORD FOR BLOCK 6001 LOTS 7 & 7 QFARM

WHEREAS, the Township of West Milford wishes to retain professional real estate appraisal services to assist the Township of West Milford in determining the value of the subject property Block 6001 Lots 7 & 7Qfarm; and

WHEREAS, Associated Appraisal Group has completed and submitted both a Political Contribution Disclosure Form and a Business Entity Disclosure Certification which certifies that it 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 Appraisal Consultants Corp. from making any reportable contributions through the term of the contract; 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 01-201-20-161-450.

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 Mayor and Township Clerk be and are hereby authorized to execute a contract with Associated Appraisal Group, 6 Commerce Drive, Suite 303, Cranford, NJ 07016 for professional services to assist the Township with real estate appraisal in an amount not to exceed \$8,000.00.
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. The term of this contract shall be for a period of twelve (12) months or completion of the project, whichever is sooner.
4. The total fee authorized for this contract shall not exceed \$8,000.00 without the prior written approval of the Township Council.
5. 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: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 138 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SALE OF MUNICIPALITY-OWNED PROPERTY IN ACCORDANCE WITH THE TERMS AND CONDITIONS OUTLINED IN THE STATE CONTRACT WITH GOVDEALS.COM

WHEREAS, the Township Council of the Township of West Milford did authorize the execution of a contract with Govdeals.com, for the on-line sale of municipal and seized property by virtue of resolution 2017-251 adopted on September 6, 2017; and

WHEREAS, pursuant to the provisions of N.J.S.A. 40A:14-157 and N.J.S.A. 40A:11-6, the Township of West Milford may sell any municipality-owned personal property at a public auction that is no longer needed for public use; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notices 2008-9 and 2008-21R; and

WHEREAS, N.J.S.A. 40A:14-157 and the Division of Local Government Services' Local Finance Notice 2008-9 outline specific advertising requirements to provide for transparency and public participation in such sales; and

WHEREAS, prior to the commencement of such sale, GovDeals.com shall confirm that the Township Clerk is appraised of all necessary information to provide such public notice and the date of sale shall be such that there is sufficient time within the law to advertise in the Township's official newspaper.

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 Township is hereby authorized to sell the municipality-owned property as indicated on Attachment "A" Property Auction Manifest, on file in the office of the Township Clerk, on an online auction website entitled www.GovDeals.com; and

BE IT FURTHER RESOLVED, that the terms and conditions of the agreement entered into between GovDeals.com and the Township of West Milford are available at www.GovDeals.com and in the Office of the Township Clerk; and

BE IT FURTHER RESOLVED, that a certified copy of this Resolution be forwarded by the Township Clerk to the Division of Local Government Services, Department of Community Affairs, and that a notice will be published in the official newspaper in accordance with N.J.S.A. 40A:11-36.

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

| ATTACHMENT "A" PROPERTY AUCTION MANIFEST | | | |
|--|----------------------------------|--------------------------|---------------------|
| QTY | DESCRIPTION | SERIAL # / Service Tag # | WM FIXED ASSET INV. |
| 1 | Dell 3760 Printer | FCDZF42 | |
| 1 | Dell 3760 Printer | J606T12 | |
| 1 | HP LaserJet 1200 Series Printer | CNBRK42038 | |
| 1 | Brother Intellifax 2820 Fax | U61325b2n283453 | |
| 1 | Dell 2335DN MFP | BYKPLV1 | |
| 1 | Dell 2350 Printer | 8PTHGN1 | |
| 1 | Dell 3760 Printer | GCDZF42 | |
| 1 | Dell MFP 3115CN | 162VNC1 | |
| 1 | Dell B1165nfw | BKHS6X1 | |
| 19 | Dell SFF PC Wire Covers | | |
| 1 | HP 1050 Fax | CN68MAISCF | |
| 17/box | Dell Wired Keyboards | | |
| 15/box | Dell Wired Keyboards | | |
| 1 box | Dell 19" Monitor Stand Parts | | |
| 4 | Dell Toner HD767 for 5210 & 5310 | | |
| 2 | Dell Toner RF223 for 1815 | | |
| 1 | Brother TN-350 Toner | | |
| 1 | HP Laserjet 15X Toner | | |
| 2 | Dell 5100 Magenta Toner | | |
| 1 | Dell 5100 Cyan Toner | | |
| 1 | Dell 5100 Yellow Toner | | |
| 1 | Dell 5100 Black Toner | | |
| 1 | Cyan Toner for Dell 5100 | | |
| 1 | Yellow Toner for Dell 5100 | | |
| 2 | Magenta Toner for Dell 5100 | | |
| 1 | Dell P190SB Monitor | 09M62C-74261-0AL0N0L | |
| 1 | Dell 1909WF Monitor | 0DT0PH-74261-2AI-126M | |
| 2 | Dell 1913B Monitor | | |
| 1 | Dell 2007Fpb Monitor | MX-0C9536-74262-7BL-36PS | |
| 1 | Dell E2220H Monitor | 12ZRKY2 | |
| 1 | Dell P1913b Monitor | 0DT0PH-74261-2AI-DH2M | |
| 1 | Dell P1913b Monitor | 0DT0PH-74261-2AI-0JJM | |
| 1 | Dell P1913b Monitor | 0DT0PH-74261-2AI-0HAM | |
| 1 | Dell P1913b Monitor | 0DT0PH-74261-2AI-0HSM | |
| 1 | Dell P1913t Monitor | 0PVGRC-74445-38B-A0WL | |
| 1 | Dell P1913t Monitor | 0PVGRC-74445-38B-148L | |
| 1 | Dell P1913t Monitor | 0PVGRC-74445-388-0PVG | |
| 1 | Dell P1913t Monitor | 0PVGRC-74445-388-A4QL | |
| 1 | Dell P1913t Monitor | 0PVGRC-74445-388-0H7M | |
| 1 | Dell P1913b Monitor | 0DT0PH-74261-45U-0C9L | |

| ATTACHMENT "A" PROPERTY AUCTION MANIFEST | | | |
|--|--------------------------------|--------------------------|---------------------|
| QTY | DESCRIPTION | SERIAL # / Service Tag # | WM FIXED ASSET INV. |
| 1 | Dell P1913b Monitor | 0DT0PH-74261-45U-0VEL | |
| 1 | Dell P190sb Monitor | 0DT0PH-74261-45U-0N3L | |
| 1 | Dell P190St Monitor | 0RNMH6-74445-99R-AY6L | |
| 1 | Dell P190St Monitor | 0RNMH6-74445-0B5-078S | |
| 1 | Dell P190St Monitor | 0RNMH6-74445-0B5-0525 | |
| 1 | Dell P190St Monitor | 03NYY6-74445-0B5-057S | |
| 1 | Dell E1916H Monitor | GL31Y82 | |
| 1 | Dell E1916H Monitor | G4BVN62 | |
| 1 | Dell E1916H Monitor | JH61Y82 | |
| 1 | Dell E1916H Monitor | 34BVN62 | |
| 1 | Dell E1916H Monitor | C3BVN62 | |
| 1 | Dell E1916H Monitor | 64BVN62 | |
| 1 | Dell E1916H Monitor | 44BVN62 | |
| 1 | Dell E1916H Monitor | CJ31Y82 | |
| 1 | Dell E1916H Monitor | 24BVN62 | |
| 1 | Dell Optiplex 5250 AIO | 5KX1JH2 | |
| 1 | Dell Optiplex 5250 AIO | 5KX0JH2 | |
| 1 | Dell Optiplex 5250 AIO | 5KX6JH2 | |
| 1 | Dell Optiplex 5250 AIO | 5KX2JH2 | |
| 1 | Dell Optiplex 755SFF | CSZSCFI | 1530 |
| 1 | Dell Optiplex 790SFF | DYN7TR1 | 1551 |
| 1 | Dell Optiplex 960SFF | 58Q6VL1 | 1564 |
| 1 | Dell Optiplex 960SFF | D8Q6VL1 | 131 |
| 1 | Dell Optiplex 9010SFF | 1LM0JX1 | |
| 1 | Dell Optiplex 7010SFF | 2Q07BZ1 | |
| 1 | Dell Optiplex 7010SFF | H72JR22 | |
| 1 | Dell Optiplex 790SFF | H92YYV1 | 1553 |
| 1 | Dell Optiplex 790SFF | H933Z01 | 1944 |
| 1 | Dell Optiplex 960SFF | 38Q6VL1 | 136 |
| 1 | Dell Optiplex 7010SFF | 2PY9BZ1 | |
| 1 | Dell Optiplex 790SFF | H93SYV1 | 1540 |
| 1 | Dell Optiplex 790SFF | H92XYV1 | 2068 |
| 1 | Dell Optiplex 790SFF | H92SYV1 | 1518 |
| 1 | Dell Optiplex 790SFF | H931ZV1 | 2059 |
| 1 | Dell Optiplex 7010SFF | H727R22 | |
| 1 | Dell Optiplex 7010SFF | H742R22 | |
| 1 | Dell Optiplex 7010SFF | 2PY7BZ1 | |
| 1 | Dell Optiplex 7010SFF | H732R22 | |
| 1 | Dell Optiplex 7010SFF | H728R22 | |
| 1 | Dell Inspiron 3000 M233XT LPTP | CFT4G | |
| 1 | Dell Latitude E6510 LPTP | 2X7WSR1 | |
| 1 | Dell Latitude E5510 LPTP | 2S9VSR1 | 104 |
| 1 | Dell Optiplex 960 | 4S40QN1 | 1494 |
| 1 | Dell Optiplex 960 | 4S3ZPN1 | 1501 |
| 1 | Dell AS501 Monitor Speaker | | |

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 139 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING A SHARED SERVICES AGREEMENT WITH THE TOWNSHIP OF WEST MILFORD LIBRARY TO PROVIDE SNOW REMOVAL SERVICES

WHEREAS, the Township of West Milford Library has expressed a need for snow removal services; and

WHEREAS, it is deemed to be in the best interests of the residents of the Township of West Milford and the Township of West Milford Library to enter into an agreement to enable the Township of West Milford to provide snow removal services to the Township of West Milford Library; and

WHEREAS, to effectuate this agreement, the Township of West Milford wishes to enter into shared services agreement from November, 2022 through May, 2023 with the Township of West Milford Library that will fully set forth the complete terms of the agreement; and

WHEREAS, prior to execution of the agreement, the Governing Body of the Township of West Milford Library will also adopt a resolution approving execution of the agreement.

NOW THEREFORE BE IT RESOLVED by the Township of West Milford, in the County of Passaic and State of New Jersey, that the Mayor is hereby authorized to execute the above referenced shared services agreement with the Township of West Milford Library for snow removal services.

This Resolution shall take effect immediately.

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 140 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SALE OF CERTAIN LANDS & PROPERTIES WHICH ARE NO LONGER NEEDED FOR PUBLIC USE BY THE TOWNSHIP & AMENDING START TIME TO 4:00 P.M.

WHEREAS, Resolution 2023-118 was adopted on March 1, 2023 for the open public land sale that is corrected to start at 4:00 p.m.; and

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 April 12, 2023 at 4:00 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: March 15, 2023

Adopted this 15th day of March 2023
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 | 2311 2311 | 7 21 | .172 .230 | LR | Gladstone Road Hampton Road | \$7,000 |
| 2 | 2405 2405 | 7 17 | .147 .933 | LR | Riverside Road Upper Greenwood Road | \$5,100 |
| 3 | 2405 2405 | 18 20 | .324 .101 | LR | Upper Greenwood Road Upper Greenwood Road | \$2,550 |
| 4 | 2703 | 3 | .4194 | LR | Landing Road | \$4,600 |
| 5 | 5706 | 1 | .319 | LR | Ridge Road | \$5,500 |
| 6 | 11902 | 3 | .23 | R4 | Algonquian Way | \$2,500 |
| 7 | 13910 | 1 | .5144 | LR | Woodcock Lane | \$3,400 |
| 8 | 13911 | 1 | .1539 | LR | Fox Trail | \$700 |
| 9 | 13912 | 1 | .7213 | LR | Indian Trail | \$4,700 |
| 10 | 14001 | 4 | .258 | R3 | Fountain Road | \$2,800 |

LR Lake Side Residential
 R1 High Density Residential
 R2 Moderate Density Residential
 R3 Low Density Single Family Residential
 R4 Residential – Four Acres
 SHD/R-2 Rental Overlay/R-2 Special Housing District Residential

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 - 141 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY PROVIDING CONSENT TO FILE A TREATMENT WORKS APPROVAL (TWA) APPLICATION TO ALTER EXISTING INDIVIDUAL SUBSURFACE DISPOSAL SYSTEMS (ISSDS) ON LOTS 14 & 15 IN BLOCK 7903 OTHERWISE KNOWN AS 1480 UNION VALLEY ROAD, IN THE TOWNSHIP OF WEST MILFORD WHICH IS UNDER THE JURISDICTION OF THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION POLLUTANT DISCHARGE ELIMINATION SYSTEM, DISCHARGE TO GROUNDWATER (NJPDES-DWG) AUTHORIZATION NUMBER NJG0192112

WHEREAS, Township of West Milford is the owner of the property at 1480 Union Valley Road, West Milford, NJ 07480 in the Township of West Milford, which is otherwise known as Lots 14 & 15 in Block 7903; and

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

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

WHEREAS, Township of West Milford has submitted a request to the Governing Body for Consent to file a Treatment Works Approval (TWA) with the NJDEP to alter the existing ISSDS on the property; and

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

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

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

WHEREAS, the Passaic County Division of Health Services recommends to the Mayor and Township Council that it in fact consent to this application.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford, County of Passaic, State of New Jersey hereby consents to the Treatment Works Application with respect to septic alterations as submitted for the Township of West Milford municipal realty improvements and facilities located on Lots 14 & 15 in Block 7903 in the Township of West Milford.

Adopted: March 15, 2023

Adopted this 15th day of March 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 142 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY REQUESTING APPROVAL TO SUBMIT A GRANT APPLICATION TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION (NJDEP) FOR MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4) IMPROVEMENTS

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) is accepting applications from municipalities to upgrade their Municipal Separate Storm Sewer System (MS4) Storm water Programs; and

WHEREAS, West Milford is a qualifying, existing Tier 'A' municipality prior to July 1, 2022 requiring enhanced regulations to the MS4 Storm water Program; and

WHEREAS, the Engineering Division, Township Engineer and storm water consultant have recommended the submission of an application to be utilized for improvements and new requirements enforced by NJDEP for Tier 'A' municipalities and the recently updated standards; and

WHEREAS, the Township is eligible to receive \$25,000 in aid towards implementing the enhanced requirements.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Council of the Township of West Milford and County of Passaic that the Township Engineer is hereby authorized to submit an application to the New Jersey Department of Environmental Protection to be utilized for the implementation of the recently approved enhanced requirements.

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 143 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A GRANT APPLICATION SUBMISSION TO PASSAIC COUNTY HISTORIC TRUST REGRANT PROGRAM BY THE FRIENDS OF WALLISCH HOMESTEAD FOR THE WALLISCH HOMESTEAD HISTORIC PRESERVATION PLAN PHASE 2

WHEREAS, the Passaic County Historic Trust Regrant Program awards grants to local non-profit organizations; and

WHEREAS, the Friends of Wallisch Homestead (FOWH) desires to further the public interest by obtaining funding in the amount of \$15,250.00 from the Passaic County Historic Trust Regrant Program for the Wallisch Homestead Historic Preservation Plan Phase 2; and

WHEREAS, Phase 2 a formal plan, will include architectural and engineering drawing details of the exterior building and interior elements and analysis of existing conditions including damage and structural problems of all buildings, plus specifications/recommendations including adaptive reuse which will contain philosophies and objectives, plus cost estimates for restoration, preservation or rehabilitation including maintenance costs per the recommendations.

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

1. The FOWH be and hereby are authorized to make application, provided all required information and documents as required and correspond as necessary, for a grant to the Passaic County Historic Trust Regrant Program.
2. That the FOWH are hereby authorized to execute a grant agreement and any amendment thereof with the Passaic County Historic Trust Regrant Program for the Wallisch Homestead Historic Preservation Plan Phase 2.
3. That if the funds provided by the Passaic County Historic Trust Regrant Program are less than the total project cost of \$15,250 the applicant has the balance of funding necessary to complete the project or the applicant will decline the grant.
4. That the applicant agrees to comply with all applicable Federal, State, County, and local laws, rules, and regulations in its performance of the project.
5. That this Resolution shall take effect immediately.

2023 Passaic County Historic Trust Regrant Program grant for Wallisch Homestead Historic Preservation Plan Phase 2

| | |
|------------------------------------|-----------------|
| TOTAL PROJECT GRANT REQUEST | \$15,250 |
|------------------------------------|-----------------|

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 144 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING A 2023 TAX TITLE LIEN SALE

WHEREAS, the Collector of Taxes has requested that the Township conduct a 2023 Township Tax Title Lien Sale on Tuesday, October 10, 2023.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford that the proper officers be and are hereby authorized and directed to conduct a 2023 Tax Title Lien Sale on-line @www.realauction.com on Tuesday, October 10, 2023; site opens on September 11, 2023.

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 145 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE EMERGENCY TEMPORARY AUTHORIZATIONS PRIOR TO THE ADOPTION OF THE 2023 BUDGET

WHEREAS, Local budget law N.J.S.A. 40A:4-1 states in part, in addition to temporary appropriations necessary for the period prior to the adoption of the budget and regular appropriations, the governing body may, by resolution adopted by a 2/3 vote of the full membership thereof, make emergency temporary appropriations for any purposes for which appropriations may lawfully be made for the period between the beginning of the current fiscal year and the date of the adoption of the budget for said year and,

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Milford that the following:

1. The Township Council hereby authorizes the emergency authorization to be included in the 2023 temporary budget until adoption of 2023 budget by a 2/3 vote of the Governing Body.
2. The Township's 2023 adopted budget shall include these appropriations.

| APPROPRIATION | ACCOUNT NUMBER | 2023 TEMPORARY BUDGET |
|-------------------------------|-------------------|-----------------------|
| Administrator S&W | 01-201-20-100-100 | \$152,464 |
| Administrator O.E. | 01-201-20-100-200 | \$34,600 |
| TOTAL | | \$187,064 |
| Township Mayor & Council S&W | 01-201-20-105-100 | \$22,000 |
| Township Mayor & Council O.E. | 01-201-20-105-200 | \$1,200 |
| TOTAL | | \$23,200 |
| Information Technology S&W | 01-201-20-140-100 | \$82,656 |
| Information Technology O.E. | 01-201-20-140-200 | \$26,550 |
| TOTAL | | \$109,206 |
| Legal O.E. | 01-201-20-155-200 | \$177,500 |
| General Services S&W | 01-201-20-161-100 | \$10,000 |
| General Services O.E. | 01-201-20-161-200 | \$95,000 |
| TOTAL | | \$105,000 |
| Engineering S&W | 01-201-20-165-100 | \$138,087 |
| Engineering O.E. | 01-201-20-165-200 | \$49,825 |
| TOTAL | | \$187,912 |
| Insurance, Other | 01-201-23-210-200 | \$520,000 |
| Insurance, Group | 01-201-23-220-200 | \$1,828,000 |
| Health Benefit Waiver | 01-201-23-230-200 | \$42,500 |
| TOTAL | | \$2,390,500 |
| Clerk S&W | 01-201-20-120-100 | \$113,756 |
| Clerk O.E. | 01-201-20-120-200 | \$15,400 |

| | | |
|---|-------------------|--------------------|
| TOTAL | | \$129,156 |
| Elections S&W | 01-201-20-146-100 | \$750 |
| Elections O.E. | 01-201-20-146-200 | \$8,400 |
| TOTAL | | \$9,150 |
| Treasurer S&W | 01-201-20-130-100 | \$160,142 |
| Treasurer O.E. | 01-201-20-130-200 | \$15,000 |
| TOTAL | | \$175,142 |
| Annual Audit | 01-201-20-135-200 | \$- |
| Annual Audit Additional Services | 01-201-20-135-200 | \$15,000 |
| TOTAL | | \$15,000 |
| Tax Collector S&W | 01-201-20-145-100 | \$96,708 |
| Tax Collector O.E. | 01-201-20-145-200 | \$28,183 |
| TOTAL | | \$124,891 |
| Tax Assessor S&W | 01-201-20-150-100 | \$120,135 |
| Tax Assessor O.E. | 01-201-20-150-200 | \$10,000 |
| TOTAL | | \$130,135 |
| PLANNING BOARD O.E. | 01-201-21-180-200 | \$20,025 |
| Planning, Comp. S&W | 01-201-21-181-100 | \$66,891 |
| Planning, Comp. O.E. | 01-201-21-181-200 | \$25,775 |
| TOTAL | | \$92,666 |
| Zoning S&W | 01-201-21-185-100 | \$40,050 |
| Zoning O.E. | 01-201-21-185-200 | \$26,100 |
| TOTAL | | \$66,150 |
| BOARD OF ADJUSTMENT O.E. | 01-201-21-186-200 | \$35,275 |
| Historic Preservation S&W | 01-201-20-175-100 | \$780 |
| Historic Preservation O.E. | 01-201-20-175-200 | \$500 |
| TOTAL | | \$1,280 |
| Building S&W | 01-201-22-195-100 | \$211,566 |
| Building O.E. | 01-201-22-195-200 | \$20,000 |
| TOTAL | | \$231,566 |
| Environmental Commission S&W | 01-201-22-196-100 | \$1,000 |
| Environmental Commission O.E. | 01-201-22-196-200 | \$1,650 |
| TOTAL | | \$2,650 |
| Police Patrol S&W | 01-201-25-240-100 | \$2,487,810 |
| Police Patrol O.E. | 01-201-25-240-200 | \$173,100 |
| 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 | \$294,924 |
| Police Communication S&W | 01-201-25-243-100 | \$182,250 |
| Police Comm. O.E. | 01-201-25-243-400 | \$6,250 |
| Police Specials S&W | 01-201-25-244-100 | \$18,000 |
| Police Specials O.E. | 01-201-25-244-200 | \$4,738 |
| TOTAL | | \$3,167,072 |

| | | |
|-----------------------------------|-------------------|--------------------|
| Emergency Management S&W | 01-201-25-252-100 | \$5,203 |
| Emergency Management O.E. | 01-201-25-252-200 | \$29,750 |
| TOTAL | | \$34,953 |
| First Aid - WMFAS Contributions | 01-201-25-260-200 | \$39,955 |
| First Aid - UGLFAS Contributions | 01-201-25-261-200 | \$29,000 |
| TOTAL | | \$68,955 |
| Aid To Vol. Fire Co. | 01-201-25-255-200 | \$60,000 |
| Fire Prevention Bureau S&W | 01-201-25-265-100 | \$78,747 |
| Fire Prevention Bureau O.E. | 01-201-25-265-200 | \$7,350 |
| Fire Co. Admin. S&W | 01-201-25-266-100 | \$5,550 |
| Fire Co. Admin. O.E. | 01-201-25-266-200 | \$160,325 |
| LOSAP | 01-201-25-267-200 | \$- |
| TOTAL | | \$311,972 |
| DPW Streets & Roads S&W | 01-201-26-290-100 | \$1,093,960 |
| DPW Streets & Roads O.E. | 01-201-26-290-200 | \$486,300 |
| DPW Buildings & Grounds S&W | 01-201-26-291-100 | \$66,272 |
| DPW Buildings & Grounds O.E. | 01-201-26-291-200 | \$51,225 |
| DPW Snow Removal S&W | 01-201-26-294-100 | \$250,000 |
| DPW Snow Removal O.E. | 01-201-26-294-200 | \$1,057,000 |
| DPW Vehicle Maintenance S&W | 01-201-26-315-100 | \$197,315 |
| DPW Vehicle Maintenance O.E. | 01-201-26-315-200 | \$182,250 |
| TOTAL | | \$3,384,322 |
| Public Health S&W | 01-201-27-330-100 | \$30,776 |
| Public Health O.E. | 01-201-27-330-200 | \$20,666 |
| Vital Statistics S&W | 01-201-27-331-100 | \$19,438 |
| Vital Statistics O.E. | 01-201-27-331-200 | \$1,375 |
| Housing Standard Bureau O.E. | 01-201-27-332-441 | \$4,000 |
| Environmental Health S&W | 01-201-27-335-100 | \$118,745 |
| Environmental Health O.E. | 01-201-27-335-200 | \$66,185 |
| Animal Control O.E. | 01-201-27-340-200 | \$45,000 |
| TOTAL | | \$306,185 |
| Recreation Programs S&W | 01-201-28-370-100 | \$58,448 |
| Recreation Programs O.E. | 01-201-28-370-200 | \$66,500 |
| Recreation.-Bubbling Springs S&W | 01-201-28-371-100 | \$115,000 |
| Recreation.-Bubbling Springs O.E. | 01-201-28-371-200 | \$65,000 |
| Recreation.-Admin. S&W | 01-201-28-372-100 | \$88,992 |
| Recreation.-Admin. O.E. | 01-201-28-372-200 | \$10,100 |
| Recreation.-Community Center S&W | 01-201-28-374-100 | \$15,000 |
| Recreation.-Community Center O.E. | 01-201-28-374-200 | \$17,000 |
| Recreation.-Parks Maintenance S&W | 01-201-28-375-100 | \$147,998 |

| | | |
|---|-------------------|--------------------|
| Recreation.-Parks Maintenance O.E. | 01-201-28-375-200 | \$70,000 |
| Senior Citizen Services S&W | 01-201-28-376-100 | \$28,285 |
| Senior Citizen Services O.E. | 01-201-28-376-200 | \$4,500 |
| TOTAL | | \$686,823 |
| Veteran's Bureau S&W | 01-201-20-172-100 | \$668 |
| Veteran's Bureau O.E. | 01-201-20-172-200 | \$75 |
| TOTAL | | \$743 |
| Celebration of Public Events O.E. | 01-201-30-420-200 | \$19,000 |
| Mass Transportation S.W | 01-201-30-432-100 | \$25,918 |
| Mass Transportation O.E. | 01-201-30-432-200 | - |
| TOTAL | | \$25,918 |
| Library S&W | 01-201-29-390-100 | \$260,000 |
| Library O.E. | 01-201-29-390-200 | \$311,705 |
| TOTAL | | \$571,705 |
| Municipal Court S&W | 01-201-43-490-100 | \$145,447 |
| Municipal Court O.E. | 01-201-43-490-200 | \$12,225 |
| Municipal Court Prosecutor S&W | 01-201-43-491-101 | \$19,775 |
| Municipal Court Prosecutor O.E. | 01-201-43-491-200 | - |
| Public Defender | 01-201-43-495-450 | \$5,000 |
| TOTAL | | \$182,447 |
| Utilities-Electricity | 01-201-31-430-200 | \$72,025 |
| Utilities-Street Lights | 01-201-31-435-200 | \$39,750 |
| Utilities-Telephone | 01-201-31-440-200 | \$70,000 |
| Utilities-Natural Gas | 01-201-31-446-200 | \$27,600 |
| Utilities-Fuel | 01-201-31-460-200 | \$225,000 |
| TOTAL | | \$434,375 |
| PERS | 01-201-36-471-532 | \$1,097,516 |
| Social Security | 01-201-36-472-533 | \$330,000 |
| Defined Contributions Retirement Prog | 01-201-36-475-536 | \$7,500 |
| PFRS | 01-201-36-473-534 | 1,648,097 |
| TOTAL | | \$3,083,113 |
| Salaries & Wages Adjustment Account | 01-201-37-480-501 | - |
| Compensated Absences | 01-201-38-485-110 | \$50,000 |
| Interlocal Agreement – Health | 01-201-47-600-200 | \$60,125 |
| Def. Charge – Ord. 00-09 Rec. Fac. Contr. | 01-201-46-886-596 | \$- |
| Reserve for Tax Appeals | 01-201-46-886-667 | \$- |
| Def. Charge - Ord. 07-06 Various Rd. Imp. | 01-46-887-531 | \$- |
| Reserve for Uncollected Taxes | 01-201-50-899-200 | \$- |
| TOTAL | | \$- |

| | | |
|------------------------------------|-------------------|---------------------|
| GRANTS | G-02-41 | \$- |
| SUBTOTAL | | \$16,601,169 |
| Capital Improvements Fund | 01-201-44-900-200 | - |
| Cap. Improv. Fund-Fire Emer Equip. | 01-201-44-900-230 | - |
| TOTAL | | \$- |
| Debt Service Total | | \$1,793,103 |
| TOTAL OPERATING BUDGET | | \$18,394,272 |
| SOLID WASTE DISTRICT BUDGET | | |
| Solid Waste S&W | 26-201-55-500-100 | \$55,878 |
| Solid Waste O.E. All Other | 26-201-55-500-200 | \$96,425 |
| Contractual Services | 26-201-55-500-514 | \$1,104,000 |
| Disposal Fees | 26-201-55-500-548 | \$415,000 |
| TOTAL | | \$1,671,303 |

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 146 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING PASSAGE OF CONSENT AGENDA

WHEREAS, the Mayor and Township Council of the Township of West Milford has reviewed the Consent Agenda consisting of various proposed Resolutions.

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

Resolutions:

- a) **2023-147** – Recreation Refund
- b) **2023-148** – Clerk's Office Refund
- c) **2023-149** – Refund of Permit Fee
- d) **2023-150** – Reinstatement of Taxes
- e) **2023-151** – Refund of Overpayment
- f) **2023-152** – Refund Other Liens

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 147 ~

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:

| MAGNA TILES | | | |
|----------------------------------|--|--|--|
| \$35.00 | 102 Greendale Drive Oak Ridge, NJ 07438 | | |
| INDOOR YOUTH FIELD HOCKEY | | | |
| \$110.00 | 33 Sussex Drive West Milford, NJ 07480 | | |
| ACTIVE AGERS EXERCISE | | | |
| \$40.00 | 74 Allison Ave. Newfoundland, NJ 07435 | | |

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 148 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF CLERK'S OFFICE FEES

BE IT RESOLVED that the following Clerk's Office fees upon the report of the Township Clerk be refunded:

| Dog License # | Account # | Refund Amount | Pay To |
|----------------------|-------------------|----------------------|--|
| 1323 | 18-295-56-110-999 | \$10.00 | 80 Bergen Drive West Milford, NJ 07480 |
| 1357 | 18-295-56-110-999 | \$10.00 | 543 Otterhole Road West Milford, NJ 07480 |

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 - 149 ~

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

BE IT RESOLVED, that the following Building Department permit fee be refunded:

| Name | Account No. | Amount to be Refunded |
|--|---|-----------------------|
| Tesla Energy Operations, Inc Attn: Permitting 1 Chapin Rd Unit #4 Pinebrook, NJ 07058 | 01-192-08-160-190 (\$90) 01-192-08-160-191 (\$310) 01-192-08-160-200 (\$51) | \$451.00 |

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 - 150 ~

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:**
- | | |
|---------------------------|-----------------------------|
| 1. INSUFFICIENT FUNDS | 2. NO ACCOUNT/CANNOT LOCATE |
| 3. ACCOUNT CLOSED | 4. STOP PAYMENT |
| 5. INVALID ACCOUNT NUMBER | 6. FROZEN/BLOCKED ACCOUNT |

| BLOCK/LOT | AMOUNT | INT | | YEAR | REASON |
|---------------|--------------------|-----------------|--|------|--------|
| 07701-003 | \$2,444.00 | | | 2023 | 2 |
| 12901-005 | \$4,678.00 | | | 2023 | 2 |
| 05505-003.06 | \$692.00 | | | 2023 | 2 |
| 05504-002.15 | \$692.00 | | | 2023 | 2 |
| 05316-001.02 | \$692.00 | | | 2023 | 2 |
| 05317-003.03 | \$946.00 | | | 2023 | 2 |
| 03001-004 | \$1,456.00 | | | 2023 | 2 |
| 02303-010 | \$2,149.00 | | | 2023 | 2 |
| 03610-023 | \$2,204.00 | | | 2023 | 1 |
| 09404-010 | \$3,412.00 | | | 2023 | 2 |
| 16807-004 | \$2,918.00 | | | 2023 | 1 |
| 09001-004 | \$3,652.00 | | | 2023 | 5 |
| 15401-055 | \$2,326.00 | | | 2023 | 2 |
| 06603-006 | \$1,403.00 | | | 2023 | 2 |
| 07801-014.03 | \$1,545.00 | \$4.27 | | 2023 | 1 |
| 02701-006 | \$3,916.00 | | | 2023 | 4 |
| 07903-005 | \$573.00 | \$2.04 | | 2023 | 2 |
| 02012-007 | \$1,642.00 | \$6.47 | | 2023 | 2 |
| 14601-012 | \$3,076.00 | \$17.94 | | 2023 | 2 |
| 04005-011 | \$4,420.00 | \$28.69 | | 2023 | 2 |
| 10403-003.02 | \$5,450.00 | \$48.48 | | 2023 | 1 |
| 07601-012 | \$1,459.00 | \$7.46 | | 2023 | 2 |
| 08801-010 | \$2,803.10 | \$19.90 | | 2023 | 1 |
| 12501-019 | \$1,253.19 | \$57.02 | | 2022 | 6 |
| 12501-019 | \$1,363.33 | \$63.30 | | 2022 | 6 |
| 12501-019 | | \$9.38 | | 2023 | 6 |
| 05801-005 | \$244.00 | \$1.03 | | 2023 | 2 |
| 05803-002 | \$591.00 | \$2.50 | | 2023 | 2 |
| 14113-052 | \$2,818.00 | \$15.88 | | 2023 | 2 |
| TOTALS | \$60,817.62 | \$284.36 | | | |

Adopted: March 15, 2023

Adopted this 15th of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 - 151 ~

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 |
|--------------|---|-------------------|------|--------|
| 01608-010 | 10 Cupsaw Drive Ringwood, NJ 07456 | \$79.75 | 2023 | 2 |
| 13102-017 | 384 Upper High Crest Road West Milford, NJ 07480 | \$3,511.00 | 2022 | 2 |
| 05311-003.12 | 2 Richmond Road; Unit 312 West Milford, NJ 07480 | \$250.00 | 2019 | 4 |
| 05311-003.12 | 2 Richmond Road; Unit 312 West Milford, NJ 07480 | \$250.00 | 2020 | 4 |
| 05311-003.12 | 2 Richmond Road; Unit 312 West Milford, NJ 07480 | \$250.00 | 2021 | 4 |
| 05311-003.12 | 2 Richmond Road; Unit 312 West Milford, NJ 07480 | \$250.00 | 2022 | 4 |
| | TOTAL | \$4,590.75 | | |

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution 2023 – 152 ~

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 |
|-----------------|------------------|----------------|----------------------|--|
| 22-0025 | 10/11/2022 | 07801-014.04 | \$36,303.72 | US BANK CUT FOR ACTLIEN HOLD.INC 2 LIBERTY PLACE STE 2050 PHILADELPHIA, PA 19102 |
| 20-0037 | 10/13/2020 | 04301-009 | \$77,648.17 | CHRISTIANA T C/F CE1/FIRSTTRUST PO BOX 5021 PHILADELPHIA, PA 19111 |
| 20-0032 | 10/13/2020 | 03703-003 | \$56,997.56 | CHRISTIANA TRUST AS CUSTODIAN PO BOX 71276 PHILADELPHIA, PA 19176 |
| | | | | |
| TOTAL | | | \$170,949.45 | |

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original.

William Senande, Township Clerk

Township of West Milford

Passaic County, New Jersey

~ Resolution No. 2023 – 153 ~

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 | \$393,088.64 |
| 3 | Reserve Account | 22,774.36 |
| 2 | Grants | 2,125.17 |
| 6 | Refunds | 175,725.20 |
| 1 | General Ledger | 417.50 |
| 26 | Refuse | 14,128.34 |
| 4 | Capital | 1,825.00 |
| 19 | Animal Control | 0.00 |
| 19 | Heritage Trust | 0.00 |
| 19 | Open Space Trust | 0.00 |
| 19 | Trust | 13,268.95 |
| 19 | Scala Trust | 0.00 |
| 16 | Development Escrow | 1,750.00 |
| 19 | Tax Sale Trust | 0.00 |
| 21 | Assessment Trust | 21,212.46 |
| | Special Reserve | 87.00 |
| Total | | \$646,402.62 |
| Less Refund Resolution | | -175,725.20 |
| Actual Bills List | | \$470,677.42 |
| Other Payments | | |
| Payroll | | 567,524.38 |
| State of NJ, Dog Report | | 1,183.20 |
| BOE | | 5,001,253.00 |
| Total Expenditures | | \$6,040,638.00 |

Adopted: March 15, 2023

Adopted this 15th day of March, 2023
and certified as a true copy of an original

William Senande, Township Clerk