

TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, NEW JERSEY

Minutes of: Governing Body Workshop Meeting
Date of Meeting: September 8, 2021
Time of Meeting: 6:30 p.m.
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The Workshop Meeting of the Governing Body was called to order by Mayor Michele Dale at 6:30 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 Workshop Meeting was advertised in the Herald News in its issue of December 27, 2020 and January 11, 2021; a copy was provided to the Record and posted on the bulletin board in the main corridor of the 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 Ed Pasternack

Agenda No. III

Reading of or Approval of Unapproved Minutes

August 11, 2021 Workshop/Regular Meeting Minutes

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

Agenda No. IV

Meetings

Mayor Dale noted the future meeting schedule:

September 22, 2021 Regular Meeting
October 6, 2021 Workshop Meeting
October 20, 2021 Regular Meeting

Agenda No. V

Proclamations

None

Agenda No. VI

Presentations

Eagle Scout Kevin Bramley – Mayor Dale congratulated Kevin Bramley and presented a plaque. Kevin has been a cross country runner and his project was to make a Cross Country sign at the High School, which took approximately a hundred hours. He thanked his friends and family for all the help.

Eagle Scout Ryan Palomba – Mayor Dale congratulated Ryan Palomba and presented a plaque. Ryan’s project was the rehabilitation of the gazebo at Bubbling Springs that happened during the pandemic so time extensions were needed.

Mayor Dale thanked both Eagle Scouts for contributing to the community. Councilwoman Erik noted that West Milford has the most Eagle Scouts in the entire nation.

Agenda No. VII

Executive Session

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BE IT RESOLVED by the Township Council of the Township of West Milford on the 8th day of September, 2021 that:

1. Prior to the conclusion of this **Workshop Meeting**, the Governing Body shall meet in Executive Session, from which the public shall be excluded, to discuss matters as permitted pursuant to N.J.S.A. 10:4-12, sub-section (s):
() b. (1) Confidential or excluded matters, by express provision of Federal law or State statute or rule of court.
() b. (2) A matter in which the release of information would impair a right to receive funds from the Government of the United States.
() b. (3) Material the disclosure of which constitutes an unwarranted invasion of individual privacy.
() b. (4) A collective bargaining agreement including negotiations
() b. (5) Purchase, lease or acquisition of real property, setting of banking rates or investment of public funds, where it could adversely affect the public interest if disclosed.
() b. (6) Tactics and techniques utilized in protecting the safety and property of the public, if disclosure could impair such protection. Investigation of violations of the law.
(X) b. (7) Pending or anticipated litigation or contract negotiations other than in subsection b. (4) herein or matters falling within the attorney-client privilege
 > Litigation – Lupo vs West Milford Settlement
() 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: September 8, 2021

Moved: Erik
Voted Aye: Unanimous voice vote
Voted Nay: None
Motion carried:

Seconded: Lichtenberg

The Governing Body went into executive session at 6:38 p.m.
The Governing Body returned to the public meeting at 6:46 p.m.

Agenda No. VIII

Discussion Items / Official Communications

1.	<p>Ordinance 2021-013 (Defeated): Planning & Zoning Recommendations</p> <p>Administrator Senande said that the draft ordinance had been changed by the Township Planner to say that if residents could provide proof that containers were pre-existing that they could be grandfathered.</p> <p>Councilman Marsden questioned if there were more than one container would that be allowed and also had safety concerns. He recommended that there needed to be a way to let everyone know about the change and the opportunity to be grandfathered before a deadline, perhaps a mass mailing, he would have to give it some thought.</p> <p>The Ordinance does not apply to farms.</p> <p>Councilwoman Erik asked how “hazardous material” is defined, hers contain hay and hay is flammable. Mayor Dale asked what other towns were doing. Councilman Marsden indicated that West Milford is unique, that people have more land and that certain container usage depending on the property may not provide an eyesore to a neighbor or someone traveling along the road.</p> <p>Administrator Senande suggested we move on to other aspects of the ordinance since these issues related specifically to the container portion. Councilman Gross said he didn’t think that shipping containers should be allowed in residential areas at all. He noted that these containers seem to multiply. Administrator Senande indicated that the shipping containers were an issue in Town and that was something that needed to be addressed and suggested that the shipping container portion be reviewed and readdressed. The consensus was to review the Ordinance further.</p>
2.	<p>Draft Ordinance: Chapter 500 “Zoning” New Section Entitled Medical and Recreational Cannabis Activity. Administrator Senande said some minor changes had been made, including a \$500 discount for Veterans and a \$500 discount for microbusinesses. The application fee is \$2500 for the first year and then \$1500 for the renewal, and that would apply to every class. The license limit is ten per class, but could be changed. The State has limited the large scale growers to 37 but there is no limit on the microbusinesses.</p> <p>Township Attorney Pasternak indicated that not all definitions were in this draft, some were covered in the first draft. Councilman Chazukow is not in favor of prohibiting cannabis consumption areas, but is in favor of a “bud bar” where people are allowed to smoke. He feels that businesses should be able to get up and running without waiting for the Council to fine tune things. Attorney Pasternak indicated that every town appears to be handling things differently. Certain things may be addressed in the no smoking ordinance, there are different ways to approach the details.</p>

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	There was clarification that outdoor cultivation was prohibited. Mayor Dale pointed out that the odor/smell was a factor in that consideration and that she wanted to move forward and make some decisions because the public needs to know the rules in order to plan what they are going to do. Attorney Pasternak reminded everyone that this would be a work in progress and with time to see what problems might arise along with feedback from residents, and changes can be made. There will need to be an application process created and it will be handled like liquor licenses are handled, through the Clerk’s Office. Currently home cultivation is not allowed. The consensus was to move forward.
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Councilman Chazukow made a motion to remove the prohibition of cannabis consumption areas from the draft, second by Councilman Goodsir.

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

Agenda No. IX

Unfinished Business, Final Passage of Ordinances

None.

Agenda No. X

Public Comments

Mayor Dale opened the meeting to the public after advising that there is a five-minute limit for each speaker.

Charlene Stoub – 1640 Macopin Road, she called it a “Highway”, and would like the speed limit lowered to 35 miles an hour because cars are speeding excessively as they pass her house and her driveway is unsafe to the point where family and friends do not want to visit and risk an accident. The speed limit is higher in some areas along Macopin Road and lower in other places and no one does the speed limit. Perhaps there could be more of a police presence.

Michael Garreau – 1639 Macopin Road, agreed with everything his neighbor Charlene had said and though it is difficult to judge speed, he has to step back from the road because vehicles are going so fast. He is aware that the County has been asked in the past to lower the speed limit and for some reason refused. He suggested if the County denies a request for a speed limit decrease, perhaps a flashing sign or adding cameras onto school buses or on the sign itself.

Administrator Senande said that the Police Chief and Engineer have already looked at it some time ago and he would follow up with them. Mayor Dale also recommended a heightened patrol.

Richard Randazzo – 278 Wooley Road, was not going to discuss the noise ordinance again, though he feels it is very simple, no commercial work on Sunday, no special enforcement just call the police if it happens. Regarding the cannabis ordinance, he recalled individuals on the Planning Board that had to recuse themselves because of a conflicts of interest when a new development was being put in. One individual because they lived next to the organization doing the development and the other because they belonged to Skylands Clean, and there was a DEP conflict. These people were removed from the Board for these matters and he was unsure if it was for a legal reason or an ethical one. Mr. Randazzo said his question was for the Township Attorney and he asked if there was anyone on the Council involved with or planning to be involved with the marijuana business and wondered if that was legally allowed or considered ethical to be voting on the matter. Concern was expressed that a mistake here “could come back and bite” the Township. Mr. Randazzo also indicated that he had recently been to Washington and Colorado and people are smoking everywhere, and the State loves it because of the 10% revenue they were getting from taxes. In New Jersey, we would be receiving less than 7% and a portion of that would also be going to the County. He made the suggestion that the members take a trip out to see how the legalized shops are run. Mr. Randazzo also said he was upset because his property taxes have continued to go up, and he is quite sure that the revenue gained from the legalization will not lower anyone’s property taxes. As a substitute teacher, he is worried that the students are going to show up at school, high and smelling like pot. He referred to the speed limit discussion and asked what about everyone coming into West Milford to buy weed.

There being no one else 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. XI

Council Comments

Councilwoman Erik lives on Macopin Road as well and agreed that the speed limit needs to be adjusted. She mentioned that there is a requirement for new homes built on Macopin Road to share a driveway. The reason for this is because the County said it is too congested and they don’t want more driveways

added. If there is a congestion problem, then it should follow that the speed limit should also be reduced. There was discussion regarding cameras and places where they are placed. Councilwoman Erik thinks there should be 100% enforcement until people learn.

Councilman Goodsir also lives near the High School, there have been many accidents near his house. The larger trucks make a lot of noise when they hit the rumble strip.

Councilman Marsden pointed out that even if you stop for a bus, there is the fear that someone may not be able to stop behind you.

Councilman Chazukow agreed that something needs to be done.

There was discussion and personal stories about people who have been killed on the road and the dangers of speeding. The consensus was that something needs to be done and the speed limit should be lowered.

Mayor Dale said it was an enforcement issue.

Agenda No. XII

New Business, Introduction of Ordinance, Resolutions

Agenda No. XII 1

~ Ordinance 2021 – 034 ~

ORDINANCE OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, AMENDING CHAPTER 470, SUBDIVISION OF LAND AND SITE PLAN REVIEW, ARTICLE XX WIRELESS TELECOMMUNICATIONS FACILITIES TO CREATE A PRIORITY OF LOCATIONS FOR THE SITING OF COMMUNICATIONS ANTENNAS

WHEREAS, the Township enacted Ordinance 2003-51, setting forth procedures for submission of applications for preliminary and final site plan approval of wireless telecommunication facilities within the Township; and

WHEREAS, the Township further set forth the details for such preliminary and final site plans for wireless telecommunications facilities in all commercial zones, as well as for wireless telecommunications facilities in the R-1, R-1/1, R-2, R-3, R-4, R-1/PN, SCC and OR Zones; and

WHEREAS, the Township also wishes to set forth that new wireless communications antennas and towers shall be located at the lowest numbered priority location as available within an applicant’s search area, contingent upon maintaining the best level of service and at the same time benefitting the public’s health, safety and welfare.

NOW THEREFORE BE IT ORDAINED, by the Mayor and Township Council of the Township of West Milford, County of Passaic, and the State of New Jersey that Chapter 470, Subdivision of Land and Site Plan Review, Article XX Wireless Telecommunication Facilities shall be amended only to include a new Section 470-93.1 setting forth a priority of locations, as follows:

SECTION 1. ARTICLE XX, Wireless Telecommunications Facilities

§ 470-93.1 Purpose and Intent. The siting of any telecommunications facility shall be determined according to the lowest numbered priority location as set forth as within this Article, contingent upon such location providing an acceptable level of telecommunication service from the provider.

§ 470-93.2 Priority of Locations for Siting of Telecommunications Facilities

<u>Priority</u>	<u>Zone</u>	<u>Location</u>	<u>Permitted/Conditional/Type</u>
1.	Any zone on Township of West Milford owned land	Approved by Township Council	Permitted (Antenna-Tower)
2.	Public utility on a lot abutting Federal or State highway	On existing structure	Permitted (Antenna)
3.	Public utility on a lot not abutting Federal or State highway	On existing structure	Permitted (Antenna)
4.	Any industrial zone	Collocated with other Antenna on existing Structure or tower	Permitted
5.	Any commercial zone	Existing structure or Tower without other Antennas	Permitted
6.	Within the R-1, R-1/1, R-2,R-3, R-4, R-1/PN, SCC & OR Zones	Existing structure or Tower without other antennas	Permitted

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

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

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

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

Introduced: September 8, 2021

Adopted:

Effective Date:

Second reading and public hearing for this Ordinance is set for the Workshop Meeting of the Township Council scheduled for October 6, 2021. Notice of this public hearing shall be published in the Herald News on or about September 14, 2021.

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

Mayor Dale indicated that there would finally be a new high speed internet provider available in West Milford soon, Resolution 2021-326. There would be no television provided but there will be fiber optic internet services. Planet Network will be utilizing existing poles and new poles will be added if and when they are needed. The timeline for services will depend on current infrastructure and interest of possible customers. The Township Attorney will look into what areas will be the initial focus for availability so that the public can be informed as things progress.

Mayor Dale asked to move resolutions 2021-326 through 2021-335

Agenda No. XII 2

~ Resolution 2021 – 326 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, IN THE COUNTY OF PASSAIC AND STATE OF NEW JERSEY, AUTHORIZING PLANET NETWORKS, INC. TO USE NEW AND EXISTING POLES ERECTED WITHIN THE PUBLIC RIGHTS-OF-WAY FOR THE INSTALLATION OF TELECOMMUNICATIONS EQUIPMENT

WHEREAS, Planet Networks, Inc. ("Planet Networks") is a telecommunications services provider authorized by the New Jersey Board of Public Utilities to provide local exchange and interexchange telecommunications services throughout New Jersey; and

WHEREAS, in accordance with N.J.S.A. 48:3-19, N.J.S.A. 27:16-6 and N.J.S.A. 48:17-8, Planet Networks has petitioned the Township of West Milford for consent to use the public rights-of-way to place its telecommunication facilities aerially on existing and new utility poles and/or in underground conduit; and

WHEREAS, Planet Networks has or will enter into agreements with the utility companies for the use of their poles; and

WHEREAS, N.J.S.A. 48:3-19 provides that "[t]he consent of the municipality shall be obtained for the use by a person of the poles of another person unless each person has a lawful right to maintain poles in such street, highway or other public place."; and

WHEREAS, N.J.S.A. 27:16-6 provides, in part, that "[t]he board of chosen freeholders shall not grant an easement, right of way, or use in, under or over, any portion of a county road in a municipality, unless the governing body of the municipality, or the board of public utility commissioners, shall consent thereto. When, in connection with any such grant, the consent of property owners is required by law, it shall be obtained before such grant of any such easement, right of way or use."; and

WHEREAS, N.J.S.A. 48:17-8 provides that, "[a]ny telegraph or telephone company organized under the laws of this or any other State, or of the United States may erect, construct and maintain the necessary poles, wires, conduits, and other fixtures for its lines, in, upon, along, over or under any public street, road or highway, upon first obtaining the consent in writing of the owner of the soil to the erection of such poles, and through, across or under any of the waters within this State and upon, through or over any other land, subject to the right of the owners thereof to full compensation for the same"; and

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WHEREAS, the Mayor and Township Council finds that it is in the best interest of the Township and its citizens to grant such consent to Planet Networks.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Council of the Township of West Milford, in the County of Passaic and State of New Jersey, that it does hereby grant permission and authority to Planet Networks to install fiber optic cables and related facilities on existing utility poles within the public rights-of-way and to install new utility poles, upon the following terms and conditions:

1. Planet Networks shall adhere to all applicable federal, State, and local laws in connection with its use of the public right-of-way.
2. Planet Networks shall obtain any applicable permits in connection with the installation of its facilities;
3. Planet Networks shall indemnify, defend and hold harmless the municipality, its officials, agents, and employees, from and against any claim of liability, damages or loss resulting in bodily injury or property damage arising out of Planet Network's use of the public right-of-way, except to the extent such loss, injury or property damage resulting from the acts or omissions of the municipality.
4. Planet Networks shall procure and maintain, at its cost and expense, commercial general liability insurance with limits not less than \$1,000,000 for injury to or death of one or more persons in any one occurrence and \$500,000 for damage or destruction to property in any one occurrence and shall include the municipality as an additional insured on said insurance policy.
5. Planet Networks shall be responsible for the repair of any damage to pavement or any structure arising from its construction, installation or maintenance of its facilities.
6. Notwithstanding any provision contained herein, neither the municipality nor Planet Networks shall be liable to the other for consequential, incidental, exemplary, or punitive damages on account of any activity pursuant to this consent.
7. That the Mayor is hereby authorized to execute and the Clerk to attest to any other documents necessary to effectuate the terms of this resolution.
8. If a new utility pole is to be installed, Planet Networks, Inc., agrees to submit an escrow of \$750 for the application.
9. In addition, Planet Networks, Inc. shall provide an escrow of \$750 and reimburse the Township for any actual costs and any services rendered by the Township or its professionals in connection with the granting of this consent and use of the public right of way.
10. The term of this consent shall be fifteen (15) years.
11. Planet Networks, Inc. will supply the Township in advance of the installation of the fiber optics with appropriate mapping and notification of the installation of the fiber optic at least fifteen (15) days before undertaking such work.

This Resolution shall take effect immediately.

Adopted: September 8, 2021

Agenda No. XII 3

~ Resolution 2021 – 327 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE DEPARTMENT OF FIRE TO PURCHASE FIRE FIGHTING PROTECTION CLOTHING AND EQUIPMENT THROUGH NEW JERSEY STATE CONTRACT #17-FLEET-00805 THROUGH AAA EMERGENCY SUPPLY CO., INC.

WHEREAS, the State of New Jersey has awarded Contract # 17-Fleet-00805 Fire Fighting Protection Clothing and Equipment to AAA Emergency Supply Co. Inc.; and

WHEREAS, said contract was awarded through the open competitive bidding process and in accordance with N.J.S.A. 40A:11 et seq., Local Public Contracts Law; and

WHEREAS, the Fire Commissioner has reviewed the State Contract and related specifications and has submitted a written recommendation for the Township of West Milford to purchase (16) sets of Globe G-Xcel Firefighting Gear NFPA-West Milford Approved Spec- Coat and Pants, (16) sets of Globe Shadow Leather NFPA Structural Firefighting Boots, (9) Bullard USTM Structural Firefighting Helmets, (5) sets of

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Protech Fusion NFPA Structural Firefighting Gloves and (5) standard helmet fronts, through State Contract # 17-Fleet-00805 in an amount not to exceed \$52,353.00; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for this purchases, said funds to be encumbered from account number 04-215-55-827-012, 04-215-55-829-009, and 01-201-25-266-550;

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

1. The Township Council hereby authorizes the Department of Fire to generate a purchase order for (16) sets of Globe G-Xcel Firefighting Gear, (16) sets of Globe Shadow Leather NFPA Structural Firefighting Boots, (9) Bullard USTM Structural Firefighting Helmets, (5) sets of Protech Fusion NFPA Structural Firefighting Gloves and (5) standard helmet fronts, through State Contract #17-Fleet-00805 in an amount not to exceed \$52,353.00 from AAA Emergency Supply, Co., Inc. 635 North Broadway, White Plains, New York 10603.
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: September 8, 2021

Agenda No. XII 4

~ Resolution 2021 – 328 ~

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

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

WHEREAS, The Township of West Milford has a need on a timely basis to purchase emergency vehicle parts and have repairs performed from the above named vendor as the New Jersey authorized Pierce Manufacturing dealer which expenses would exceed the Pay-to-Play threshold of \$17,500; and

WHEREAS, Fire and Safety Services 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.

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 Fire and Safety Services is hereby authorized and obtained for total purchases not to exceed the budgeted appropriation established for this purpose for the remainder of the 2021 calendar year.

Adopted: September 8, 2021

Agenda No. XII 5

~ Resolution 2021 – 329 ~

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

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

WHEREAS, The Township of West Milford has a need on a timely basis to purchase emergency extrication equipment parts and have repairs performed from the above named vendor as the New Jersey authorized Hurst Extrication Equipment soul source dealer which expenses would exceed the Pay-to-Play threshold of \$17,500; and

WHEREAS, State Line Fire and Safety Inc has complied with state pay-to-play regulation by completing and submitting a Business Entity Disclosure Certification; and

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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.

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 State Line Fire and Safety Inc is hereby authorized and approved as a Hurst Extrication Equipment sole source and total purchases not to exceed the budgeted appropriation established for this purpose for the remainder of 2021 calendar year.

Adopted: September 8, 2021

Agenda No. XII 6

~ Resolution 2021 – 330 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN PROFESSIONAL SERVICE CONTRACT FOR PROFESSIONAL ENGINEERING SERVICES WITH BARONE ENGINEERING ASSOCIATES, LLC

WHEREAS, the Township of West Milford has a need to appoint Barone Engineering Associates, LLC as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.4 or 20.5 as appropriate; and

WHEREAS, the Township Council has determined that Barone Engineering Associates, LLC services will provide generator installation consulting/engineering services for the specifications on the installation of the generator at the Recreation Center; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1, et. seq.) requires that the resolution authorizing the award of contracts for Professional Services without competitive bids and the contract itself must be available for public inspection; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds for these purchases, said funds to be encumbered from account number 04-215-55-831-004

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 Township of West Milford hereby awards and authorizes the Mayor and Township Clerk to execute an agreement with Barone Engineering Associates, LLC 100 Oak Ridge Road, Oak Ridge, NJ 07438
2. The total fee authorized for this contract shall not exceed \$12,000 without the prior written approval of the Township Council.
3. Notice of this action shall be published once in the Township's official newspaper as required by law.

Adopted: September 8, 2021

Agenda No. XII 7

~ Resolution 2021 – 331 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE WAIVER OF ZONING FEES FOR COMMUNITY EVENTS HELD BY THE FRIENDS OF WALLISCH HOMESTEAD FOR THE REMAINDER OF 2021

WHEREAS, the Friends of Wallisch Homestead has asked the Township to waive Zoning Permit fees for events held by them at the Wallisch Homestead; and

WHEREAS, the Friends of Wallisch Homestead hold approximately six community events annually at Wallisch Homestead; and

WHEREAS, the Wallisch Homestead is jointly owned by the Township and the West Milford Board of Education; and

WHEREAS, the Friends of Wallisch Homestead is a registered 501(c)(3) corporation; and

WHEREAS, the Township has entered into an agreement that designates the Friends of Wallisch Homestead as the caretaker of the Wallisch Homestead.

NOW, THEREFORE, BE IT RESOLVED by the Township Council that all Zoning Permit fees for community events held by the Friends of Wallisch Homestead at the Wallisch Homestead are waived for the remainder of 2021.

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BE IT FURTHER RESOLVED that the Friends of Wallisch Homestead are welcome to request the waiver of Zoning Permit fees in subsequent years.

BE IT FURTHER RESOLVED that a copy of this resolution shall be forwarded to the Friends of Wallisch Homestead.

Adopted: September 8, 2021

Agenda No. XII 8

~ Resolution 2021 – 332 ~

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

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

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

WHEREAS, the Township Administrator, Director of Public Works and Recycling Coordinator recommend that the following collection of car and light truck tires be advertised for this single day event at the Recycling Center on Saturday, November 6, 2021.

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

-
1.

For the established day of Saturday, November 6, 2021 for the car and light truck tire collection event the fees would be waived.
2.

The single day tire collection event will begin at 8 a.m. and end at 2 p.m. on the established day or until such time the 400 hundred tire limit has been achieved.
3.

This single day event, will utilize funding from the Recycling Tonnage Grant, not to exceed \$800.00.
4.

Proof of residency is required.

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

Adopted: September 8, 2021

Agenda No. XII 9

~ Resolution 2021 – 333 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING THE SETTLEMENT OF CLAIMS FILED BY VINCENT J. LUPO

WHEREAS, the Township of West Milford previously submitted a layoff plan to the Civil Service Commission calling for the layoff of Mr. Vincent J. Lupo ("Lupo"), the Zoning Code Official (the "Layoff Plan"); and

WHEREAS, the Civil Service Commission approved the Layoff Plan and Lupo was duly notified that he would be laid off from his position of Zoning Code Official effective December 31, 2020; and

WHEREAS, thereafter Lupo filed an appeal of the Layoff with the New Jersey Civil Service Commission (the "Appeal"); and

WHEREAS, Employee's Appeal was assigned OAL Docket NO. CSV-01583-21 and Agency Reference No.: 2021-992 and the Appeal was assigned to Judge Testa for a Hearing to be held on August 16, 2021; and

WHEREAS, Lupo also filed a claim captioned Vincent J. Lupo v. Township of Milford, William Senande and Michele A. Dale, PAS-L-003930-20 in the Superior Court of New Jersey, Law Division, Passaic County (the "Litigation"); and

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WHEREAS, both parties appeared for a virtual hearing before Judge Testa on August 16, 2021 at which time Judge Testa conducted settlement discussions; and

WHEREAS, both the Township and Lupo were represented by counsel and the parties agreed upon a proposed Settlement of both the Appeal and Litigation, subject to the approval by the Governing Body of the Township; and

WHEREAS, the settlement of the Appeal and Litigation has been recommended by defense counsel assigned to defend the Township; and

WHEREAS, defense counsel has presented the terms of the Settlement to the Township for consideration; and

WHEREAS, defense counsel recommends that the Township accept the terms of the settlement; and

WHEREAS, the acceptance of the settlement is in the best interests of the Township.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of West Milford that the proposed settlement of the Appeal and Litigation filed by Lupo against the Township be and the same is hereby accepted and the attorney assigned to defend the Township and the Mayor are hereby authorized to execute any and all documents necessary to effectuate the settlement.

This Resolution shall take effect immediately.

Adopted: September 8, 2021

Agenda No. XII 10

~ Resolution 2021 – 334 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY APPROVING SUBMISSION OF THE CORRECTIVE ACTION PLAN FOR THE YEAR ENDED DECEMBER 31, 2020 TO THE STATE OF NEW JERSEY, DIVISION OF LOCAL GOVERNMENT SERVICES

WHEREAS, all municipalities operating under the Local Fiscal Affairs Law must prepare and submit a Corrective Action Plan as part of their annual audit process, and

WHEREAS, the Township of West Milford has by Resolution accepted the 2020 audit as prepared and presented by the Township Auditors, and

WHEREAS, Ellen Mageean, the Chief Financial Officer for the Township of West Milford has prepared a Corrective Action Plan to address the findings and recommendations for the 2020 audit and presented copies of same to the Mayor, Council, and Administrator,

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, in the County of Passaic, that the Corrective Action Plan, attached hereto and made a part hereof, be approved for submission to the Division of Local Government Services.

Adopted: September 8, 2021

Agenda No. XII 11

~ Resolution 2021 – 335 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY REJECTING BIDS FOR THE MARKETING OF RECYCLABLES AND AUTHORIZING RE-BIDDING

WHEREAS, the Township of West Milford solicited bids on August 20, 2021 for the Marketing of Recyclables; and

WHEREAS, in response to the "Notice to Bidders" the Township received two (2) bids; and

WHEREAS, the lowest bid, pursuant to a "separate bid" submitted solely for paper curbside collection of products, did not conform with material conditions as required within the contract specifications, omitting required forms and thus rendering the bid non-responsive; and

WHEREAS, the second lowest bidder submitted an "alternate bid" for Marketing of Recyclables, but similarly did not conform with material conditions as required within the contract specifications, and failed to indicate the "percent of the current market value" to be returned, thus rendering the bid non-responsive; and

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

WHEREAS, the local contracting unit may not waive material conditions contained in the bidding specifications; and

WHEREAS, the two (2) bidders are not responsive, due to failure to comply with the required bid specifications; and

WHEREAS, pursuant to N.J.A.C. 17:12-2.2, a local contracting unit may reject all bids as non-responsive that fail to contain all certifications, forms and attachments, as required.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Township of West Milford, County of Passaic, State of New Jersey, that the two bids received on August 20, 2021 for the Marketing of Recyclables are hereby rejected, due to being non-responsive to the required bid specifications.

BE IT FURTHER RESOLVED, that the Township Department of Public Works is hereby authorized to rebid for this project as soon as practical.

Adopted: September 8, 2021

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

Seconded: Lichtenberg

Agenda No. XIII

Consent Agenda

~ Resolution 2021 – 336 ~

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

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

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

- Resolutions:**
- a) **2021-337** – Refund Recreation Fees
 - b) **2021-338** – Cancellation of Taxes
 - c) **2021-339** – Cancel Tax and Tax Lien Certificate
 - d) **2021-340** – Refund Other Liens
 - e) **2021-341** – Refund Overpayment
 - f) **2021-342** – Reinstatement of taxes
 - g) **2021-343** – Correct Lien Holder and reissue check

Adopted: September 8, 2021

Agenda No. XIII a

~ Resolution 2021 – 337 ~

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:

MULTI SQUIRTS	
\$142.00	Dana Parrello 876 Westbrook Road West Milford, NJ 07480
BASKETBALL SKILLS AND DRILLS	
\$20.00	Amanda Wisnewski 52 Hilltop Road Newfoundland, NJ 07435
DAY CAMP	
\$190.00	Roy Van Tassel 11 B Concord Road West Milford, NJ 07480
FALL SOCCER	

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\$80.00	Debbie Robbins 285 Weaver Road West Milford, NJ 07480
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Adopted: September 8, 2021

Agenda No. XIII b

~ Resolution 2021 – 338 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC AND STATE OF NEW JERSEY AUTHORIZING CANCELLATION OF TAXES

WHEREAS, there appears on the tax records balances as listed below; and

WHEREAS, the Collector of Taxes recommends the cancellation of taxes due to reasons listed below.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and are hereby authorized and directed to cancel as hereafter listed below:

- REASON:
1.

2.

3.

4.
- 100% Disabled Veteran

Township Owned Property

Veteran/Surviving Spouse of Veteran Deduction

Senior Citizen/Disabled/Surviving Spouse Deduction

Block/Lot	Name	Amount	Year	Reason
13001-015	Raymond & Sharon Strohl	\$21,126.90	2020	1
		\$21,348.94	2021	
		\$10,674.00	2022	
12305-013	William Mathes	\$3,697.28	2020	1
		\$7,595.23	2021	
		\$3,798.00	2022	
15401-046	Eduardo Rivera	\$4,425.87	2021	1
		\$4,378.00	2022	
TOTAL		\$77,044.22		

Adopted: September 8, 2021

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~ Resolution 2021 – 339 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AUTHORIZING CANCELLATION OF TAX AND CANCELLATION OF A TAX SALE CERTIFICATE

WHEREAS, there appears on the tax records balances as listed below; and

WHEREAS, the Collector of Taxes recommends the cancellation of taxes due to reasons listed below; and

WHEREAS, the Collector of Taxes recommends the cancellation of a tax sale certificate due to reasons listed below.

NOW, THEREFORE, BE IT RESOLVED that the proper officers be and they are hereby authorized and directed to cancel as hereafter listed below:

REASON: SCHOOL PROPERTY – CANCEL TAXES

BLOCK/LOT	LIEN HOLDER	AMOUNT	
10202-008 LC# 89-87	TOWNSHIP OF WEST MILFORD	\$11,719.88	LIEN
		\$326.84	2021
		\$164.00	2022
ARTICLE ITOTAL		\$12,210.72	

Adopted: September 8, 2021

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~ Resolution 2021 – 340 ~

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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
18-0005	10/09/2018	00803-008	\$36,815.90	DGJ GROUP LLC 1253 SPRINGFIELD AVE SUITE 339 NEW PROVIDENCE, NJ 07974
19-0072	10/15/2019	09405-005	\$3,774.75	FIG CUST FIGNJ119LLC & SEC PTY P.O.BOX 54226 NEW OLREANS, LA 70154
20-0017	10/132/2020	02017-006	\$5,111.80	NJSL 301 LLC 650 E. PALISADDES AVE STE 2 ENGLEWOOD CLIFFS, NJ 07632
20-0034	10/13/2020	04008-005	\$91,137.79	FNA DZ LLC 120 N LASALLE ST, SUITE 1 CHICAGO. IL 60602
TOTAL			\$136,840.24	

Adopted: September 8, 2021

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~ Resolution 2021 – 341 ~

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

2. Duplicate Payment

3. Senior Citizen

4. Veteran Deduction

5. Homestead Rebate

6. Tax Appeal County Board

7. Tax Appeal State Tax Court

8. 100% Disabled Veteran

9. Replacement Check

Block/Lot	Name	Amount	Interest	Year	Reason
02004-012	Puig-Marrero, Miguel A & Puig M 29 Lakewood Rd Hewitt, NJ 07421	\$6,294.34		2021	8
06503-009	Title Agency of New Jersey 6 Prospect Village Plaza Ste 200 Clifton, NJ 07013	\$2,178.00		2021	2
08101-26	Bridgeview Abstract Inc. 250 Columbia Ave, Ste 15 Fort Lee, NJ 07024	\$3,335.00		2021	2
08803-006	Tobias Title Agency LLC 3 Becker Farm RD Suite 205C Roseland, NJ 07068	\$2,775.00		2021	2
02203-003 QFARM	Robert & Lynne Hernest 26 Melinda Ln Hewitt, NJ 07421	\$21.00		2021	2
02201-007.04 QFARM	Seth & Rosanna Mandel 43 Melinda Lane Hewitt, NJ 07421	\$26.00		2021	6
03004-006	Anthony Veltri 2406 Goldfire Circle Henderson, NV 89052	\$78.68		2021	6
07702-001 QFARM	Deron & Karin Jordan 26 Binnacle Ave	\$55.60		2021	6

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Block/Lot	Name	Amount	Interest	Year	Reason
	West Milford, NJ 07480				
02412-010	Erica Weber 29 Eatontown Rd Hewitt, NJ 07421	\$208.86		2021	6
05504-004.14	Bradley Jenkins 1414 Richmond Rd West Milford, NJ 07480	\$1,274.00		2021	2
12305-013	William Mathes 18 Crescent Rd West Milford, NJ	\$3,697.28 \$5,690.00		2020 2021	8
13001-015	Raymond & Sharon Strohl 125 Hearthstone Dr West Milford, NJ 07480	\$21,126.90 \$10,564.00		2020 2021	8
15401-046	Eduardo Rivera 29 Post Pl Newfoundland, NJ 07435	\$1,930.12		2021	8
00906-008	Jannette Bott 30 Florence Road Hewitt, NJ 07421	\$100.00		2021	1
TOTAL		\$59,354.94			

Adopted September 8, 2021

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~ Resolution 2021 – 342 ~

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

WHEREAS, there appears on the tax records receipt of payment of taxes; and

WHEREAS, the Collector of Taxes recommends the reinstatement of taxes due to reasons stated below.

NOW, THEREFORE BE IT RESOLVED, that the proper officers be and they are hereby authorized and directed to reinstate as listed below:

REASON: INSUFFICIENT FUNDS

BLOCK/LOT	NAME	AMOUNT	YEAR
13402-007	Roman Zulin	\$1,538.57 \$21.54	2021 Interest
16703-006	Robert Clegg	\$4,315.00	2021
05621-003	Diana Grazio	\$78.00	2021
05621-004	Diana Grazio	\$2,807.00	2021
11103-009.06	Santo V Sorce	\$5,219.50	2021
07801-054.08	Kim Saade	\$2,013.00	2021
13809-011	George P. Duggar	\$1,800.00	2021
10703-031	William Church	\$1,705.00	2021
3202-007	Christopher Leahy	\$37.00	2021
03202-006	Christopher Leahy	\$2,298.00	2021
03201-003	Christopher Leahy	\$3,751.00	2021
03201-006	Christopher Leahy	\$6,506.00	2021
06002-042	Albert Spadacinni	\$1,748.00	2021
08101-043	Robert Cammarier	\$1,178.00	2021
17302-004.02	Timothy Trossman	\$2,459.00	2021
00301-006	Lynda Naccara	\$1,614.00	2021
01001-016	Leslie R Gannon	\$79.00	2021
03610-030	Elena Dykstra	\$779.00	2021
03014-001	Elena Dykstra	\$837.00	2021
03013-028	Elena Dykstra	\$891.00	2021
03015-001	Elena Dykstra	\$1,297.00	2021
03611-015	Elena Dykstra	\$3,777.00	2021
08903-012	Claire Gray	\$2,702.00	2021
07001-001	Stephen Wattley	\$100.00 \$0.33	2021 Interest
11103-9.06	Santo V Source	\$10,373.76 \$32.90	2021 Interest
TOTAL		\$59,957.60	

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~ Resolution 2021 – 343 ~

RESOLUTION OF THE TOWNSHIP OF WEST MILFORD, COUNTY OF PASSAIC, STATE OF NEW JERSEY AMENDING RESOLUTION 2021-319 AUTHORIZING THE REFUND OF OTHER LIENS ADOPTED AUGUST 11, 2021 TO CANCEL CHECK ISSUED TO INCORRECT LIEN HOLDER ON BLOCK 15101 LOT 046 AND TO CORRECT LOT NUMBER TO BE 016

WHEREAS, Resolution 20121-319 Refund of Other Liens adopted August 11, 2021 was paid to Greymorr LLC on Block 15101 Lot 046 Lien Certificate 20-0070 and

WHEREAS, upon the recommendation of the Collector of Taxes that Resolution 2021-319 be amended to cancel the check to Greymorr LLC on Block 15101 Lot 046 Lien Certificate 20-0070 and reissue to Bala Partners LLC as listed below.

NOW, THEREFORE, BE IT RESOLVED by the proper officers be and are hereby authorized and directed to cancel the check issued to Greymorr LLC and reissue a check to Bala Partners LLC as listed below.

Certificate No.	Certificate Date	Block/Lot/Qual	Reimbursement Amount	Pay to Lien Holder
20-0058	10/13/2020	9901-007.01	\$176.05	711FLIP LLC 1831 ROUTE 52 FISHKILL, NY 12524
20-0065	10/13/2020	12306-003	\$17,779.90	CHRISTIANA T C/F CE1/FIRSTTRUST PO BOX 5021 PHILADELPHIA, PA 19111
20-0068	10/13/2020	13901-011.01	\$10,294.55	FIG CUST FIGNJ19LLC & SEC PTY PO BOX 54226 NEW ORLEANS, LA 70154
19-0095	10/15/2019	15101-016	\$367,185.38	GREYMORR LLC BMO 85 P.O.BOX 1414 MINNEAPOLIS. MN 55480
20-0070	10/13/2020	15101-046	\$133,682.83	GREYMORR LLC BMO 85 P.O.BOX 1414 MINNEAPOLIS. MN 55480
20-0070	10/13/2020	15101-016	\$133,682.83	BALA PARTNERS LLC P.O. BOX 303 POTTERSVILLE, NJ 07979
TOTAL			\$529,118.71	

Adopted: September 8, 2021

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~ Resolution 2021 – 344 ~

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

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

Name & Address	Application No.	Account No.	Amount of Escrow Deposit	Amount of Refund
Eric Sudhalter 1 Warren Place West Milford, NJ 07480	ZB10-17-12	16-288-56-705-113	\$950.00	\$700.00

Adopted: September 8, 2021

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

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Agenda No. XIV

Approval of Expenditures

~ Resolution 2021 – 345 ~

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	\$714,065.27
3	Reserve Account	68,916.92
2	Grants	35,293.05
6	Refunds	331,077.94
1	General Ledger	1,000.00
26	Refuse	67,134.28
4	Capital	1,814.38
19	Animal Control	675.00
19	Heritage Trust	250.00
19	Open Space Trust	0.00
19	Trust	6,575.04
19	Scala Trust	0.00
16	Development Escrow	375.00
19	Tax Sale Trust	0.00
21	Assessment Trust	0.00
	Special Reserve	0.00
Total		\$1,227,176.88
Less Refund Resolution		-331,077.94
Actual Bills List		\$896,098.94
Other Payments		
Payroll		562,116.33
Payroll		535,694.09
Treasurer, State of NJ Dog report		56.40
Total Expenditures		\$1,993,965.76

Adopted: September 8, 2021

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

Agenda No. XV

Reports of Administrator, Mayor and Council Members

Mayor Dale – Announced that at the September 10, 2021 home football game, they would be honoring all first responders with free admission, coffee and recognition. The September 11th Ceremony will take place at 8:45 a.m. Mayor Dale sent condolences out to the family of Bill Francis, who had recently passed away. He was a kind, delightful man and will be missed. Mayor Dale requested a moment of silence be placed on the next meeting agenda, in honor of Bill Francis. September 17, 18 and 19 are the dates for the Town-wide garage sale. The delay in garbage pickup was due to a backup at the tipping stations, caused by the amount of clean up after all the recent flooding, not our current garbage vendor.

Councilman Chazukow – No report

Councilwoman Lichtenberg –Friends of Wallisch Homestead is having their second annual music festival on Saturday, September 18 from 11 a.m. to 6 p.m., gates open at 10 a.m., bring a chair there will be various vendors. It’s \$15 for the entire day, with proceeds going to maintain the Wallisch Homestead. OCD will be playing with Billy Joel’s drummer and Amy Goff , who sang with Meatloaf. The free health fair sponsored by the Lion’s Club and the West Milford Health Department scheduled for September 11, has been cancelled. The West Milford Friends of the Library are having a Kootz music entertainment this

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Monday evening, September 13 and they are also looking for book donations to be brought to the West Milford Presbyterian Church garage for the book sale at the Wallisch Barn on September 24 and 26. On September 22 Senior Olympians will be competing in Sparta. There are 24 seniors from 6 towns competing for medals and the championship title: Rutherford, Pequannock, Randolph, Wayne, West Milford and Sparta.

Councilman Goodsir – Wreaths Across America will be putting wreaths on the graves of fallen Veterans on December 18th. There are 700 Veterans who have been laid to rest in West Milford. It is \$15 to sponsor a wreath. St. Joe's Cemetary, the Presbyterian Cemetary and Cedar Crest are the local cemeteries involved. To donate or volunteer please call Cindy at 201-315-6496. The Elks is having a Craft Sale on September 25, \$20 a table or two for \$35 with a rain date on the 26th. On October 16th there will be a fishing derby.

Councilman Gross – Trail maps are going well and progress is being made. He praised the Township Engineering Department. The County is stepping up with aid for people who need a respite from caregiving. As far as the parking issue goes, there are new people and it's like starting from scratch.

Councilman Marsden – Has been working with a task force on Zoning Ordinance reform to make the process easier for the public.

Councilwoman Erik – Publicly thanked Administrator Senande for fixing a problem that a family had. Saturday is the 20th anniversary of 9-11 and the point was made that in addition to the deaths that day, there have been an additional 3,496 deaths due to cancer and other related issues. We are at the point where every 2.5 days there will be a death caused by the cancers from 9-11. There is a very high suicide rate amongst Veterans and we should thank them when we see them and support them by giving them work, as it is very difficult for them to assimilate back into society.

Administrator Senande – A land auction took place today, where ten properties were sold to adjacent property owners and they will be merged. \$40,500 was the total amount made from the sales.

Mr. Pasternak – No report.

Agenda No. XVI

Appointments and Resignations

~ Resolution 2021 – 346 ~

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

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

<u>Name</u>	<u>Position</u>	<u>Date Tendered</u>
William Cytowicz	Environmental Commission Alternate 1 Term expires 12/31/21	August 30, 2021

Adopted: September 8, 2021

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

Councilman Chazukow nominated Mr. Thomas Decker for the Heritage Committee. Second by Councilwoman Lichtenberg. All were in favor.

Agenda No. XVII

Adjournment

There being no further business to come before the Council, the Governing Body adjourned the meeting at 8:07 p.m.

Moved:	Erik	Seconded:	Gross
Voted Aye:	Unanimous voice vote		
Voted Nay:	None		
Motion carried:			

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Approved: September 22, 2021

Respectfully submitted:

Deidre Ellis, Keyboarding Clerk II

MICHELE DALE, MAYOR

WILLIAM SENANDE, TOWNSHIP ADMINISTRATOR/CLERK