
TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: April 6, 2022
Time of Meeting: 6:30 p.m.
Minute Page No: Page 1 of 27

The Regular Meeting of the Governing Body was called to order by Mayor Michele Dale at 6:31 p.m.

Adequate Notice Statement

Mayor Dale read the following statement:

Pursuant to the provisions of the Open Public Meetings Act (N.J.S.A. 10:4-8) adequate notice of this Regular Meeting was advertised in the Herald News and the Record in its issue of January 11, 2022, posted on the bulletin board in the main corridor of Town Hall and on file in the Office of the Township Clerk.

Please also make note of all fire and emergency exits – located to the left, right and rear of this room – for use in case of an emergency. Thank you.

Agenda No. I

Pledge of Allegiance

Mayor Dale led all in attendance in a salute to the flag.

Agenda No. II

Roll Call

Present: Councilmembers Ada Erik, Michael Chazukow, Marilyn Lichtenberg, Kevin Goodsir, Warren Gross, David Marsden

Absent:

Also Present: Mayor Michele Dale, Township Administrator William Senande, Township Attorney Dawn Sullivan

Agenda No. III

Reading of or Approval of Unapproved Minutes

March 16, 2022 Regular Meeting Minutes

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay: None
Motion carried:

Agenda No. IV

Meetings

April 20, 2022 Regular Meeting/Volunteer Night- 5:30 p.m. start
May 4, 2022 Workshop Meeting
May 18, 2022 Regular Meeting

Agenda No. V

Proclamations

Devereux Advanced Behavioral Health of New Jersey – Autism Awareness – Mayor Dale read the proclamation which declared April as Autism Awareness Month and recognized Devereux New Jersey for their dedication to help the lives of the individuals they care for while leaving a positive impact within the community. Devereux Advanced Behavioral Health of New Jersey is a non-profit organization that positively impacts the lives of nearly 500 children, adolescents, and adults living with emotional, behavioral, and cognitive differences every year. Devereux's highly skilled team provides intensive in-home and in-community services throughout the state. A representative was there to accept the proclamation from Mayor Dale.

Agenda No. VI

Presentations

None

Agenda No. VII

Executive Session

None

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Discussion Items / Official Communications

Table with 2 columns: Item Number and Description. Item 1: Ordinance: Park Definition- Mr. Senande indicated that the Cannabis Ordinance did not have a definition... Item 2: Request for Retaining Wall in Municipal ROW- Mr. Senande gave an overview of the situation.

Agenda No. IX

Public Comments

None

There being no one wishing to be heard, Councilwoman Erik made a motion, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote to close the public comment period.

Agenda No. X

Council Comments

None

Agenda No. XI

Action Items – Finance Matters:

Agenda No. XI 1

~ Ordinance 2022 – 020 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC STATE OF NEW JERSEY TO EXCEED THE CALENDAR YEAR 2022 MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget to 2.50% unless authorized by ordinance to increase it to 3.5% over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of West Milford in the County of Passaic finds it advisable and necessary to increase its CY 2022 budget by up to 3.5% over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 1.00% increase in the budget for said year, amounting to \$263,034.04 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

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NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Milford, in the County of Passaic, a majority of the full authorized membership of this Governing Body affirmatively concurring, that, in the CY 2022 budget year, the final appropriations of the Township of West Milford shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$920,619.14, and that the CY 2022 municipal budget for the Township of West Milford be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

Introduced: April 6, 2022
Adopted:
Effective Date:

Second reading and public hearing for this Ordinance is set for the Workshop Meeting of the Township Council scheduled for May 4, 2022. Notice of this public hearing shall be published in the Herald News on or about April 12, 2022.

Motion to move forward.

Moved: Erik Seconded: Marsden
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay: None
Motion carried:

Agenda No. XI 2

~ Ordinance 2022 – 021 ~

BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF VARIOUS ROADS IN AND BY THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY, APPROPRIATING \$1,500,000 THEREFOR, DIRECTING A SPECIAL ASSESSMENT OF PART OF THE COST THEREOF, AND AUTHORIZING THE ISSUANCE OF \$1,428,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING THE SAME

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The improvement described in Section 3 of this bond ordinance is hereby authorized as a local improvement to be made or acquired by The Township of West Milford, in the County of Passaic, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$1,500,000, said sum being inclusive of all appropriations heretofore made therefor and including the sum of \$72,000 as the down payment for said improvement or purpose required by law and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

SECTION 2. For the financing of said improvement or purpose and to meet the part of said \$1,500,000 appropriation not provided for by application hereunder of said down payment, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$1,428,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Township in a principal amount not exceeding \$1,428,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. (a) The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the reconstruction and resurfacing of various roads in and by the Township, including Hanover Road for its entire length, Alpine Court for its entire length, Beverly Court for its entire length, Princeton Road, for a portion thereof and Lyons Road for a portion thereof, so as to provide a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as such term is used or referred to in section 40A:2-22 of said Local Bond Law) and being those lands designated on the official tax map of the Township as Lots 1, 3 and 4 in Block 901, Lots 1 and 22 in Block 905, Lot 1 in Block 906, Lots 7 to 9 and 11 to 16 in Block 1001, Lots 1, 3, 9, 11 and 12 in Block 1002, Lots 1 to 4 in Block 1003, Lots 1 to 3, 5, 8 to 11, 12.01, 12.02, 12.03 and 13 to 17 in Block 1004, Lots 1, 2, 5, 6, 8, 9 and 14 to 17 in Block 1005, and Lots 7 to 9 in Block 1006, including all storm

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water drainage facilities, milling, inlets, curbing, structures, appurtenances, equipment, site work, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.

- (b) The estimated maximum amount of bonds or notes to be issued for said purpose is \$1,428,000.
- (c) The estimated cost of said purpose is \$1,500,000, the excess thereof over the said estimated maximum amount of bonds or notes to be issued therefor being the amount of the said \$72,000 down payment for said purpose.

SECTION 4. The following additional matters are hereby determined, declared, recited and stated:

(a) The said purpose described in Section 3 of this bond ordinance is not a current expense and is a property or improvement which the Township may lawfully acquire or make as a local improvement.

(b) The period of usefulness of said purpose within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is ten (10) years.

(c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$1,428,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$200,000 for interest on said obligations, costs of issuing said obligations and other items of expense listed in and permitted under section 40A:2-20 of said Local Bond Law may be included as part of the cost of said improvement and is included in the foregoing estimate thereof.

(e) As provided in Section 5 of this bond ordinance and subject to possible reduction as described in Section 5 of this bond ordinance, \$1,136,500 of the above-stated estimated cost of said improvement or purpose will be contributed by the Township at large to payment of the cost of said improvement or purpose, and the estimated maximum amount of the special assessments to be levied on property specially benefitted by said improvement is \$363,500, and the number of annual installments in which all such special assessments may be paid is ten (10).

SECTION 5. The Township shall pay \$1,136,500 of the above-stated estimated cost of said local improvement (provided, however, that if the actual cost of said local improvement is less than the above-stated estimated cost of said local improvement, the Township's portion of the cost of said local improvement shall be reduced by the amount of said difference), and said amount shall be and hereby is contributed by the Township at large to payment of the cost of said local improvement. The cost of said local improvement, to the extent not met by the said amount contributed by the Township at large, shall be paid by special assessments which shall be levied in accordance with law on property specially benefitted thereby, as nearly as may be in proportion to and not in excess of the peculiar benefit, advantage or increase in value which the respective lots and parcels of real estate shall be deemed to receive by reason of said local improvement. The owner of any land upon which any such assessment shall have been made may pay such assessment in the number of equal annual installments hereinabove determined, all as may be provided in accordance with law and with legal interest on the unpaid balance of the assessment.

SECTION 6. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, acting chief financial officer or treasurer of the Township (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

SECTION 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

SECTION 8. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or

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temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

SECTION 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Introduced: April 6, 2022
 Adopted:
 Effective Date:

Second reading and public hearing for this Ordinance is set for the Workshop Meeting of the Township Council scheduled for May 4, 2022. Notice of this public hearing shall be published in the Herald News on or about April 12, 2022.

Motion to move forward.

 Moved: Lichtenberg Seconded: Erik
 Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
 Voted Nay: None
 Motion carried:

Agenda No. XI 3

~ Ordinance 2022 – 022 ~

BOND ORDINANCE APPROPRIATING \$5,432,000 AND AUTHORIZING THE ISSUANCE OF \$4,857,000 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC, NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

SECTION 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized as general improvements to be made or acquired by The Township of West Milford, in the County of Passaic, New Jersey. For the said several improvements or purposes stated in said Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriations made for said improvements or purposes, said sums being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$5,432,000 including the aggregate sum of \$243,000 as the several down payments for said improvements or purposes required by law and more particularly described in said Section 3 and now available therefor by virtue of provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes and including also in the case of the improvement or purpose described in paragraph (a) of said Section 3, the sum of \$332,000 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement or purpose.

SECTION 2. For the financing of said improvements or purposes and to meet the part of said \$5,432,000 appropriations not provided for by application hereunder of said down payments and grant, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$4,857,000 pursuant to the Local Bond Law of New Jersey. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in a principal amount not exceeding \$4,857,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

SECTION 3. The improvements hereby authorized and the several purposes for the financing of which said obligations are to be issued, the appropriation made for and estimated cost of each such purpose, and the estimated maximum amount of bonds or notes to be issued for each such purpose, are respectively as follows:

IMPROVEMENT OR PURPOSE	APPROPRIATION & EST. COST	EST. MAX. AMT OF BONDS & NOTES
(a) Improvement of Germantown Road in and by the Township by the construction or reconstruction therein of a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2 22 of said Local Bond Law), together with all sidewalks, curbing, structures, appurtenances, milling, drainage improvements, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved, the \$500,000	\$500,000	\$160,000

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appropriation hereby made therefor being inclusive of the amount of \$332,000 received or expected to be received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement.		
(b) Installation of a new traffic signal at the intersection of Greenwood Lake Turnpike and Lakeside Road, together with all studies, surveys, planning and designs, engineering, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.	454,000	432,380
(c) Improvement of various roads in and by the Township by the construction or reconstruction therein of a roadway pavement at least equal in useful life or durability to a roadway pavement of Class B construction (as used or referred to in Section 40A:2-22 of said Local Bond Law), including, without limitation, Van Orden Road, Lake Shore Drive (North), and Gould Road, including also the improvement of the Department of Public Works parking lot, together with all sidewalks, curbing, crack sealing, guide rail installation, structures, appurtenances, milling, drainage improvements, equipment, work and materials necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.	1,812,000	1,725,700
(d) Acquisition by purchase of new and additional equipment, including without limitation, self-contained breathing apparatus for use by the fire companies of the Township, together with all appurtenances, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.	131,000	124,700
(e) Improvement of the first responder communication system by the acquisition and installation of a new radio system for use by the Office of Emergency Management of the Township, including also, the acquisition by purchase of antennas, cabinets, a dispatch console system and mobile radios, together with all studies, planning and designs necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved.	2,535,000	2,414,220
Totals	\$5,432,000	\$4,857,000

Except as otherwise stated in paragraph (a) above with respect to the said grant-in-aid of financing the purpose described in said paragraph, the excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

SECTION 4. The following additional matters are hereby determined, declared, recited and stated:

- (a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 10.57 years.
- (c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$4,857,000, and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.
- (d) Amounts not exceeding \$275,000 in the aggregate for interest on said obligations, costs of issuing said obligations, engineering costs and other items of expense listed in and permitted under Section 40A:2-20 of said Local Bond Law may be included as part of the costs of said improvements and are included in the foregoing estimate thereof (and, in particular, such costs have been included in the improvement described in Section 3(c) of this bond ordinance).

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SECTION 5. The funds from time to time received by the Township on account of the \$332,000 grant referred to in Section 1 of this bond ordinance shall be used for financing the improvement or purpose described in paragraph (a) of Section 3 of this bond ordinance by application thereof either to direct payment of the costs of said improvements or purposes, or to payment or reduction of the authorization of the obligations of the Township authorized therefor by this bond ordinance. Any such funds so received may and all such funds so received which are not required for direct payment of the costs of said improvements or purposes shall, be held and applied by the Township as funds applicable only to the payment of obligations of the Township authorized by this bond ordinance.

SECTION 6. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer, acting chief financial officer or treasurer (the "Chief Financial Officer"), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the Chief Financial Officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at no less than par from time to time at public or private sale at not less than par and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the dates of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body of the Township at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

SECTION 7. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and interest on the said obligations authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

SECTION 8. The capital budget or temporary capital budget of the Township is hereby amended to conform with the provisions of this ordinance to the extent of any inconsistency herewith and the resolutions promulgated by the Local Finance Board showing all detail of the amended capital budget or temporary capital budget and capital program as approved by the Director, Division of Local Government Services, are on file with the Township Clerk and are available for public inspection.

SECTION 9. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Introduced: April 6, 2022
Adopted:
Effective Date:

Second reading and public hearing for this Ordinance is set for the Workshop Meeting of the Township Council scheduled for May 4, 2022. Notice of this public hearing shall be published in the Herald News on or about April 12, 2022.

Motion to move forward.

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay: None
Motion carried:

Agenda No. XI 4

~ Resolution 2022 – 140 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING READING OF THE MUNICIPAL BUDGET BY TITLE

WHEREAS, pursuant to the Local Budget Law N.J.S.A. 40A:4-1 et seq., all provisions for the introduction and public hearing of the 2022 Municipal Budget for the Township of West Milford have been met; and

WHEREAS, the budget is available for inspection in the office of the Township Clerk, posted on the municipal website, and published in accordance with the law.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford, County of Passaic, State of New Jersey that the 2022 Municipal Budget and Solid Waste Budget shall be read by title.

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Adopted: April 6, 2022

Motion to adopt.

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay: None
Motion carried:

Agenda No. XI 5

~ Resolution 2022 – 141 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE INTRODUCTION OF THE 2022 MUNICIPAL BUDGET AND THE 2022 SOLID WASTE BUDGET

MUNICIPAL BUDGET NOTICE

Section 1.

Municipal Budget of the Township of West Milford, County of Passaic for the Fiscal year 2022.

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the

Municipal Budget for the year 2022;

BE IT FURTHER RESOLVED, that said Budget be published in the Herald News in the issue of April 12, 2022.

The Governing Body of the Township of West Milford does hereby approve the following as the budget for the year 2022:

RECORDED VOTE		(Erik	(Abstained	(None
		(Chazukow	((
		(Lichtenberg	(
	Ayes	(Goodsir	Nays	(None	
		(Gross	((None
		(Marsden	(Absent	(

Notice is hereby given that the Budget and Tax Resolution was approved by the Council Members of the Township of West Milford, County of Passaic, on April 6, 2022.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on May 4, 2022 at 6:30 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2022 may be presented by taxpayers or other interested persons.

SOLID WASTE COLLECTION DISTRICT BUDGET

Section 1.

Solid Waste Collection District Budget of the Township of West Milford, County of Passaic for the Fiscal Year 2022.

BE IT RESOLVED, that the following statements of revenues and appropriations shall constitute the Solid Waste Collection District Budget for the year 2022;

BE IT FURTHER RESOLVED, that said Budget be published in the Herald News in the issue of April 12, 2022.

The Governing Body of the Township of West Milford does hereby approve the following as the budget for the year 2022:

RECORDED VOTE		(Erik	(Abstained	(None
		(Chazukow	((
		(Lichtenberg	(
	Ayes	(Goodsir	Nays	(None	
		(Gross	((None
		(Marsden	(Absent	(

Notice is hereby given that the Budget and Tax Resolution was approved by the Council Members of the Township of West Milford, County of Passaic, on April 6, 2022.

A Hearing on the Budget and Tax Resolution will be held at the Municipal Building, on May 4, 2022 at 6:30 p.m. at which time and place objections to said Budget and Tax Resolution for the year 2022 may be presented by taxpayers or other interested persons.

Adopted: April 6, 2022

Public hearing for 2022 Budget is set for the Workshop Meeting of the Township Council scheduled for May 4, 2022. Notice of this public hearing shall be published in the Herald News on or about April 12, 2022.

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Motion to move forward.

Moved: Erik Seconded: Lichtenberg
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay: None
Motion carried:

The Mayor asked for a motion to adopt Resolution 2022-142 and Resolution 2022-143.

Agenda No. XI 6

~ Resolution 2022 – 142 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING INCREASE IN DEFERRED SCHOOL TAXES FOR LOCAL SCHOOL TAXES

WHEREAS, the Division of Local Government Services requires that the Governing Body of any municipality which has Deferred School Taxes must authorize any increase in the deferral of any additional amounts, and

WHEREAS, the Governing Body has decided that an increase in Deferred School Taxes is in the best interest of the Township at this time.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body that the following Deferred School Taxes be hereby increased for the year ended December 31, 2021 as follows:

	Deferred Local School Taxes
Amount Deferred 12/31/21	29,480,254.00
Amount Deferred 12/31/20	28,907,776.00
	572,478.00

BE IT FURTHER RESOLVED by the Governing Body that a certified copy of this resolution be filed with the Director of the Division of Local Government Services.

Adopted: April 6, 2022

Agenda No. XI 7

~ Resolution 2022 – 143 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC AND STATE OF NEW JERSEY FOR SELF-EXAMINATION OF THE 2022 BUDGET RESOLUTION (AS REQUIRED BY DCA)

WHEREAS, N.J.S.A. 40A:4-78b has authorized the Local Finance Board to adopt rules that permit municipalities in sound fiscal condition to assume the responsibility, normally granted to the Director of the Division of Local Government Services, of conducting the annual budget examination; and

WHEREAS, N.J.A.C. 5:30-7 was adopted by the Local Finance Board on February 11, 1997; and

WHEREAS, pursuant to N.J.A.C. 5:30-7.2 through 7.5, the Township of West Milford has been declared eligible to participate in the program by the Division of Local Government Services, and the Chief Financial officer has determined that the local government meets the necessary conditions to participate in the program for the 2022 budget year.

NOW THEREFORE BE IT RESOLVED by the Governing Body of the Township of West Milford that in accordance with N.J.A.C. 5:30-7.6a & 7.6b and based upon the Chief Financial Officer's certification, the Governing Body has found the budget has met the following requirements:

1. That with reference to the following items, the amounts have been calculated pursuant to law and appropriated as such in the budget:
 - a. Payment of interest and debt redemption charges
 - b. Deferred charges and statutory expenditures
 - c. Cash deficit of preceding year
 - d. Reserve for uncollected taxes
 - e. Other reserves and non-disbursement items
 - f. Any inclusions of amounts required for school purposes.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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- 2. That the provisions relating to limitation on increases of appropriations pursuant to N.J.S.A. 40A:4-45.2 and appropriations for exceptions to limits on appropriations found at N.J.S.A. 40A:4-45.3 et seq., are fully met (complies with CAP law).
3. That the budget is in such form, arrangement, and content as required by the Local Budget Law and N.J.A.C. 5:30-4 and 5:30-5.
4. That pursuant to the Local Budget Law:
a. All estimates of revenue are reasonable, accurate and correctly stated,
b. Items of appropriation are properly set forth
c. In itemization, form, arrangement and content, the budget will permit the exercise of the comptroller function within the municipality.
5. The budget and associated amendments have been introduced and publicly advertised in accordance with the relevant provisions of the Local Budget Law, except that failure to meet the deadlines of N.J.S.A. 40A:4-5 shall not prevent such certification.
6. That all other applicable statutory requirements have been fulfilled.

BE IT FURTHER RESOLVED that a copy of this resolution will be forwarded to the Director of the Division of Local Government Services upon adoption.

Approved: April 6, 2022

Motion to adopt.

Moved: Erik Seconded: Gross
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay: None
Motion carried:

Agenda No. XII

Unfinished Business, Final Passage of Ordinances

Agenda No. XII 1

~ Ordinance 2022 – 013 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 63 ALCOHOLIC BEVERAGES ARTICLE II LICENSING REGULATIONS SECTION 135 "FEES & COSTS" SECTION 135-10 "ALCOHOLIC BEVERAGE LICENSES" WITHIN THE TOWNSHIP CODE

BE IT ORDAINED, by the Township Council of the Township of West Milford, in the County of Passaic, New Jersey that Chapter 135 "Fees and Costs" be amended as follows:

SECTION 1. § 135-10 Alcoholic beverage licenses.

A. The annual fees for the sale or distribution of alcoholic beverages in the Township shall be as follows:

Table with 4 columns: Item, 2022, 2023, 2024. Rows: (1) *Plenary retail consumption license, (2) *Club license.

B. Transfer of license fees. The fees to transfer a liquor license, per the Division of Alcoholic Beverage Control of the State of New Jersey, shall be as follows:

Table with 4 columns: Item, 2022, 2023, 2024. Rows: (1) Transfer of plenary retail consumption license: *Person-to-Person, *Place-to-Place, (2) *Transfer of club license.

*Authorize an increase in the current license fee of \$600 by 20% every year until the fee reaches \$1,000. Club License capped at \$188

**Dollar amounts rounded to nearest dollar

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.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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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: March 2, 2022
Adopted: April 6, 2022
Effective Date: April 26, 2022

This Ordinance was introduced on March 2, 2022 and the Notice of Public Hearing was published in the Herald News on March 8, 2022. The Governing Body will open the meeting to the public to speak on this Ordinance only.

Seeing no one wishing to speak, Councilwoman Erik made a motion, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote to close the public comment period.

Motion to adopt Ordinance 2022-013.

Moved: Erik Seconded: Marsden
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay:
Motion carried:

Agenda No. XII 2

~ Ordinance 2022 – 014 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REPEALING AND REPLACING SECTION 15-89 OF THE TOWNSHIP CODE

WHEREAS, the Township Council wishes to update the Township Code as to the Township Board of Health, and as exercised by Township Council pursuant to N.J.S.A. 26:3-1 et seq, as to the power to hear and decide appeals; and

WHEREAS, N.J.S.A. Section 26:3-1, Establishment of local board, directs that there shall be a board of health in every municipality in this state, which board shall consist of members appointed or designated, or both, as provided by this chapter, except that in any municipality operating under laws establishing a form of government for such municipality under which the full powers of a local board of health cannot be exercised by a local board of health so appointed or designated, the respective functions of a local board of health shall be exercised by such boards, bodies, or officers as may exercise the same according to law; and

WHEREAS, the Township Code currently authorizes, at Section 15-89(b), for the Township of West Milford Advisory Board of Health to hear appeals of decisions made by the Township Health Officer, but pursuant to N.J.S.A. Section 26:3-1, such appeals should instead be heard by the Board of Health, as exercised by Township Council, as the full powers of a local board of health cannot be exercised by a local board of health so appointed or designated; and

WHEREAS, Per N.J.S.A. 26:3-1 et seq., the Health Advisory Board will continue to provide policy and action recommendations, and act to support the Township Council in its capacity as the Board of Health, and serve as public health advocates to the community.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of West Milford, Passaic County, New Jersey, that the Code of the Township of West Milford shall be repealed and replaced and as to Section 15-89 only, to read as follows:

SECTION 1. § 15-89 Powers and duties; appeals

- A.** The Advisory Board of Health shall advise the Mayor and Council concerning matters of public health within the Township. It shall make recommendations to the Mayor and Council concerning or relating to the operation and administration of the Department of Health to the Township Council concerning or touching upon matters of policy or ordinances affecting the public health.
- B.** The Board of Health, and its respective functions as exercised by Township Council pursuant to N.J.S.A. 26:3-1 et seq, shall have the power to hear and decide appeals of all variance decisions rendered by the Township Health Officer. Notice of an appeal of a decision of the Health Officer shall be filed with the Township Administrator within 15 days of receipt of the Health Officer's decision. The Board of Health, and in its respective function as exercised by Township Council, shall conduct a hearing, at which the applicant for the variance shall have the right to appear and be heard, to cross examine opposing witnesses and to present witnesses in his own behalf. The Board of Health, and in its respective function as exercised by Township Council, shall conduct the hearing and render a decision within 30 days of receipt of the notice of appeal.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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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: March 2, 2022
Adopted: April 6, 2022
Effective Date: April 26, 2022

This Ordinance was introduced on March 2, 2022 and the Notice of Public Hearing was published in the Herald News on March 8, 2022. The Governing Body will open the meeting to the public to speak on this Ordinance only.

Seeing no one wishing to speak, Councilwoman Erik made a motion, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote to close the public comment period.

Motion to adopt Ordinance 2022-014.

Moved: Erik Seconded: Goodsir
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay:
Motion carried:

Agenda No. XII 3

~ Ordinance 2022 – 015 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING CHAPTER 500 ENTITLED “ZONING” OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP TO CREATE A NEW SECTION ENTITLED “MEASUREMENT AND BUFFERING” AS TO MEASURING DISTANCES BETWEEN ELIGIBLE LOCATIONS FOR CANNABIS BUSINESSES WITHIN THE TOWNSHIP - AMENDED

WHEREAS, in 2021 the Township of West Milford adopted an ordinance allowing for the cannabis business licenses as a conditional use within the Township, limited to certain zones and setting forth distances between any cannabis business and parks, schools and other cannabis businesses; and

WHEREAS, the Governing Body wishes to update the ordinance to better define how to measure such distances, so as to minimize confusion and allow prospective cannabis businesses to make informed decisions as to locations.

NOW THEREFORE BE IT ORDAINED by the Mayor and Township Council of the Township of West Milford, County of Passaic, State of New Jersey as follows that the following code sections shall be added to Chapter 500 Entitled Zoning, creating a new Section § 500-205, to be entitled “Measurement and Buffering”, as follows:

- SECTION 1. § 500-205 Measurement and Buffering**
- A. There shall be a minimum distance of not less than 2,500 feet between licensed cannabis retail businesses.
 - B. Such measurement shall be obtained by measuring the nearest entrance of one location which is licensed, to the nearest entrance of the second location which seeks to be licensed.
 - C. Such measurement shall be measured on how a pedestrian would normally walk, and not in a straight line “as the crow flies.”
 - D. As to distance prohibitions from parks and or schools and as reflected in this chapter, such distances shall be measured in the normal way that a pedestrian would normally walk from the nearest entrance, to such a park or school and not in a straight line “as the crow flies.”

SECTION 2. All Ordinances or parts of Ordinances inconsistent herewith are repealed as to such inconsistencies.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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SECTION 3. If any section, subsection, sentence, clause, phrase or portion of this Ordinance is for any reason held invalid or unconstitutional by any court of competent jurisdiction, such portion shall be deemed a separate, distinct and independent provision, and such holding shall not affect the validity of the remaining portions thereof.

SECTION 4. The Township Clerk is directed to give notice at least ten (10) days prior to the hearing on the adoption of this Ordinance to the County Planning Board and to all others entitled pursuant to the provisions of N.J.S.A. 40:55D-15. The Township Clerk is further directed to refer this Ordinance to the Township Planning Board, pursuant to N.J.S.A. 40:55D-64. Upon the adoption of this Ordinance, after public hearing, the Township Clerk is further directed to publish notice of the passage and to file a copy of this Ordinance, as finally adopted, with the Passaic County Planning Board, as required by N.J.S.A. 40:55D-16

SECTION 5. This Ordinance shall take effect after publication and passage according to law.

Introduced: March 2, 2022
Adopted: April 6, 2022
Effective Date: April 26, 2022

This Ordinance was introduced on March 2, 2022 and the Notice of Public Hearing was published in the Herald News on March 8, 2022. The Governing Body will open the meeting to the public to speak on this Ordinance only.

Seeing no one wishing to speak, Councilwoman Erik made a motion, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote to close the public comment period.

Councilwoman Lichtenberg wanted to repeat the language in section C of – ‘ not in a straight line “as the crow flies”’ to section D. The Ordinance was updated to reflect the same.

Motion to adopt Ordinance 2022-015.

Moved: Chazukow Seconded: Marsden
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay:
Motion carried:

Agenda No. XII 4

~ Ordinance 2022 – 016 ~

**ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY
AMENDING CHAPTER 10 “TRAFFIC” WITHIN THE CODE OF THE TOWNSHIP OF WEST MILFORD**

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

SECTION 1. Chapter 10 Traffic, Section 10-5 Speed Limits, is hereby amended to read as follows:

§ 10-5.1 Streets

- A. The speed limits for both directions of traffic along the streets or parts of streets described in Schedule V attached to and made a part of the chapter are hereby established at the rate of speed indicated.
- B. Regulatory and warning signs shall be erected and maintained to effect the designated speed limits as authorized by the Department of Transportation.

§ 10-5.2 Municipal Parks and/or Grounds

- A. The speed limits for both directions of traffic upon the following municipal parks and/or grounds shall be designated and established at 15 miles per hour.

Name of Municipal Park and/or Grounds	Limits
Bubbling Springs Park	Entire Length
Echo Lake Park	Entire Length
Farrell Field Complex	Entire Length
Mt. Laurel Park	Entire Length
Nosenzo Pond Park	Entire Length
Recreation Center Complex (Melody Lake Park)	Entire Length
Town Hall Municipal Complex	Entire Length
Westbrook Park	Entire Length

- B. Regulatory and warning signs shall be erected and maintained to effect the designated speed limits as authorized by the Department of Transportation.

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.

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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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 or 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 and upon the posting of appropriate signs.

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

Introduced: March 2, 2022
Adopted: April 6, 2022
Effective Date: April 26, 2022

This Ordinance was introduced on March 2, 2022 and the Notice of Public Hearing was published in the Herald News on March 8, 2022. The Governing Body will open the meeting to the public to speak on this Ordinance only.

Seeing no one wishing to speak, Councilwoman Erik made a motion, seconded by Councilwoman Lichtenberg and carried by unanimous voice vote to close the public comment period.

Motion to adopt Ordinance 2022-016.

Moved: Marsden Seconded: Goodsir
Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
Voted Nay:
Motion carried:

At this time Mayor Dale asked CFO Ellen Mageean to please present the 2022 Township Municipal Budget to the Council. Ms. Mageean proceeded to do a power point presentation showing specifics of the Budget. She summarized the expenditures. Grant money was much higher last year due to Covid-19. Debt service is down significantly because we payed off our 2010 bonds last year. The total budget is \$35,027,400.00. The 2022 Tax Rate including library, open space and garbage is \$1.00. Municipal Tax Increase is \$77.07 on an average home assessed at \$242,000 for 2022. \$1,378,013 of the first Tranche of the American Rescue Plan Money has been used. The second Tranche for the same amount will be received this year and can be utilized through 2024. LOSAP and aid was increased for the Fire Companies and First Aid Squads.

The top 5 expenses are Public Safety, Public Works, Statutory Expenses, Debt Service and Reserve for Uncollected Taxes. The Fund Balance is the highest it has ever been and that is a good thing. We were not spending as much money during the shutdown. The Tax Levy CAP is under by almost a million dollars. The cost of Solid Waste removal continues to rise and as those costs go up the taxpayers bear the burden. The State does not allow us to reduce out Tax Levy. Mayor Dale explained that every time you take money from the surplus you create the deficit in the budget the following year and it is not prudent to create a dent in the surplus.

Agenda No. XV

New Business, Introduction of Ordinances, Resolutions

Mayor Dale asked to move Resolutions 2022-144 through 2022-155 as well as Resolutions 2022-164 and 2022-165.

Agenda No. XV 1

~ Resolution 2022 -144~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO BRIAN MURPHY ARCHITECT, LLC FOR DESIGN AND PROJECT ADMINISTRATION OF AN ADA ACCESSIBLE RAMP AT THE ANNEX BUILDING

WHEREAS, the Township recently was awarded a Community Development Block Grant (CDBG) FY2021 grant for construction of a new masonry A.D.A. accessible ramp at the Township Annex Building (former Library) at 649 Ridge Road, West Milford; and

WHEREAS, there is a desire to provide an A.D.A. compliant or "Barrier Free" access at the rear entrance; and

WHEREAS, a proposal was requested and received from a local architect for the preparation of contract documents and project administration; and

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, the Township has awarded a professional services contract for the design of renovations at the Township Annex Building to Brian Murphy Architect, LLC previously; and

WHEREAS, the design of the new masonry A.D.A. accessible ramp will be incorporated into the ongoing design of the renovations of the Annex Building but be a separate, independent project; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for these services to be encumbered from account number 01-270-55-000-001; and

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

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Brian Murphy Architect, LLC, 179 Cahill Cross Road, Suite 202, West Milford, NJ 07480, for professional services to design and administer the construction of a new masonry A.D.A. accessible ramp at 649 Ridge Road.
2. This contract is awarded as "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the Local Public Contracts Law.
3. The total fee authorized for this contract shall not exceed \$6,500.00, without prior written approval of the Township Council.
4. That notice of this action shall be published in accordance with law and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: April 6, 2022

Agenda No. XV 2

~ Resolution 2022 -145~

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

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

WHEREAS, the Township 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 \$17,500.00 and that the purchase shall warrant use of State contract, cooperative pricing contract or a minimum of three (3) quotations; and

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

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

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

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

Adopted: April 6, 2022

Agenda No. XV 3

~ Resolution 2022 -146~

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

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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

WHEREAS, The Township of West Milford has a need on a timely basis to purchase small power tools, safety vests, Stihl tools, maintenance items from the above named vendor which expenses would exceed the Pay-to-Play threshold of \$17,500; and

WHEREAS, Montague Tool & Supply has complied with State Pay-to-Play regulation by completing and submitting a Business Entity Disclosure Certification; and

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

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey that purchases from Montague Tool & Supply is hereby authorized and approved provided that the required three (3) quotes per request be obtained and total purchases not to exceed the budgeted appropriation established for this purpose for the remainder of 2022 calendar year.

Adopted: April 6, 2022

Agenda No. XV 4

~ Resolution 2022 -147~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO SIMOFF ENGINEERING ASSOCIATES, INC. FOR WARRANT ANALYSIS, TRAFFIC ENGINEERING SERVICES, DESIGN AND PROJECT ADMINISTRATION OF A TRAFFIC SIGNAL AT THE UNION VALLEY ROAD, GREENWOOD LAKE TURNPIKE, LAKESIDE ROAD AND STAINSBY ROAD INTERSECTION

WHEREAS, the Township of West Milford requested proposals for engineering services to perform movement and traffic counts, conduct and prepare a traffic signal warrant analysis, provide and obtain a Passaic County letter of concurrence, survey, design, contract administration and construction inspection for a possible traffic signal at the intersection of Union Valley Road, Greenwood Lake Turnpike, Lakeside Road and Stainsby Road; and

WHEREAS, a Request for Proposal was advertised for receipt of proposals by March 15th and three proposals were received; and

WHEREAS, the Township Engineering Division has recommended that Simoff Engineering Associates, Inc. be retained to perform this work in accordance with their proposal for same; and

WHEREAS, the Chief Financial Officer has certified the availability of funds for these services to be encumbered from account number 04-215-55-834-003;

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

1. The Mayor and Township Clerk be and are hereby authorized to execute a contract with Simoff Engineering Associates, Inc., 2 Shunpike Road, Madison, NJ 07940, for professional services to design and administer a possible traffic signal at the intersection of Union Valley Road, Greenwood Lake Turnpike, Lakeside Road and Stainsby Road.
2. This contract is awarded as "Professional Services" pursuant to N.J.S.A. 19:44A-20 et seq. and the Local Public Contracts Law.
3. The total fee authorized for this contract shall not exceed \$25,475.00, without prior written approval of the Township Council.
4. That notice of this action shall be published in accordance with law and said notice to provide that the contract awarded and this resolution authorizing same are available for public inspection in the office of the Township Clerk.

Adopted: April 6, 2022

Agenda No. XV 5

~ Resolution 2022 -148~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY ADOPTING THE MEL'S INFORMATION TECHNOLOGY POLICY

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, the Township of West Milford is a member of the Morris County Municipal Joint Insurance Fund (“JIF”); and

WHEREAS, the Morris County Municipal Joint Insurance Fund participates in the Municipal Excess Joint Insurance Fund (“MEL”); and

WHEREAS, the MEL recommends Best Practices to minimize risk; and

WHEREAS, the cost of insurance is reduced by the Township of West Milford implementing the recommended Best Practices; and

WHEREAS, the MEL’s information technology Best Practices are encompassed in their Cyber Risk Management Certification; and

WHEREAS, the Township of West Milford has qualified for deductible reimbursement of \$20,000 for meeting Tier I of their Cyber Risk Management Certification; and

WHEREAS, the MEL provides an additional deductible reimbursement of \$2,500 for meeting Tier II of their Cyber Risk Management Certification; and

WHEREAS, the only remaining Tier II requirement is to adopt the MEL’s Information Technology Policy.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of West Milford that MEL’s Information Technology Policy is hereby adopted.

Adopted: April 6, 2022

Agenda No. XV 6

~ Resolution 2022 –149~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE PAYMENT OF PREMIUM PAY TO THE DEPARTMENT OF PUBLIC WORKS EMPLOYEES IN GOOD STANDING

WHEREAS, the American Rescue Plan Act allows for the use of funds for revenue loss to be used for support of municipal services; and

WHEREAS, workers were required to return to performing Public Works duties on a full-time basis in June and July of 2020 while municipal offices remained closed to the public; and

WHEREAS, the nature of Public Works duties, such as working in close proximity to one another and sharing equipment, increased their potential exposure to Covid-19; and

WHEREAS, the work performed was essential to maintaining the health and safety of the Township.

NOW, THEREFORE, BE IT RESOLVED that workers that performed Public Works duties in June and July of 2020 shall be provided up to \$1,500 in Premium Pay.

BE IT FURTHER RESOLVED that the amount of Premium Pay shall coincide with the amount of time each worker performed Public Works duties during that period of time.

BE IT FURTHER RESOLVED that workers must be employed by the Township in good standing and regularly performing Public Works duties on the date of this resolution in order to receive Premium Pay.

BE IT FURTHER RESOLVED workers shall receive the Premium Pay as soon as practical after the adoption of the 2022 Municipal Budget.

Adopted: April 6, 2022

Agenda No. XV 7

~ Resolution 2022 –150~

RESOLUTION OF TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY SUPPORTING FU MEI FARMS CORPORATION’S APPLICATION TO THE CANNABIS REGULATORY COMMISSION FOR A MICRO BUSINESS CLASS 1 CANNABIS CULTIVATOR LICENSE

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WHEREAS, the State of New Jersey legalized the cultivation, manufacturing, sale and distribution of recreational cannabis pursuant to the New Jersey Cannabis Regulatory, Enforcement Assistance, and Marketplace Modernization Act; and

WHEREAS, the legalization of cannabis for recreational use will likely spawn a significant industry throughout the State of New Jersey; and

WHEREAS, the new industry can provide substantial financial and social benefits to the Township of West Milford (the "Township"); and

WHEREAS, this new industry will create employment opportunities through its four sectors of growers, processors, wholesalers and retailers; and

WHEREAS, the Township is in position to benefit from all four sectors of the industry; and

WHEREAS the Township passed Ordinances 2021-029 and 2021-036 (collectively, the "Ordinances") and as amended, which, in part permit a limited number of licensed Cannabis businesses to operate in specific zones within the Township; and

WHEREAS, Fu Mei Farms Corporation ("Fu Mei Farms") demonstrated proof that it has secured a one acre portion for its proposed operations at Greenwood Lake Turnpike, Block 4601, Lot 21, West Milford, NJ (the "Location"); and

WHEREAS, the Township has authorized the type of cannabis business license being sought by Fu Mei Farms within its jurisdiction, namely a Class 1 Cultivation License; and

WHEREAS, the Township has imposed a limit on the number of licensed cannabis businesses, and the issuance of a license to Fu Mei Farms by the State of New Jersey Cannabis Regulatory Commission ("CRC") would not exceed that limit; and

WHEREAS, the Council is satisfied that Fu Mei Farms will have a positive impact on the Township's community, and, subject to Fu Mei Farms' receipt of a Micro Business Class 1 Cannabis Cultivator License from the CRC, Planning Board site plan approval or Board of Adjustment approval and its receipt of a municipal permit from the Township in accordance with all applicable Township Ordinances, will satisfy all applicable requirements to operate cannabis cultivating in the Township;

WHEREAS, the Zoning Officer has issued a letter dated March 15, 2022 indicating that the location will conform to municipal zoning requirements allowing for activities related to the operation of the proposed cannabis cultivator as required by N.J.A.C §17:30-7.8(a)4.

NOW THEREFORE, BE IT RESOLVED, by the Council of the Township of West Milford, in the County of Passaic and State of New Jersey, that the Township supports Fu Mei Farms' Micro Business Class 1 Cannabis Cultivation License application to the CRC, and is satisfied that Fu Mei Farms' location is suitable for its proposed cannabis cultivating activities, subject to its compliance with the Ordinances and obtaining all necessary state, municipal and planning board or zoning approvals to conduct operations.

BE IT FURTHER RESOLVED, that Fu Mei Farms' ability to operate its proposed micro cultivation business in West Milford is subject to: (1) Fu Mei Farms' receipt of a Micro Business Class 1 Cannabis Cultivator License from the CRC; and (2) Fu Mei Farms' compliance with all local Ordinances and receipt of all necessary state, municipal and planning board or zoning approvals to conduct operations.

Adopted: April 6, 2022

Agenda No. XV 8

~ Resolution 2022 -151~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING AN EMERGENCY TEMPORARY APPROPRIATION PRIOR TO THE ADOPTION OF THE 2022 BUDGET PER N.J.S.A. 40A:4-20 - 2022 DISTRACTED DRIVING CRACKDOWN

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,

WHEREAS, the Township of West Milford Police Department will be participating in the nationwide 2022 Distracted Driving Crackdown Grant UDrive. UText. Upay.

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NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Milford by a 2/3 vote, that the following temporary budget receivable and appropriation be made and that a certified copy of the resolution be sent to DLGS:

Appropriation	Acct Number	Amount
You Drive, You Text, You Pay Distracted Driver Campaign	02-213-41-719-004 02-117-03-719-004	\$8,750.00
	Total	\$8,750.00

Adopted: April 6, 2022

Agenda No. XV 9

~ Resolution 2022 -152~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE ACCEPTANCE OF A 2022 DISTRACTED DRIVING CRACKDOWN GRANT

WHEREAS, distracted driving is a serious, life-threatening practice that is preventable; and

WHEREAS, distracted driving can result in injuries and deaths to all road users (motorists, pedestrians and bicyclists); and

WHEREAS, distracted driving occurs when drivers divert their attention away from the task of driving to focus on another activity instead; and

WHEREAS, in 2019 alone distracted driving-related crashes resulted in 3,142 deaths and 400,000 injuries on our nation's roads; and

WHEREAS, in New Jersey distracted driving was listed as a contributing circumstance in 49-percent of all motor vehicle crashes in 2019; and

WHEREAS, the State of New Jersey will participate in the nationwide Distracted Driving 2022 Crackdown **UDrive. UText. UPay** from April 1 - 30, 2022 in an effort to raise awareness and decrease driver distraction through a combination of enforcement and education; and

WHEREAS, the West Milford Police Department has an obligation to keep our roadways safe and a reduction in distracted driving in New Jersey will save lives on our roadways.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of West Milford hereby authorizes the acceptance of a 2022 Distracted Driving Crackdown Grant **UDrive. UText. UPay** from April 1 - 30, 2022 in the amount of \$8,750 and pledges to increase awareness of the dangers of distracted driving.

Adopted: April 6, 2022

Agenda No. XV 10

~ Resolution 2022 -153~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SUBMITTAL OF A 2022 ANJEC OPEN SPACE STEWARDSHIP GRANT BY THE WEST MILFORD ENVIRONMENTAL COMMISSION FOR A PROJECT ENTITLED "BUBBLING SPRINGS NATURE WALK" IN THE AMOUNT OF \$1,500.

WHEREAS, The West Milford Environmental Commission is proposing a Nature Walk and environmental trails for Bubbling Springs Park, with funding in the amount of \$1,500 through a 2022 ANJEC Open Space Stewardship Grant; and

WHEREAS, this grant project requires the services of a landscape architect as a consultant in the creation of an environmentally-friendly nature trail and trail heads for existing trails within Bubbling Springs Park, enhancing the Park's attractiveness as an environmental and recreational facility available to West Milford residents and others; and

WHEREAS, the purpose of the grant is to utilize open space by creating an eco-friendly, educational Nature Trail and expand existing trails to link with other trails maintained by the NY-NJ Trail Conference; and

WHEREAS, no cash match is required to apply for the grant, with a minimum of 80 hours of volunteer and in-kind labor provided by the West Milford Environmental Commission, the West Milford Community Services and Recreation Department, the NY-NJ Trail Conference and other community

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volunteers, with two-thirds of the grant award paid to the West Milford Environmental Commission initially, and one-third of the balance paid when the project is completed; and

WHEREAS, the project will encourage local tourism, stimulate recreational opportunities and showcase West Milford as an eco-friendly destination.

NOW, THEREFORE, BE IT RESOLVED that the Mayor and Township Council of the Township of West Milford hereby authorize the Environmental Commission to submit an application for a 2022 ANJEC Open Space Stewardship Grant, with no cash match in the amount as follows:

Grant Amount: \$1,500.

Adopted: April 6, 2022

Agenda No. XV 11

~ Resolution 2022 -154~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE SUBMISSION OF A STRATEGIC PLAN FOR THE WEST MILFORD MUNICIPAL ALLIANCE GRANT BY THE MUNICIPAL ALLIANCE COMMITTEE (CASA)

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the West Milford Council of the Township of West Milford, County of Passaic, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and

WHEREAS, the West Milford Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the West Milford Town Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Passaic.

NOW, THEREFORE, BE IT RESOLVED by the West Milford Township of County of Passaic State of New Jersey hereby recognizes the following:

1. The West Milford Town Council does hereby authorize submission of a Strategic Plan for the West Milford Municipal Alliance grant for the fiscal grant period of July 1, 2022 to June 30, 2023 (FY 2023) in the amount of:
DEDR \$ 8276.48
Cash Match \$ 2069.12
In-Kind \$ 6207.36
2. The West Milford Town Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

Adopted: April 6, 2022

Agenda No. XV 12

~ Resolution 2022 -155~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING THE PARTICIPATION IN THE DEFENSE LOGISTICS AGENCY, LAW ENFORCEMENT SUPPORT OFFICE, 1033 PROGRAM TO ENABLE THE WEST MILFORD TOWNSHIP POLICE DEPARTMENT TO REQUEST AND ACQUIRE EXCESS DEPARTMENT OF DEFENSE EQUIPMENT

WHEREAS, the United States Congress authorized the Defense Logistics Agency (DLA) Law Enforcement Support Office (LESO) 1033 Program to make use of excess Department of Defense personal property by making that personal property available to municipal, county and State law enforcement agencies (LEAs); and

WHEREAS, DLA rules mandate that all equipment acquired through the 1033 Program remain under the control of the requesting LEA; and

WHEREAS, participation in the 1033 Program allows municipal and county LEAs to obtain property they might not otherwise be able to afford in order to enhance community preparedness, response, and resiliency; and

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WHEREAS, although property is provided through the 1033 Program at no cost to municipal and county LEAs, these entities are responsible for the costs associated with delivery, maintenance, fueling, and upkeep of the property, and for specialized training on the operation of any acquired property; and

WHEREAS, N.J.S.A. 40A:5-30.2 requires that the Governing Body of the municipality or county approve, by a majority of the full membership, both enrollment in, and the acquisition of any property through the 1033 Program.

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 the West Milford Township Police Department is hereby authorized to enroll in the 1033 Program for no more than a one-year period, with authorization to participate terminating on December 31st of the current calendar year from January 1, 2022 to December 31, 2022.

NOW, THEREFORE, BE IT FURTHER RESOLVED that West Milford Township Police Department is hereby authorized to acquire items of Non Controlled and/or Controlled Equipment property designated "DEMIL A," which may include office supplies, office furniture, computers, electronic equipment, generators, field packs, non-military vehicles, clothing, traffic and transit signal systems, exercise equipment, farming and moving equipment, storage devices and containers, tools, medical and first aid equipment and supplies, personal protection equipment and supplies, construction materials, lighting supplies, beds and sleeping mats, wet and cold weather equipment and supplies, respirators, binoculars, and any other supplies or equipment of a non-military nature identified by the LEA, if it shall become available in the period of time for which this resolution authorizes, based on the needs of the West Milford Township Police Department, without restriction.

NOW, THEREFORE, BE IT FURTHER RESOLVED that West Milford Township Police Department is hereby authorized to acquire the following "DEMIL B through Q" property, if it shall become available in the period of time for which this resolution authorizes (1) utility truck, (1) 5.56 millimeter rifles, (1) 308 cal. rifles, (20) communications consoles, (50) lights and illuminators, (2) camera equipment, (50) rifle and pistol magazines, (10) optical sighting and ranging equipment, (10) weapon sights.

BE IT FURTHER RESOLVED that the West Milford Township Police Department shall develop and implement a full training plan and policy for the maintenance and use of the acquired property.

BE IT FURTHER RESOLVED that the West Milford Township Police Department shall provide a quarterly accounting of all property obtained through the 1033 Program which shall be available to the public upon request.

BE IT FURTHER RESOLVED that this resolution shall take effect immediately and shall be valid to authorize requests to acquire "DEMIL A" property and "DEMIL B through Q" property that may be made available through the 1033 Program during the period of time for which this resolution authorizes; with Program participation and all property request, authorization terminating on December 31st of the current calendar year from January 1, 2022 to December 31, 2022.

Adopted: April 6, 2022

Agenda No. XV 13

~ Resolution 2022 -164~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO D'ONOFRIO & SON INC. 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 April 1, 2022 at 10:30 am for Maintenance of Ball Fields and Other Sites as per the Bid Specifications; and

WHEREAS, the Township of West Milford received one bid for this contract; and

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

WHEREAS, the bid received from the lowest bidder D'Onofrio & Son, Inc. is complete; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from account number 01-201-28-375-450.

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:

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- c) ~~2022-159~~ – Refund of Overpayment
- d) **2022-160** – Refund Building Permit Fee
- e) **2022-161** – Refund Recreation Fees
- f) **2022-162** – Authorize Various Licenses

Adopted: April 6, 2022

Agenda No. XVI a

~ Resolution 2022 – 157 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING REFUND OF DEPOSIT FOR PARCEL SOLD AT TOWNSHIP PROPERTY SALE

BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford that upon the review and request of the Township Attorney the following property sale deposit be refunded:

Name	Block / Lot	Amount of Deposit	ARTICLE I Refund Amount
William and Ramona Walsh 350 Ridge Road West Milford, NJ 07480	5301 / 40	\$1,800.00	\$1,800.00

Adopted: April 6, 2022

Agenda No. XVI b

~ Resolution 2022 – 158 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING RESOLUTION 2022-134 REFUND OF OTHER LIENS ADOPTED MARCH 16, 2022 FOR THE REDEMPTION OF THE RESPECTIVE LIEN ON BLOCK 12208 LOT 001 AND REISSUE TO PROPER PARTY

WHEREAS, Resolution 2022-134 Refund of Other Liens adopted March 16, 2022 was paid to USBANK C/F PC7 FIRSTRUST BANK on Block 12208 Lot 001; and

WHEREAS, upon the recommendation of the Collector of Taxes that Resolution 2022-134 be amended to cancel the check to USBANK C/F PC7 FIRSTRUST BANK on Block 12208 Lot 001; and reissue to PC7 LLC as listed below.

NOW, THEREFORE BE IT RESOLVED, that the proper officers be and they are hereby authorized to cancel the check to USBANK C/F PC7 FIRSTRUST BANK and reissue a check to PC7 LLC as listed below:

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
17-0008	10/10/2017	12208-001	\$59,415.66	USBANK C/F PC7 FIRSTRUST BANK 50 SOUTH 16 TH ST, STE 2050 PHILADELPHIA, PA 19102
17-0057	10/10/2017	12208-001	\$59,415.66	PC7 LLC 2500 MCCLELLAN AVE, SUITE 200 PENNSAUKEN, NJ 08109
Total			\$59,415.66	

This resolution shall take effect immediately.

Adopted: April 6, 2022

Agenda No. XVI d

~ Resolution 2022 – 160 ~

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

BE IT RESOLVED, that the following building fee upon the report and request of the Construction Official be refunded:

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Name	Account No.	Refund Amount
Fairclough Propane Company 193 Halsey Road Newton, NJ 07860	01-192-08-160-199	\$66.00

Adopted: April 6, 2022

Agenda No. XVI e

~ Resolution 2022 – 161 ~

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:

BOB ROSS ART			
\$60.00	Nadia SH 138 Kitchell Lake Drive West Milford, NJ 07480	\$60.00	Liz Meditz 36A Salem Alley West Milford, NJ 07480
\$180.00	Betty Gartner 24 Christine Court West Milford, NJ 07480	\$35.00	Maryann Leppert 17 Waerbury Road Warwick, NY 10990
\$35.00	Carol Agnoli 1103 Richmond Road West Milford, NJ 07480		
SPRING MULTI SPORTS			
\$290.00	Katie Maloney 29 Krattiger Court West Milford, NJ 07480		

Adopted: April 6, 2022

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~ Resolution 2022 – 162 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING THE ISSUANCE OF VARIOUS LICENSES FOR THE LICENSE YEAR 2022

WHEREAS, applications have been made for the new licenses and the renewal of various Licenses for the 2022 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 2022 Licenses as listed below:

License No.	2022 CLOTHING BINS
2022-22	National Badge of Honor Law Enforcement Brotherhood Inc. 814 Warwick Tpke. - Volunteer Ambulance Corp. (1)

Adopted: April 6, 2022

Motion to move Resolutions 2022-156 through 2022-162, but not Resolution 2022-159.

 Moved: Erik Seconded: Goodsir
 Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
 Voted Nay: None
 Motion carried:

Agenda No. XVII

Approval of Expenditures

~ Resolution 2022 – 163 ~

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.

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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	\$642,187.33
3	Reserve Account	48,054.83
2	Grants	1,455.00
6	Refunds	60,391.66
1	General Ledger	14,272.91
26	Refuse	53,886.60
4	Capital	1,335.24
19	Animal Control	0.00
19	Heritage Trust	0.00
19	Open Space Trust	798.00
19	Trust	22,223.71
19	Scala Trust	0.00
16	Development Escrow	2,800.00
19	Tax Sale Trust	0.00
21	Assessment Trust	20,794.49
	Special Reserve	0.00
Total		\$868,199.77
Less Refund Resolution		-60,391.66
Actual Bills List		\$807,808.11
Other Payments		
Payroll		550,318.30
Treasurer, State of NJ		885.00
Total Expenditures		\$1,359,011.41

Adopted: April 6, 2022

 Moved: Erik Seconded: Goodsir
 Voted Aye: Erik, Chazukow, Lichtenberg, Goodsir, Gross, Marsden
 Voted Nay: None
 Motion carried:

Agenda No. XVI

Appointments and Resignations
 None

At this time Mayor Dale requested nominations for Volunteer of the Year.

Councilwoman Lichtenberg nominated Candidate #1. Seconded by Councilman Gross.
 Councilman Marsden nominated Candidate #2. Seconded by Councilman Goodsir.

Roll call vote for Candidate #1.

 Moved: Lichtenberg Seconded: Gross
 Voted Aye: Erik, Chazukow, Lichtenberg, Gross, Marsden
 Voted Nay: Goodsir, Marsden
 Motion carried:

Roll call vote for Candidate #2.

 Moved: Marsden Seconded: Goodsir
 Voted Aye: Chazukow, Goodsir, Marsden
 Voted Nay: Erik, Lichtenberg, Gross
 Motion carried:

Mayor Dale congratulated winning Candidate #1 and reminded Council the winner was to be kept confidential for now.

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TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

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WILLIAM SENANDE, TOWNSHIP CLERK