

JEFFERSON TOWNSHIP COUNCIL
MEETING LOCATION: JEFFERSON TOWNSHIP MUNICIPAL BUILDING
1033 WELDON ROAD
LAKE HOPATCONG, NJ 07849
CONTACT: 973-208-6132/33
www.jeffersontownship.net

APRIL 6, 2022
REGULAR MEETING – 7:00 PM
MINUTES

1. CALL TO ORDER

Council President Senatore called the meeting to order at 7:03 pm and read the meeting statement as follows: This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of **April 6, 2022** was included in a list of meetings notice sent to the official newspapers of the Township, the Daily Record and the Star Ledger, on **January 6, 2022** and was posted on the bulletin board in the Municipal Building on **January 6, 2022** and has remained continuously posted as the required notices under the Statute. In addition, a copy of this notice is and has been available to the public and is on file in the office of the Municipal Clerk.

2. ROLL CALL

	Present	Absent
Mr. Birmingham	X	
Mr. Kalish	X	
Mr. Smith	X	
Vice President Dunham		X*
President Senatore	X	
Mr. Ryan, Township Attorney	X	
Ms. Reilly, Township Clerk	X	

Ms. Reilly called the roll. All Council members were present except for Council Vice President Dunham, who arrived at 7:11 pm. Also in attendance were Mayor Eric Wilsusen, Administrator Debi Millikin and Chief Financial Officer Bill Eagen.

3. SALUTE TO THE FLAG

Council President Senatore led the flag salute.

4. SPECIAL PRESENTATIONS

- **Lake Hopatcong Foundation Presentation**

Chair Marty Kane, Executive Director Kyle Richter, Commission Administrator Colleen Lyons, and Miss Lotta Captain Lee Moreau gave the annual Lake Hopatcong Foundation Presentation to Council. Ms. Lyons spoke about the Commission’s weed harvesting project and the HAB (harmful algae bloom) as well as opportunities for State and Federal grant funding. In response to Council questions about funding for the Lake Hopatcong Commission, Councilman Smith explained that the Commission is funded through boat revenues collected from Motor Vehicles (MVC). Mr. Kane said that \$500,000 is given to the Commission annually and the goal is to obtain a much larger amount of annual funding, allocated as a State budget line item.

Mr. Kane addressed advocacy for the Lake, specifically the quarterly meetings with the Lake Mayors and Associate DEP Commissioner, as well as the yearly meeting with the DEP Commissioner. He also talked about the upcoming meeting with the State Police, the Morris County Sheriff’s Office, and the police departments from the four (4) surrounding towns. Mr. Kane announced that the Sheriff will have two boats and a wave runner on the Lake this year.

Mr. Richter spoke about increasing awareness of stormwater management and this year’s push for riparian buffers. He stated that on site visits to the floating classroom will be resuming, as well as public educational cruises, and announced the Block Party is scheduled for May 21st. Captain Moreau discussed the Block Party and the Veterans Cruise, which is scheduled for June 25th. He said the DMV will come to the Block Party and offer boat registrations.

The Foundation thanked Council for Jefferson’s support, as well as the support they receive from the surrounding towns.

5. PUBLIC COMMENT

Council President Senatore opened the public comment portion of the meeting with the consent of the members present and asked speakers to state their name and address for the record.

David Pisano – South Lakeside Drive

Mr. Pisano stated that he has an efficiency unit in his basement and wanted to make sure he would have no issues with the town once the short term rental Ordinance passed. He said he was specifically concerned about the calculations for occupancy Ms. Millikin stated that occupancy is based off the septic capacity, which is calculated on the number of bedrooms. She explained that the Township does not want an excessive number of people in the dwelling.

Robert Vander Ploegh, Jr. – 14 Crystal Road

Mr. Vander Ploegh asked if Ordinance 22-07 was funded by the entire Township and Mr. Eagen said no, it is funded only from residents who use the sewers. He requested that Council amend the current Code in reference to the posting of the Council agenda. Ms. Reilly explained to Mr. Vander Ploegh that State statute requires posting of the agenda forty-eight (48) hours prior to the meeting. Mayor Wilsusen told Mr. Vander Ploegh he can sign up for the “notify me” feature on the website and then he will be notified when an agenda is posted.

With no one else wishing to be heard, Council President Senatore closed the public comment portion of the meeting.

6. ORDINANCES –PUBLIC HEARING AND VOTE FOR ADOPTION

ORDINANCE 22-02 - ORDINANCE AMENDING THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF JEFFERSON TO ESTABLISH A NEW CHAPTER, CHAPTER 491, TO BE TITLED ‘HOUSING AND RENTAL PROPERTY STANDARDS SHORT-TERM RENTAL PROPERTY’ IN ORDER TO ESTABLISH RESTRICTIONS ON THE RENTAL OF RESIDENTIAL DWELLING UNITS FOR CERTAIN TIME PERIODS

Definitions.

As used in this article, the following terms shall have the meanings indicated:

Agent or Managing Agent

The individuals designated by the owners as the person(s) authorized by the owner to perform any duty imposed upon the owner by this article. If the owner provides no such designation, the owner shall be considered the agent or managing agent.

Building

Any building or structure or part thereof used for human habitation, use of occupancy, and includes any accessory buildings and appurtenances belonging thereto or usually enjoyed therewith.

Certificate of Occupancy

The certificate issued by Code Enforcement confirming that the rental unit has been properly registered and determined appropriate for occupancy in accordance with the standards set forth in this article.

Dwelling

Any building or portion thereof designed or used exclusively for one or more dwelling units, as delineated below:

A. Dwelling Unit

A building or part thereof having cooking, sleeping and sanitary facilities designed for or occupied by one family and which is entirely separated from any other dwelling unit in the building, either vertically or horizontally, and with an independent means of access.

B. Dwelling, Single-Family

A building designed for or containing one dwelling unit.

C. Dwelling, Two-Family

A building designed for or containing two dwelling units which are entirely separated from each other by vertical walls or horizontal floors.

D. Dwelling, Multiple

A building designed for or containing three or more dwelling units which are entirely separated from each other by vertical walls or horizontal floors.

Guest

A person occupying a dwelling unit.

Habitable Room

A room or enclosed floor space within a dwelling unit used or designed to be used for living, sleeping, cooking or eating purposes, excluding bathrooms, water closed compartments, laundries, pantries, foyers or communicating corridors, closets and storage space.

LAW

See "Occupant Standards" below.

Lodging Unit

A room or group of rooms containing no cooking facilities, used for living purposes of a separate family or group of persons living together or by a person living alone within a building.

Occupant

A person occupying a dwelling unit.

Owner

An individual or entity holding title to a property proposed for short-term rental by way of a legally recorded deed.

Registered Tenant

The person or persons to whom a rental unit is leased or rented.

Rental Unit

Any apartment, dwelling, building, dwelling unit, habitable room or lodging unit, as defined by this article, which is rented or offered for rent, for living and dwelling purposes regardless of the consideration for occupancy, including but not limited to money paid, services rendered, or accommodation incident to employment. A rental unit shall not include any property wherein the person(s) occupying and/or renting the property is related to the owner(s) of the property. For purposes of this article, the term "related to" shall mean either a grandparent/grandchild, a parent/child, or a sibling relationship.

Seasonal or Short-Term Rental

A rental of residential accommodations for a term of less than 30 days, but no shorter than two days.

Sleeping Accommodations

The number of individuals who may be properly accommodated in the beds and other sleeping facilities located within any rental unit.

Registration, Certificate of Occupancy Requirements.

- A. All rental units must be registered with, and receive a certificate of occupancy from Code Enforcement in accordance with the provisions of this article. No rental units may be leased, rented, or occupied, or advertised for such purposes, without having been so registered and certified for occupancy.
- B. The registration shall be documented and the certificate of occupancy issued on forms promulgated by and available from Code Enforcement.
- C. Each registration and certificate of occupancy shall be issued a specific numeric designation. This numeric designation must appear prominently in any advertisement for the rental of the subject unit. Failure to do so constitutes a violation of this article.

- D. Any lease which has been executed prior to the effective date of this article shall not be affected, but the rental unit must nevertheless be registered, inspected and certified as prescribed herein. No rental unit may be rented, leased, or occupied unless the rental unit is registered and certified in accordance with this article.

Effective Date; Term; Renewal.

- A. This article shall be effective immediately at which point Code Enforcement may begin accepting initial registrations, conducting inspections, and issuing certificates of occupancy for existing rental units.
- B. For seasonal/short-term rentals, initial registrations and certifications shall be effective for a one-year term commencing retroactively on January 1 and expiring on December 31 unless there is an intervening change of ownership, in which case reregistration and recertification in accordance with the provisions of this article are required. Re-inspection and recertification are not required for changes in occupancy of seasonal/short-term rentals.
- C. Registrations and certificates of occupancy issued thereafter shall be effective for a one-year term, commencing on January 1 of the year of issuance, unless there is an intervening change of occupancy or ownership, as applicable, in which case reregistration and recertification in accordance with the provisions of this article are required.

Inspections/Certifications.

- A. Season/short-term rentals shall be inspected and certified annually on or before April 30, or in the event of a change of ownership, but are not required for changes in occupancy.
- B. The inspection shall occur prior to occupancy in which a certificate of occupancy is sought pursuant to this article.
- C. The rental unit's septic requirements must be reviewed so that the number of people sleeping in the rental unit does not exceed the amount on file with the Township.
- D. A sketch should be provided showing the location of adequate parking per unit as well as storage for garbage and recycling.
- E. Inspections shall include both a physical inspection and a search of Township records to confirm whether the subject property is in compliance with all applicable health (septic/well), safety, building, construction, zoning, fire, safety, and property maintenance codes. Officials from other Township agencies shall, as needed, coordinate with and assist Code Enforcement in carrying out these inspections.
- F. Should the inspection fail to result in a satisfactory determination, a certificate of occupancy shall be denied, and the property shall not be leased, rented, or occupied by any tenant until the deficiencies have been rectified and the property and rental unit have been brought into compliance with all applicable codes. In the event that the property is occupied when deficiencies are discovered, all corrections must be made within 30 days unless safety considerations require immediate correction. If not made within that time period, the owner shall be deemed in violation of this article, and every day that the violation continues shall constitute a separate offense.

Prohibitions on Occupancy.

No person shall hereafter occupy any rental unit nor shall the owner permit occupancy of any rental unit within the Township of Jefferson which is not registered and certified for occupancy in accordance with this article.

Insurance.

All properties registered and certified for occupancy hereunder must be fully insured for rental purposes. Policies must remain valid and in full force and effect throughout the term of the certificate of occupancy.

Fees.

- A. Registration and inspection: \$150
- B. Amended registration: \$50
- C. Reinspections: \$50
- D. If any fee is not paid within 30 days of its due date, a late fee charge applies in the amount of \$35.

Registration Forms.

- A. Every owner shall file with Code Enforcement a registration form or other forms developed by the Township for each rental unit contained within a building or structure, which shall include the following information:
 - 1. The name, address and telephone number of the owner or owners of the premises and the record owner or owners of the rental business, if not the same persons, shall be provided. In the case of a partnership, the names and addresses of all general partners shall be provided, together with the telephone numbers for each individual partner, indicating where such individual may be reached both during day and evening hours, which telephone numbers shall include cell phone numbers. If the record owner is a corporation, the name and address of the registered agent and corporate officers of said corporation shall be provided, together with the telephone number for each such individual, indicating where such individual may be reached both during day and evening hours, which shall include providing the cell phone numbers of each such individual. A 24-hour contact number will be required. All registration addresses shall be physical addresses; post office boxes alone are insufficient.
 - 2. If the address of the owner of record is not located in the County of Morris, the name, address and telephone number of a person who resides in the County of Morris who is authorized to accept notices from a tenant and to issue receipts therefor and to accept service of process on behalf of the owner of record.
 - 3. The name, address and telephone number of the managing agent of the premises, if any.

4. The name, address and telephone number of the superintendent, janitor, custodian or other individual employed by the owner of record or managing agent to provide regular maintenance service, if any.
 5. The name, address and telephone number and cellular telephone number of an individual representative of the owner of record or managing agent who may be reached or contacted at any time in the event of an emergency affecting the premises or any unit of dwelling space therein, including such emergencies as the failure of any essential service or system, and who has the authority to make emergency decisions concerning the building and any repair thereto or expenditure in connection therewith.
 6. The name and address of every holder of a recorded mortgage on the premises.
 7. As to each rental unit, a specification of the exact number of sleeping rooms contained in the rental unit and the exact number of sleeping accommodations contained in each of the sleeping rooms, identifying each sleeping room specifically by number and location within the apartment or dwelling and by the square footage thereof.
 8. Name, address and telephone number of any and all rental agencies with the authority to lease or otherwise permit occupancy of the subject premises.
 9. Such other information as may be prescribed by the Township on the appropriate form or otherwise by ordinance or resolution.
- B. In addition to the preceding information, the owner shall furnish the Township with proof that the property is properly insured as required by this article and that all policies are current.

Registration Form Available for Public Inspection.

Code Enforcement and the Township's Clerk office shall index and file registration forms. In doing so, Code Enforcement shall follow the mandates of N.J.S.A. 46:8-28.1, as amended and supplemented, so that the filing of the registration form will simultaneously satisfy the registration requirements of N.J.S.A. 46:8-28 to the extent that it applies to the property being registered and will also satisfy the registration requirements of this article.

Amended Registration Forms.

Registrations must be amended within 20 days of any change in the information furnished in accordance with this article. No fees shall be charged for amended registrations except for changes in ownership.

Occupancy Limits.

Rental units registered and certified for occupancy pursuant to this article are subject to the maximum occupancy limits set forth in this subsection, which may be adjusted downward based on acceptable means of egress. The occupancy limit as computed pursuant to this subsection shall be documented on the certificate of occupancy.

- A. Every room occupied for sleeping purposes by one occupant shall contain at least 70 square feet of floor area, and every room occupied for sleeping purposes by more than one person shall contain at least 50 square feet of floor area for each occupant thereof.
- B. Rental units shall not be occupied by more occupants than permitted by the maximum occupancy area requirements of Table 1 as well as the designated approved septic plan on file with the Township.

Table 1
Minimum Occupancy Area Requirements
Minimum Occupancy Area in Square Feet

Space	1 to 2 Occupants	3 to 5 Occupants	6 or More
Living Room	No requirements	120	150
Dining Room	No requirements	80	100
Kitchen	50	50	60
Bedrooms	70	70	70

- C. Combined living room and dining room spaces shall comply with the requirements of Table 1 if the total area is equal to that required for separate rooms and if the space is so located that it functions as a combination living room/dining room.
- D. Decks/porches: The maximum allowable occupancy on any deck shall be one person per nine square feet.
- E. Landlords may request occupancy limits lower than the maximums computed pursuant to this subsection, in which case the limit requested, if deemed acceptable, will govern and be documented upon the certificate of occupancy.
- F. Rentals of subterranean space are permitted only to the extent that acceptable means of egress are available, the occupancy limitations imposed under this subsection are satisfied, and the subterranean occupancy does not violate another federal, state, or local code.

Violations of Occupancy Limits.

- A. It shall be unlawful and a violation of this article for an owner, lessor, or tenant of any registered and certified dwelling to lease or sublease to a number of people greater than the permitted occupancy limit computed in accordance with the preceding subsection.
- B. It shall also be a violation of this article for the owner, lessor, or tenant to lease or sublease a dwelling unit to a number or group of tenants which exceeds the total number of sleeping accommodations documented in the certificate of occupancy.
- C. It shall also be unlawful for an owner, lessor, or tenant to allow a number of people greater than the maximum number of people permitted to occupy the decks or porches of a dwelling unit.

Payment of Taxes and Municipal Charges Required.

No rental unit may be registered and no certificate of occupancy shall be issued for any property containing a rental unit unless all municipal taxes, water and sewer charges and other municipal assessments are current.

Occupant and Property Standards.

All units, including the maintenance thereof and the conduct thereon, shall at all times be in full compliance with all applicable state, federal and local rules, regulations, statutes, ordinances and other governing authority, including but not limited to the Township of Jefferson Code Chapter 313 (Littering; Handbills), Chapter 321 (Noise), Chapter 326 (Nuisances, Public Health) and Chapter 367 (Property Maintenance) (collectively, "Law").

Enforcement.

The Code Enforcer, the Construction Official, the Zoning Officer, the Fire Official and the Police Department are hereby authorized to separately or jointly, as circumstances warrant, enforce this article.

Violations and Penalties.

Any person or entity violating this article is subject to a maximum fine of \$2,000 and/or 90 days in jail. The penalty imposed herein shall be in addition to any and all other remedies that may accrue under any other Law.

If adopted this Ordinance shall take effect after publication and passage as provided by law.

PUBLIC HEARING

Please state and spell your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

Council President Senatore opened the public comment hearing with the consent of the members present and asked speakers to state their name and address for the record.

Jennifer Pacheco – 40 Nolans Point

Ms. Pacheco asked about the calculation of occupancy. Ms. Millikin said the septic system qualifies how many people are permitted to stay in the unit. In response to further questions from Ms. Pacheco, Ms. Millikin clarified that the registration fee is \$150 annually, a "rental agency" is a third party handling the rental of the unit, a short term rental is less than thirty (30) days, and the sketch can be hand drawn or she suggested trying to obtain a copy of the property survey.

Robert Vander Ploegh, Jr. – 14 Crystal Road

Mr. Vander Ploegh asked if anyone from the Land Use Board reviewed the Ordinance. Council President Senatore said no. He suggested the owner and Fire Official should be able to negotiate the occupancy and have flexibility based on the square footage of the dwelling.

With no one else wishing to be heard, Council President Senatore closed the public hearing.

Councilman Birmingham said that septic management regulations are not always followed and suggested making this part of the checklist. Ms. Millikin and Mayor Wilsusen replied that the Health Department will make sure short term rentals are in compliance with Township Ordinances regarding septic management.

INTRODUCED: MARCH 16, 2022

ADOPTED: APRIL 6, 2022

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham			X						X			
Mr. Kalish		X	X					X	X			
Mr. Smith			X						X			
Vice President Dunham	X		X				X		X			
President Senatore			X						X			

ORDINANCE #22-03 - ORDINANCE AMENDING CHAPTER 7-37 (DIVISION OF POLICE) OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF JEFFERSON, SECTION 7-37(F), "APPOINTMENTS TO DEPARTMENT; QUALIFICATIONS"

WHEREAS, the Township of Jefferson has established a Police Department as set forth in Chapter 7-37 of the Revised General Ordinances of the Township of Jefferson; and

WHEREAS, the Township Council of the Township of Jefferson has determined that Chapter 7-37 of the Revised General Ordinances requires amendment to conform with N.J.S.A. 11A:4-1.3.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that Chapter 7-37 of the Revised General Ordinances of the Township of Jefferson is hereby amended as follows

SECTION I

Chapter 7-37(F). Appointments to Department; Qualifications.

All appointments to the Police Department shall be in accordance with the requirements of applicable law. Pursuant to N.J.S.A. 11A:4-1.3, the State of New Jersey has authorized that municipalities may hire entry-level police officers who have successfully completed a Basic Course for Police Officers at a school approved and authorized by the New Jersey Police Training Commission ("PTC"), and such applicant may be exempt from the requirement to take the Civil Service examination for an entry-level law enforcement position in the discretion of the Township. In appropriate circumstances, therefore, an applicant may be hired without having taken a Civil Service examination. In appropriate circumstances an applicant shall be required to successfully complete a physical and a psychological examination.

The Township has previously adopted by an Ordinance of the Governing Body a Conflict of Interest Policy and Nepotism Policy as contained within the Personnel Policy and Procedures Manual, as required by N.J.S.A. 11A:4-1.3.

SECTION II

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

This Ordinance shall take effect immediately upon final publication as provided by law.

If adopted this Ordinance shall take effect after publication and passage as provided by law.

PUBLIC HEARING

Please state and spell your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

Council President Senatore opened the public comment hearing with the consent of the members present and asked speakers to state their name and address for the record.

With no one wishing to be heard, Council President Senatore closed the public hearing.

Council Vice President Dunham asked if the Township had a nepotism policy. Ms. Millikin stated that the Police have a standard operating procedure (SOP) regarding nepotism and Mr. Ryan confirmed this.

INTRODUCED: MARCH 16, 2022

ADOPTED: APRIL 6, 2022

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham		X	X						X			
Mr. Kalish			X					X	X			
Mr. Smith	X		X						X			
Vice President Dunham			X				X		X			
President Senatore			X						X			

ORDINANCE #22-04 – ORDINANCE TO EXCEED THE 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 Jefferson in the County of Morris 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 \$215,347.67 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.

NOW THEREFORE BE IT ORDAINED, by the Township Council of the Township of Jefferson, in the County of Morris, 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 Jefferson shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.50%, amounting to \$753,716.85 and that the CY 2022 municipal budget for the Township of Jefferson be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any 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.

If adopted this Ordinance shall take effect after publication and passage as provided by law.

PUBLIC HEARING

Please state and spell your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

Council President Senatore opened the public comment hearing with the consent of the members present and asked speakers to state their name and address for the record.

With no one wishing to be heard, Council President Senatore closed the public hearing.

Council Vice President Dunham asked Mr. Eagen when the Township last used the cap bank. Mr. Eagen said it's probably been five (5) years, maybe 2014-2015 when the index rate was zero or one half.

INTRODUCED: MARCH 16, 2022

ADOPTED: APRIL 6, 2022

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham				X						X		
Mr. Kalish			X				X		X			
Mr. Smith	X		X					X	X			
Vice President Dunham			X						X			
President Senatore		X	X						X			

7. COUNCIL AND MAYOR DISCUSSION

• **Bag Up New Jersey Month**

Ms. Millikin explained that Patty Romano was requesting Council consider passing this resolution as it enables her to obtain two (2) continuing education units (CEU's). Council consensus was that this resolution should be placed on the next Township Council meeting agenda.

• **Model Statewide Municipal Electric Vehicle (EV) Ordinance**

Mr. Ryan explained that he has been reviewing this Ordinance and his recommendation is that the Land Use Board and Township Engineer should provide input. He stated that there are mandatory components of this statewide Ordinance already in effect but the Township does have the ability to modify some components if it chooses to do so. Council Vice President Dunham asked about funding sources and Mayor Wilsusen said his administration is already looking into this. Council Vice President Dunham asked if the Township is required to have a charging station and Councilman Birmingham said he thought this was a Best Practices question. Mr. Eagen said the Best Practices question involves electric vehicles, not charging stations. Mr. Ryan said the State is encouraging municipalities to transition their fleets to electric vehicles. He explained that municipalities are not yet required to establish Electric Vehicle (EV) charging stations but some municipalities have already done so.

8. ADMINISTRATIVE REPORTS OF MAYOR AND ADMINISTRATOR

Ms. Millikin said the Police addition is progressing and the DCA will inspect the elevator on April 22nd. She said furniture is expected the last week of April. Mayor Wilsusen announced an open house on June 11th from 9 – 11 for the public to view the new addition.

Ms. Millikin reported the State has approved the Township's budget. She announced that staff has been advised the municipal building will reopen to the public on May 1st. She said plexiglass has been installed in some offices and there will be signage in place.

Ms. Millikin said the bid for the HVAC at the DPW garage is being reviewed and came in cheaper than the estimate. She mentioned that the Highlands Council approved the trout study for the Lake Hopatcong Commission.

Mayor Wilsusen acknowledged the passing of former Mayor Evelyn Brown at the age of 92. He said he, Ms. Millikin and Chief Castimore attended her wake. He also reported attending the girl varsity basketball game on May 4th.

Mayor Wilsusen said the Weldon Road bridge repairs will begin around April 18th. He said that the DPW installed a blinking stop sign at the bottom of Holland Mountain Road and he has received a lot of positive feedback. Ms. Millikin said the Township will also place more signage on Holland Mountain Road.

Mayor Wilsusen stated that he attended a visit to Picatinny Arsenal with Representative Mickie Sherrill, as well as Senator Bucco and the area Mayors. He commented on the amount of Research and Development being done at the Arsenal and said they are the largest employer in Morris County.

Mayor Wilsusen announced that CARES will be reopening Thursday at the Jefferson Township Rescue Squad after being closed due to Covid. He also announced a "moving Vietnam Wall" at the County College of Morris from July 7-11 and said Recreation Director Grace Rhinesmith is looking into buses.

Mayor Wilsusen said the 2021/2022 snow report from DPW shows a total expense of \$516,060.14 for the season.

Mayor Wilsusen reported the Kean Open House will occur on April 23rd. He said the spring newsletter was mailed and well received. He complimented Aimee Hannon for her work on the newsletter and said although this is an expensive project it is well worth it and appreciated by residents.

Mayor Wilsusen said he and Ms. Millikin met the Mayor of West Milford last Friday for lunch and that the two towns have a lot of common interests.

Mayor Wilsusen announced the combined Carnival and Jefferson Fest dates of June 8-12, with fireworks scheduled for June 11th and a rain date of June 12th.

9. COUNCIL REPORTS

Councilman Birmingham said he was happy about the blinking stop sign on Holland Mountain Road and felt that it would help cut down on accidents. He mentioned the possibility of declaring residential areas of town as areas in need of redevelopment and said Boonton and Bloomingdale has done this. Ms. Millikin said she would talk to the planner and Mr. Ryan said the Township could reach out to Boonton.

Councilman Birmingham asked Mr. Eagen what budget amendment was needed. Mr. Eagen stated that there was a minor inconsistency in the Annual Financial Statement (AFS) which was amended. He said there will be a resolution to amend the budget due to the need for an adjustment to the Garden State Trust State Aid line item. Mr. Eagen said the Township typically receives \$24,000 but last year received \$36,000, which was anticipated in the 2022 budget; however, the State is only authorizing the Township to anticipate \$24,000.

Councilman Kalish said he attended Mayor Brown's wake, a fundraiser for County Commissioner Selen, and had a tour of the Police addition with Ms. Millikin.

Councilman Smith congratulated the Mayor and Administrator on the very informative newsletter. He said he attended a play at the High School. He mentioned that, in Lake Hopatcong Commission news the Sheriff will be parking three boats at the Windlass for use on the Lake over the summer. He talked about the Rain Garden project and said there are issues with beavers and the Commission is trying to figure out who is responsible. Ms. Millikin said beaver trapping permits are only available during certain times of the year.

Council Vice President Dunham said he attended Mayor Brown's wake. He thanked the Mayor and Administrator for the procession to the cemetery and said it was very dignified for a past Mayor and he was proud to participate. He also thanked them for using the sign by the old Mario's Pizza.

Council Vice President Dunham said the newsletter was very nice and informative and his suggestion would be to include resources, such as social services phone numbers, veterans service phone numbers, senior services and meals on wheel's phone numbers.

Council Vice President Dunham thanked the Detective Bureau for catching the graffiti person. Chief Castimore, who was in the audience, said it was a collaborative effort between the Bureau and the patrol division. Council Vice President Dunham asked why there was a need for an elevator in the Police Department and Ms. Millikin said the Township must have handicap accessibility.

Council Vice President Dunham mentioned the intersection of Berkshire Valley Road and North Route 15 and Mayor Wilsusen said there are plans to redesign the intersection.

Council President Senatore had no report.

Councilman Birmingham said he was out of town and couldn't attend former Mayor Brown's wake, but mentioned that she had also served on the Township Council and spent a lot of time in service to Jefferson.

10. ORDINANCES – FIRST READING

ORDINANCE #22-05 -ORDINANCE AMENDING CHAPTER 353, "PARK REGULATIONS", SECTION 353-1, REGARDING BOAT LAUNCHING PERMIT FEE CREATION OF SUBSECTION C TO INCORPORATE THE REQUIREMENT FOR A PERMIT TO ACCESS BLOCK 102, LOT 2, 57 SHORE ROAD

WHEREAS, the Township Council desires to revise Section 353-1 and create subsection C to require a permit for access of Block 102, Lot 2.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that Chapter 353-1 is amended as follows:

SECTION I

Chapter 353-1 C shall be added as follows:

§353-1 C Permit Required to access Block 102, Lot 2 also known as 57 Shore Road
Block 102, Lot 2 was purchased through Green Acres funding and is utilized by the public to access Lake Hopatcong. There is a need to require a daily permit for this access to one permit a day due to the impact on the neighboring properties. A permit for this access will be required from the Department of Recreation for a fee of \$10.00 a day.

SECTION II

All Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.

SECTION III

If any article, section, subsection, paragraphs, phrase or sentence is, for any reason, held to be unconstitutional or invalid, said article, section, subsection, paragraph, phrase or sentence shall be deemed severable.

SECTION IV

This Ordinance shall take effect immediately upon final publication as provided by law.

Following introduction, the above Ordinance will be published in accordance with the law and a Public hearing will be held on **April 20, 2022**.

Ms. Millikin explained that the Township owns this parcel of land and it was purchased with Green Acres funds. She said that neighbors on either side are upset due to the public using this and their private property as an access point. Ms. Millikin said Green Acres said the Township has the right to require permits for public access. Council President Senatore asked about parking. Ms. Millikin said public access is right on the street on Shore Road but no trailers or boats are allowed. She explained that Recreation would be issuing permits and the purpose of this Ordinance was to offer some relief for the neighbors.

INTRODUCED: APRIL 6, 2022

ADOPTED:

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham		X	X									
Mr. Kalish			X									
Mr. Smith			X									
Vice President Dunham	X		X									
President Senatore			X									

ORDINANCE #22-06 – ORDINANCE AUTHORIZING SALE OF A PERMANENT CONSTRUCTION AND MAINTENANCE EASEMENT TO THE NEW JERSEY DEPARTMENT OF TRANSPORTATION PURSUANT TO THE LOCAL LANDS AND BUILDINGS LAW, N.J.S.A. 40A:12-13(b)(1) – BLOCK 260 LOT 1

WHEREAS, N.J.S.A. 40A:12-13(b)(1) authorizes a municipality to sell an interest in real property to a department of the State of New Jersey in a private sale;

WHEREAS, in lieu of proceeding under the Eminent Domain Act (N.J.S.A. 20:3-1, et seq.), the New Jersey Department of Transportation ("NJDOT") has offered to purchase a permanent construction and maintenance easement (the "Easement") from the Township of Jefferson covering the Township-owned real property commonly known as 5 Ludlow Street and designated on the Township's tax maps as Block 260 Lot 1 (the "Property");

WHEREAS, the Property is less than one acre (0.886 acres) in size and the Easement is 4,570 square feet/0.105 acres;

WHEREAS, NJDOT has provided an appraisal report supporting a fair-market valuation of \$4,000 for the Easement, which the Township believes is fair and equitable consideration; and

WHEREAS, the Township desires to sell and convey the Easement to NJDOT voluntarily by way of agreement in order to realize a greater benefit for the Township and avoid litigation under the Eminent Domain Act.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Jefferson as follows:

- Section 1. The governing body does hereby authorize the sale and conveyance to the New Jersey Department of Transportation ("NJDOT") of a permanent construction and maintenance easement (the "Easement") covering the Township-owned real property commonly known as 5 Ludlow Street and designated on the Township's tax maps as Block 260 Lot 1 in consideration for a lump-sum payment of \$4,000.
- Section 2. The Mayor is hereby authorized to execute on behalf of the Township (i) an agreement (the "Agreement") to sell and convey the Easement to NJDOT in consideration for a lump-sum payment of \$4,000 and (ii) a deed conveying the Easement to NJDOT, which is to be recorded in the Office of the Clerk of the County of Morris after the Township receives payment in full under the Agreement.
- Section 3. If any section, subsection, paragraph, sentence or any other part of this Ordinance is adjudged unconstitutional or invalid, such judgment shall not affect, impair or invalidate the remainder of this Ordinance.
- Section 4. All Ordinances or parts of Ordinances which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.
- Section 5. This Ordinance shall take effect upon passage and publication as required by law.

Following introduction, the above Ordinance will be published in accordance with the law and a Public hearing will be held on **April 20, 2022**.

INTRODUCED: APRIL 6, 2022

ADOPTED:

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham		X	X									
Mr. Kalish			X									
Mr. Smith	X		X									
Vice President Dunham			X									
President Senatore			X									

ORDINANCE #22-07 – ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE SANITARY SEWER SYSTEM IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$272,000 THEREFOR FROM VARIOUS FUNDS OF THE TOWNSHIP

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized to be made or acquired by The Township of Jefferson, in the County of Morris, New Jersey, as a general improvement, and there is hereby appropriated therefor the sum of \$272,000 to the extent of \$200,000, from moneys available in the Sewer Capital Improvement Fund of the Township and, to the extent of \$72,000, from moneys available in Capital Surplus of the Township.

Section 2. The improvement or purpose for the financing of which the appropriation is made as provided in Section 1 of this Ordinance is the improvement of the sanitary sewerage system in and by the Township by the upgrade of the generators and the improvement of the wastewater treatment plant, together with all structures, site work, 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.

Section 3. 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 4. This Ordinance shall take effect after publication after final passage as provided by law.

Following introduction, the above Ordinance will be published in accordance with the law and a Public hearing will be held on **April 20, 2022.**

INTRODUCED: APRIL 6, 2022

ADOPTED:

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham	X		X									
Mr. Kalish			X									
Mr. Smith			X									
Vice President Dunham		X	X									
President Senatore			X									

ORDINANCE #22-08 – BOND ORDINANCE PROVIDING FOR THE IMPROVEMENT OF THE SANITARY SEWERAGE SYSTEM IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$320,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$320,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING SUCH APPROPRIATION

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, 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 general improvement to be made or acquired by The Township of Jefferson, in the County of Morris, New Jersey. For the said improvement or purpose stated in said Section 3, there is hereby appropriated the sum of \$320,000, said sum being inclusive of all appropriations heretofore made therefor.

Section 2. For the financing of said improvement or purpose and to meet the said \$320,000 appropriation, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$320,000 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 \$320,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

Section 3. The improvement hereby authorized and purpose for the financing of which said obligations are to be issued is the improvement of the sanitary sewerage system in and by the Township, including by upgrades to the wastewater treatment plant, together with all equipment, appurtenances, structures, 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.

- (a) The estimated maximum amount of bonds or notes to be issued for said purpose is \$320,000.
- (b) The estimated cost of said purpose is \$320,000.

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 current expense and 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 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 forty (40) 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, while the net debt of the Township determined as provided in said Local Bond Law is not increased by this bond ordinance, 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 \$320,000, 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 \$20,000 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.

(e) This bond ordinance authorizes obligations of the Township solely for a purpose described in subsection h of section 40A:2-7 of said Local Bond Law, and the said obligations authorized by this bond ordinance are to be issued for a purpose which is "self-liquidating" within the meaning and limitation of section 40A:2-45 of said Local Bond Law and are deductible, pursuant to subsection (c) of section 40A:2-44 of said Local Bond Law, from gross debt of the Township.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by 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 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 6. 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, unless paid from the revenues of the sanitary sewerage system of the Township, 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 7. 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 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Following introduction, the above Ordinance will be published in accordance with the law and a Public hearing will be held on **April 20, 2022.**

INTRODUCED: APRIL 6, 2022

ADOPTED:

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham			X									
Mr. Kalish			X									
Mr. Smith			X									
Vice President Dunham	X		X									
President Senatore		X	X									

ORDINANCE #22-09 – BOND ORDINANCE APPROPRIATING \$525,000 AND AUTHORIZING THE ISSUANCE OF \$499,500 BONDS OR NOTES OF THE TOWNSHIP FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, FOR THE WATER SUPPLY AND DISTRIBUTION SYSTEM OF THE TOWNSHIP

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, 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 Jefferson, in the County of Morris, 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, except as described below, being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$525,000 including the aggregate sum of \$25,500 as the several down payments for said improvements or purposes required by law and more particularly described in Section 3 and now available therefore 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 improvements or purposes and to meet the said \$525,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$499,500 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 \$499,500 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:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Acquisition, by purchase, of new and additional vehicular equipment for use by the water utility of the Township, including one (1) pickup truck, together with all attachments, appurtenances and equipment necessary therefor or incidental thereto, all in accordance with the specifications therefor on file or to be filed in the office of the Township Clerk and hereby	\$50,000	\$47,500
(b) Improvement of the water supply and distribution system in and by the Township, including by the extension of water mains and the upgrade of water meters, together with all structures, site work, 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	<u>475,000</u>	<u>452,000</u>

TOTALS \$525,000 \$499,500

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 34.89 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, while the net debt of the Township determined as provided in said Local Bond Law is not increased by this bond ordinance, 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 \$499,500, 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 \$50,000 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.

Section 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by 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 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 6. 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, unless paid from the revenues of the water supply and distribution system of the Township, 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 7. 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 8. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by said Local Bond Law.

Following introduction, the above Ordinance will be published in accordance with the law and a Public hearing will be held on **April 20, 2022.**

INTRODUCED: APRIL 6, 2022

ADOPTED:

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham		X	X									
Mr. Kalish			X									
Mr. Smith			X									
Vice President Dunham	X		X									
President Senatore			X									

ORDINANCE #22-10 – BOND ORDINANCE APPROPRIATING \$3,759,000 AND AUTHORIZING THE ISSUANCE OF \$3,571,050 BONDS OR NOTES OF THE TOWNSHIP, FOR VARIOUS IMPROVEMENTS OR PURPOSES AUTHORIZED TO BE UNDERTAKEN BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, 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 Jefferson, in the County of Morris, 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, except as described below, being inclusive of all appropriations heretofore made therefor and amounting in the aggregate to \$3,759,000 including the aggregate sum of \$187,950 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.

Section 2. For the financing of said improvements or purposes and to meet the part of said \$3,759,000 appropriations not provided for by application hereunder of said down payments, negotiable bonds of the Township are hereby authorized to be issued in the principal amount of \$3,571,050 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 \$3,571,050 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:

<u>IMPROVEMENT OR PURPOSE</u>	<u>APPROPRIATION AND ESTIMATED COST</u>	<u>ESTIMATED MAXIMUM AMOUNT OF BONDS AND NOTES</u>
(a) Improvement of municipally-owned properties and facilities in and by the Township, including the salt shed by the upgrade of the roof, and the Municipal Building by the upgrade of the fuel system, together with for all the aforesaid all equipment, structures, site work, furnishings, 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	\$520,000	\$495,050
(b) Improvement of various roads in and by the Township by the reconstruction and resurfacing thereof to provide roadway pavements at least equal in useful life or durability to a roadway surface of Class B construction (as such term is used or referred to in Section 40A:2-22 of said Local Bond Law), including, but not limited to, Mountainview Trail, Great Sun Terrace, Tecumseh Ridge, Shenandoah Crescent, Shawnee Parkway, West Lakeside Avenue, Pathfinder Trail, North Parkway, South Parkway, Highview Trail, Highview Terrace, Duck Point, Mallard Road, Maryann Road, Wrobleski Lane, Heather Hills Drive, Dogwood Drive, Dogwood Court, Johnson Place, Cozy Lake Road, Mitchell Drive, Whitney Drive, Brookside Drive, including also, the improvement of the Municipal Building parking lot and the improvement of various roads in and by the Township by the crack sealing and microsealing thereof including Brentwood, Ruskin Road, Stoney Brook Lane, Linde Lane, Pecan Lane, Cardinal Court, Sparrow Court, Overhill Terrace, Pembroke Court, Hardbargain Road, Sleepy Hollow Drive, Pine Bluff Lane, Wayfair Lane and Wood Hollow Trail, together with for all the aforesaid all oil and chipping, guide rails, reflectors, signage, dividers, curbing, milling, drainage, structures and improvements, 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	1,772,000	1,687,000
(c) Improvement of the storm water drainage system in and by the Township, including the reconstruction of drainage facilities in and along and various streets and locations in the Township, including Pathfinder Trail, Mountainview Trail, West Shawnee Trail, Shanandoah Crescent, Sunset Lane, Seminole Trail, Horace Road and Clifton Road, together with all structures, road resurfacing, 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 Borough and hereby approved	250,000	238,000
(d) Acquisition by purchase of new and additional vehicular equipment, including two (2) mason dump trucks and one (1) single axle dump truck for use by the Department of Public Works of the Township, and the substantial refurbishment of a fire truck for use by Fire Company #2 of the Township, together with all attachments, appurtenances and equipment necessary therefor or incidental thereto, all as shown on and in accordance with the specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved	875,000	827,000

ORDINANCE #22-11 – ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES TO BE UNDERTAKEN IN AND BY THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AND APPROPRIATING \$1,380,825 THEREFOR FROM VARIOUS FUNDS OF THE TOWNSHIP

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF JEFFERSON, IN THE COUNTY OF MORRIS, NEW JERSEY, AS FOLLOWS:

Section 1. The improvements described in Section 2 of this ordinance are hereby authorized as general improvements to be made or acquired by The Township of Jefferson, in the County of Morris, New Jersey. For the said improvements or purposes stated in said Section 2, there is hereby appropriated the sum of \$1,380,825, to the extent of \$733,825, from moneys available in the Capital Improvement Fund of the Township, to the extent of \$100,000, from moneys available in the Police Outside Employment Trust Funds of the Township, to the extent of \$208,000, from moneys available in the combined Open Space/Recreation Trust Funds of the Township, and to the extent of \$339,000, from funds received by the Township from the New Jersey Department of Transportation as a grant-in-aid of financing said improvement to Russia Road.

Section 2. The improvements hereby authorized and the several purposes for which said appropriation is made are as follows: the acquisition of new and additional communications and computer equipment for use by various departments of the Township; the acquisition of new and additional equipment including, a mail machine for use by the Administration Department of the Township, an envelope stuffer for use by the Collections Department of the Township, radios and various equipment for use by Fire Company #1 and Fire Company #2 of the Township, a utility vehicle, weapons, light bars, police car conversion kits, medical equipment, a blinking crosswalk, for use by the Police Department of the Township, shop equipment for use by the Department of Public Works of the Township, a photocopier, a dump truck and a pickup truck for use by the Recreation Department of the Township, and drones for use by the Office of Emergency Management of the Township; accreditation for the Police Department; the improvement of municipally-owned facilities and locations in and by the Township including the Recycling Center by the improvement thereof, the Health Center by the renovation thereof and the installation of security cameras, the Animal Shelter by the installation of security cameras and a new fire alarm system, the Kennedy Softball Field by the excavation thereof and improvements thereto, Camp Jefferson by the upgrade of the nurse’s cabin; the improvement of Russia Road, the improvement of various roads by the line striping thereof; and the conversion of records for various departments of the Township, together with, for all of the foregoing, all necessary and appurtenant equipment, accessories, attachments, work and materials, and 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.

Section 3. 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 4. This ordinance shall take effect after publication after final adoption, as provided by law.

Following introduction, the above Ordinance will be published in accordance with the law and a Public hearing will be held on **April 20, 2022.**

INTRODUCED: APRIL 6, 2022

ADOPTED:

Council Member	By	2 nd	Yes	No	Abstain	Absent	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham			X									
Mr. Kalish			X									
Mr. Smith		X	X									
Vice President Dunham			X									
President Senatore	X		X									

11. NEW BUSINESS

There was no new business listed on the agenda for April 6, 2022.

12. CONSENT AGENDA*

***Matters listed on the Consent Agenda Resolution are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item be removed for consideration.**

***PERMITS/LICENSES**

None

***APPOINTMENTS**

- **Economic Advisory Board Council Representatives– Melissa Senatore & Ron Smith (through 12/31/22)**

***CONSENT AGENDA RESOLUTIONS:**

- 22-83 Resolution Authorizing the Payment of Bills
- 22-84 Resolution Authorizing a Disabled Veterans Exemption and the Cancellation of Taxes – Block 413, Lot 5
- 22-85 Resolution Authorizing the Refund of Overpayment(s) of Taxes
- 22-86 Resolution Authorizing the Refund of Overpayment(s) of Building Department Fees
- 22-87 Resolution Authorizing Contracts With Certain Approved Morris County Cooperative Pricing Council Contract Vendors for Contracting Units – Brent Materials Company
- 22-89 Resolution Authorizing the Township Administrator to Execute a Treatment Works Application (TWA) on Behalf of the Municipality – 148 Route 181, Block 320.01 Lot 3
- 22-90 Resolution Authorizing a Professional Services Agreement for Surveying Services – Control Point Associates, Inc.
- 22-91 Resolution Authorizing the Execution of an Agreement With The Passaic Valley Sewerage Commission (PVSC) to Discharge White Rock and Water’s Edge (Moosepac) Sewage Treatment Plant Waste
- 22-92 Resolution Authorizing the Township Clerk and Mayor To Execute a Funding Agreement With Diversified Properties, LLC for Pre-Development Activities For Block 273.01, Lots 2.061, 2.062 and Block 273.02, Lot 1

Prior to the vote on the Consent Agenda, Council Vice President Dunham asked that Resolution #22-88, Resolution Authorizing Change Order #1 for Township of Jefferson Police Department Painting, be removed for separate consideration and vote.

CONSENT AGENDA

Council Member	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham			X			
Mr. Kalish			X			
Mr. Smith	X		X			
Vice President Dunham		X	X			
President Senatore			X			

RESOLUTION #22-88 – Resolution Authorizing Change Order #1 for Township of Jefferson Police Department Painting

Council Vice President Dunham asked Ms. Millikin if she foresees any more change orders for the addition and she said no. Ms. Millikin stated that the painters replastered at no cost and the Township is just paying for paint.

Council Member	By	2 nd	Yes	No	Abstain	Absent
Mr. Birmingham			X			
Mr. Kalish			X			
Mr. Smith		X	X			
Vice President Dunham			X			
President Senatore	X		X			

13. PUBLIC COMMENT

Council President Senatore opened the public comment portion of the meeting with the consent of the members present and asked speakers to state their name and address for the record.

With no one wishing to be heard, Council President Senatore closed the public comment portion of the meeting.

14. EXECUTIVE SESSION

There was no Executive Session listed on the agenda for April 6, 2022.

15. ADJOURNMENT AT 9:06 PM

Motion made by Council Vice President Dunham, second by Councilman Smith to adjourn the meeting at 9:06 pm, with all members in favor signifying by "Aye."

April 6, 2022

 Michele Reilly, RMC, Township Clerk

 Melissa Senatore, Council President

CONSENT AGENDA RESOLUTION #22-83

"RESOLUTION AUTHORIZING THE PAYMENT OF BILLS"

WHEREAS, the Business Administrator has reviewed and approved purchase orders requested by the Township Department Heads; and

WHEREAS, the Finance Office has certified that funds are available in the proper account; and

WHEREAS, the Finance Office has approved payment, upon certification from the Township Department Heads that the goods and/or services have been rendered to the Township; and

WHEREAS, purchases under State Contract or under Morris County Cooperative Purchasing Agreement were made where applicable.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the current bills, dated April 6, 2022 and on file and available for public inspection in the Office of the Treasurer and approved by him/her for payment, be paid.

CONSENT AGENDA RESOLUTION #22-84

"RESOLUTION AUTHORIZING A DISABLED VETERANS EXEMPTION AND THE CANCELLATION OF TAXES –BLOCK 413, LOT 5"

WHEREAS, the Tax Assessor has approved an application for a totally Disabled Veteran Exemption for a resident property owner; and

WHEREAS, based on the approved permanently Disabled Veterans application date of March 17, 2022, the resident property owner is entitled to a pro-rated refund of his 2022 1st Quarter payment of taxes in accordance with N.J.S.A. 54:4-3.32; and

WHEREAS, the Mayor of the Township of Jefferson does recommend a pro-rated refund of his 2022 1st Quarter payment of taxes paid based on date of approved permanently Disabled Veterans application, March 17, 2022.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the Chief Financial Officer be and is hereby authorized to issue checks for the payments appearing on the tax records as follows:

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>QUARTER/YR</u>
Block 413 Lot 5	7 Dacotah Trail	\$ 365.64	1 st 2022 (Pro-rated Payment)

BE IT ALSO RESOLVED that the Tax Collector be and is hereby authorized to cancel said taxes as follows:

<u>BLOCK/LOT</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>QUARTER/YR</u>
Block 413 Lot 5	7 Dacotah Trail	\$ 365.64	1 st 2022 (Pro-rated Amount)
		\$2,531.36	2 nd 2022
		To be billed	3 rd 2022
		To be billed	4 th 2022

CONSENT AGENDA RESOLUTION #22-85

“RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT(S) OF TAXES”

WHEREAS, there appears on the tax records overpayment(s) as shown below; and

WHEREAS, said overpayment(s) were created by the reasons indicated; and

WHEREAS, the Collector of Taxes recommends the refund(s) of such overpayment(s).

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the proper officers are hereby authorized and directed to issue checks to refund such overpayment(s) as hereafter shown below:

CODE OF REASONS

- | | | | | |
|-----------------------|-----------------------------|------------------------------|------------------------------------|---------------------|
| 1. Incorrect Payment | 2. Adjustment of Assessment | 3. Homestead Rebate | 4. Overbilled | 5. Third Party Lien |
| 6. Duplicate Payment | 7. Exempt | 8. County/State Board Appeal | 9. Overpayment | |
| 10. Return of Premium | 11. New Jersey Saver | 12. Return of Recording Fee | 13. Vets, Senior Citizen Deduction | |

BLOCK	LOT	ADDRESS	AMOUNT	CODE	YEAR
140	16	111 N CHERRY RD	\$489.41	7&3	2022
224	27	25 LONG RD	\$660.40	7&3	2022
453	4.5120	72 RED OAK TER	\$719.12	7&3	2022
			TOTAL	\$1,868.93	

CONSENT AGENDA RESOLUTION #22-86

“RESOLUTION AUTHORIZING THE REFUND OF OVERPAYMENT(S) OF BUILDING DEPARTMENT FEES”

WHEREAS, there appears on the Building Department records overpayment(s) as shown below; and

WHEREAS, said overpayment(s) were created by the reasons indicated; and

WHEREAS, the Construction Official recommends the refund(s) of such overpayment(s).

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey that the proper officers are hereby authorized and directed to issue checks to refund such overpayment(s) as hereafter shown below:

CODE OF REASONS

1. Incorrect Payment	2. Duplicate Payment	3. Project Cancelled
4. Contractor Submitted in Error		

BLOCK/LOT	NAME	AMOUNT	CODE
419/5	Care Environmental	\$70	3

CONSENT AGENDA RESOLUTION #22-87

“RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED MORRIS COUNTY COOPERATIVE PRICING COUNCIL CONTRACT VENDORS FOR CONTRACTING UNITS “BRENT MATERIAL COMPANY”

WHEREAS, the Township of Jefferson, may by resolution and without advertising for bids, in accordance with N.J.S.A. 40A:11-11 of the Local Public Contracts Law, purchase goods or services under the Morris County Cooperative Pricing Council (MCCPC) contracts entered into on behalf of the Township of Randolph; and

WHEREAS, the Township of Jefferson has the need on a timely basis to purchase goods or services utilizing County contracts; and

WHEREAS, **MCCPC Contract #7** for drainage pipe was awarded to **Brent Material Company, 325 Columbia Turnpike, Suite 308, Florham Park, NJ 07932**; and

WHEREAS, the Township of Jefferson desires to purchase, in an **amount not to exceed \$50,000.00 for drainage pipe, MCCPC #7** through this resolution and properly executed contract, which shall be subject to all the conditions applicable to the current Morris County contracts; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5 (b) a certificate showing availability of funds has been provided to the Township by the Chief Financial Officer of the Township, certifying that the funds for said contract are available and are designated to a line item appropriations designated below and totaling **\$50,000.00**.

2-05-55-500-000-556
C-04-55-920-013-916
G-01-41-790-000-001
2022 Capital

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson that the Township Administrator is authorized to purchase **drainage pipe in an amount not to exceed \$50,000.00 from Brent Material Company, 325 Columbia Turnpike, Suite 308, Florham Park, NJ 07932.**

CONSENT AGENDA RESOLUTION #22-88

“RESOLUTION AUTHORIZING CHANGE ORDER #1 FOR TOWNSHIP OF JEFFERSON POLICE DEPARTMENT PAINTING”

WHEREAS, the Township of Jefferson awarded a contract based on quotes on July 7, 2021 to **Painters Plus Corp.**, through Resolution 21-201 in the amount of \$20,865.00; and

WHEREAS, **Painters Plus Corp.**, has provided Change Order #1 regarding the removal of the existing paneling on the lower portions of the walls in the existing Police Department to repair the walls and paint them which were not part of the original scope of the project and is needed; and

WHEREAS, **Painters Plus Corp.**, provided an updated price to complete this work of \$700.00; and

WHEREAS, the Police Chief, Paul Castimore and the Township Administrator/QPA Debra Millikin recommend the change order based on the letter provided by Painters Plus Corp dated March 22, 2022; and

WHEREAS, the total contract is now **\$21,565.00** for the painting in the existing Jefferson Police Department;

WHEREAS, pursuant to N.J.A.C. 5:30-5.5 (b) a certificate showing availability of funds has been provided to the Township by the Chief Financial Officer of the Township, certifying that the funds for said contract are available and are designated to a line item appropriations designated below and totaling **\$21,565.00**

C-04-55-921-001-901

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, hereby approved **Change Order #1** for the Township of Jefferson Police Department Painting of the existing building to **Painters Plus Corp, 33 Bourbon Street, Wayne, New Jersey 07470 in the amount of \$700.00 for a total contract of \$21,565.00.**

CONSENT AGENDA RESOLUTION #22-89

“RESOLUTION AUTHORIZING THE TOWNSHIP ADMINISTRATOR TO EXECUTE A TREATMENT WORKS APPLICATION (TWA) ON BEHALF OF THE MUNICIPALITY – 148 ROUTE 181, BLOCK 320.01 LOT 3”

WHEREAS, **148 Lake Front LLC**, the owner of property known as **148 Route 181, Block 320.01 Lot 3**, has made application to the NJDEP for a Treatment Works Approval (TWA) permit for **the installation of a new subsurface sewage disposal system**; and

WHEREAS, the municipality generally consents to the application due to the necessity for installation of a new system; and

WHEREAS, the application has been reviewed by the Township Engineer, who has made the following recommendations, which the applicant's Engineer (Houser Engineering) agreed to: 1) **provide a pond liner 45 mil on the west side of the three (3) disposal zones (between the disposal fields and the existing drainage pipe along the property footage); and 2) add a model number for the Mirafi Geogrid on the plans**; and

WHEREAS, the application has been reviewed by the Township Health Department and it is noted that **there are no documents in the Health Department records to confirm the information that was provided with this application, specifically as to use approvals for the property**; and

WHEREAS, the Zoning Officer conferred with the applicant's Engineer (Houser Engineering) regarding the use of the property, and Jeffery Houser explained that although a rooming and boarding house exists on the property, the **application for the TWA listing the existing structures at 148 Route 181 as apartments is due to the DEP classification, that there is not DEP classification for rooming and boarding houses, so that the representation of “apartments” rather than a rooming and boarding house is required in order to obtain DEP approval.**

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, Morris County, New Jersey, that the Township Administrator is hereby authorized to execute the Statement of Consent by the governing body for the Treatment Works

Application (TWA) for 148 Route 181, Block 320.01 Lot 3, signifying the consent of the Governing Body for the installation of a new subsurface sewage disposal system only; and

BE IT ALSO RESOLVED that the municipal consent to execute the Treatment Works Application does not indicate or imply consent for the use of the property as stated by the applicant and/or the applicant's Engineer (Houser Engineering) to the DEP and on the TWA application.

CONSENT AGENDA RESOLUTION #22-90

**"RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES AGREEMENT
FOR SURVEYING SERVICES – CONTROL POINT ASSOCIATES, INC."**

WHEREAS, the Township of Jefferson has a need for professional Surveying services for Road and Drainage Improvements; and

WHEREAS, the Township of Jefferson has decided to award the contract for this service as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, Control Point Associates, Inc., has submitted a proposal indicating that Surveying services will be provided for a fee not to exceed \$26,000; and

WHEREAS, Control Point Associates, Inc., has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate, committee or employee for those positions listed on the Business Entity Disclosure Certification Form in the previous one year, and that the contract will prohibit Control Point Associates, Inc., from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer (CFO) of the Township has determined and certified in writing that the value of each acquisition will exceed \$17,500; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5 (b) a certificate showing availability of funds has been provided to the Township by the Chief Financial Officer of the Township, certifying that funds for said contract are available and are designated to a line item appropriations designated below and totaling \$26,000.00.

C-04-55-920-010-916
C-04-55-921-008-920
C-04-55-921-013-999

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, in the County of Morris, State of New Jersey that this professional contract is hereby authorized and approved by the Township Council.

BE IT ALSO RESOLVED:

- Section 1.** The Mayor and Township Clerk are hereby authorized and directed to execute an agreement with Control Point Associates, Inc., 30 Independence Boulevard, Suite 100, Warren, NJ 07059 for Surveying services to the Township of Jefferson for a fee not to exceed \$26,000.
- Section 2.** This contract is awarded as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.
- Section 3.** The term of this agreement shall be for 12 months or completion of the project.
- Section 4.** A notice of this action shall be printed once in the legal newspaper of the Township of Jefferson.
- Section 5.** The resolution authorizing the award of contract for "Professional Services" and the contract itself must be available for public inspection per the requirement of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.)
- Section 6.** The Business Entity Disclosure Certification and the Determinations of Value be placed on file with this resolution.

CONSENT AGENDA RESOLUTION #22-91

**"RESOLUTION AUTHORIZING THE EXECUTION OF AN AGREEMENT WITH THE
PASSAIC VALLEY SEWERAGE COMMISSION (PVSC) TO DISCHARGE
WHITE ROCK AND WATER'S EDGE (MOOSEPAC) SEWAGE TREATMENT PLANT WASTE"**

WHEREAS, the Township is a generator of municipal sludge, which sludge is generated at the Township's White Rock Sewage Treatment Plant ("White Rock STP") and Township's Water's Edge (Moosepac) Sewage Treatment Plant ("Moosepac"); and

WHEREAS, the Township has a need to have the waste generated at the White Rock STP and Moosepac STP treated and disposed of; and

WHEREAS, the Passaic Valley Sewerage Commission ("PVSC") operates the PVSC Wastewater Treatment Plant, which has waste disposal facilities and capabilities; and

WHEREAS, the Township has requested of PVSC that the PVSC treat the White Rock STP and Moosepac STP municipal sludge; and

WHEREAS, the PVSC has agreed to so treat the municipal sludge; and

WHEREAS, the parties have negotiated an agreement setting forth the terms and conditions of the PVSC's treatment of the White Rock STP and Moosepac STP municipal sludge; and

WHEREAS, the parties are desirous of executing same; and

WHEREAS, pursuant to N.J.A.C. 5:30-5.5 (b) a certificate showing availability of funds has been provided to the Township by the Chief Financial Officer of the Township, certifying that funds for said contract are available and are designated to a line item appropriations designated below and totaling \$100,000.00.

2-07-55-500-000-574 \$100,000.00

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the Mayor is hereby authorized and directed to execute the agreement with the PVSC for the treatment and disposal of the White Rock STP municipal sludge and that the Clerk is hereby authorized to attest to same.

CONSENT AGENDA RESOLUTION #22-92

**“RESOLUTION AUTHORIZING THE TOWNSHIP CLERK AND MAYOR TO EXECUTE A FUNDING AGREEMENT WITH
DIVERSIFIED PROPERTIES, LLC, FOR PRE-DEVELOPMENT ACTIVITIES
FOR BLOCK 273.01, LOTS 2.061, 2.062 AND 12 AND BLOCK 273.02, LOT 1”**

WHEREAS, Diversified Properties, LLC, is seeking to negotiate a redevelopment agreement and other related agreements with the Township with respect to Block 273.01, Lots 2.061, 2.062 and 12 and Block 273.02, Lot 1 and the Township requires an escrow deposit to cover the cost associated with such activities through a Funding Agreement; and

WHEREAS, Diversified Properties, LLC, has executed the Funding Agreement and has provided the deposit required per the agreement for Block 273.01, Lots 2.061, 2.062 and 12 and Block 273.02, Lot 1;

NOW THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the Mayor of Jefferson, Eric F. Wilsusen, and the Township Clerk, Michele Reilly, are hereby authorized to execute the Funding Agreement between the Township of Jefferson and Diversified Properties, LLC in substantially the form on file with the Township Clerk.