

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 20, 2022
REGULAR MEETING – 7:00 PM
MINUTES

1. CALL TO ORDER

Council President Senatore called the meeting to order at 7:01 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 20, 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 Councilman Birmingham, who was absent. Ms. Reilly announced that Councilman Birmingham wanted her to clarify that he is attending the Morris County League spring event. Also in attendance were: Mayor Eric Wilsusen, Administrator Debi Millikin, Chief Financial Officer Bill Eagen and Auditor Jim Cerullo.

3. SALUTE TO THE FLAG

Council President Senatore led the flag salute.

4. SPECIAL PRESENTATIONS

There were no special presentations listed on the April 20, 2022 agenda.

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.

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

6. ORDINANCES –PUBLIC HEARING AND VOTE FOR ADOPTION

ORDINANCE #22-05 -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.

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

PUBLIC HEARING

Council President Senatore opened the public 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.

INTRODUCED: APRIL 6, 2022

ADOPTED: APRIL 20, 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			
Mr. Smith			X						X			
Vice President Dunham	X		X				X		X			
President Senatore			X					X	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.

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

PUBLIC HEARING

Council President Senatore opened the public 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.

INTRODUCED: APRIL 6, 2022

ADOPTED: APRIL 20, 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			
Mr. Smith	X		X						X			
Vice President Dunham			X				X		X			
President Senatore			X					X	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.

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

PUBLIC HEARING

Council President Senatore opened the public 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.

INTRODUCED: APRIL 6, 2022 ADOPTED: APRIL 20, 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			
Mr. Smith			X						X			
Vice President Dunham		X	X				X		X			
President Senatore			X					X	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.

<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.

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

PUBLIC HEARING

Council President Senatore opened the public 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.

INTRODUCED: APRIL 6, 2022 ADOPTED: APRIL 20, 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			
Mr. Smith			X						X			
Vice President Dunham	X		X				X		X			
President Senatore			X					X	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 Cresnet, 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, Pembrook 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

<p>(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</p>	250,000	238,000
<p>(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</p>	875,000	827,000
<p>(e) Acquisition by purchase and installation, as necessary, of new and additional equipment, including one (1) trench compactor and one (1) portable bucket screener for use by the Department of Public Works of the Township, together with for all the aforesaid all attachments, appurtenances and accessories 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</p>	130,000	123,000
<p>(f) Improvement of the Police Department's 911 system by the upgrade thereof, together with all equipment, attachments and accessories necessary therefor or incidental thereto, all as shown on and in accordance with the plans and specifications therefor on file or to be filed in the office of the Township Clerk and hereby approved</p>	212,000	201,000
<p>Totals</p>	\$3,759,000	\$3,571,050

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the said down payment for said purpose.

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

- (a) The said purposes described in Section 3 of this bond ordinance are not current expenses and each is a property or improvement which the Township may lawfully acquire or make as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.
- (b) The average period of usefulness of said purposes within the limitations of said Local Bond Law and taking into consideration the respective amounts of the said obligations authorized for the several purposes, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 11.7 years.
- (c) The supplemental debt statement required by said Local Bond Law has been duly made and filed in the office of the Township Clerk and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in said Local Bond Law is increased by the authorization of the bonds and notes provided for in this bond ordinance by \$3,571,050, 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 \$380,000 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. 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.

Section 6. authorized by this bond ordinance. Said obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable property within the Township for the payment of said obligations and interest thereon without limitation of rate or amount.

Section 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.

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

PUBLIC HEARING

Council President Senatore opened the public 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.

INTRODUCED: APRIL 6, 2022 ADOPTED: APRIL 20, 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			
Mr. Smith	X		X					X	X			
Vice President Dunham		X	X				X		X			
President Senatore			X						X			

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.

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

PUBLIC HEARING

Council President Senatore opened the public 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.

INTRODUCED: APRIL 6, 2022

ADOPTED: APRIL 20, 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			
Mr. Smith		X	X					X	X			
Vice President Dunham			X				X		X			
President Senatore	X		X						X			

7. COUNCIL AND MAYOR DISCUSSION

• Amending Chapter 235-16, Health Department Fees

Ms. Millikin said she provided some impoundment and adoption fee suggestions to Council and subsequently has met with the Animal Control Officer, who offered some additional suggestions. Ms. Millikin said she agreed with the recommendations of the ACO. She said that the ACO confirmed that the maintenance fee is set by the State and cannot be higher than the current \$4.00 per day. Ms. Millikin stated that it costs the Township money to run the pound as well as to make sure the animals have their shots, various tests for well care, and spayed or neutered if necessary. She said if Council was agreeable to raising the fees she would rework the Ordinance and have it ready for introduction at the next Council meeting. Council consensus was that the fees should be amended.

• Budget Presentations

Ms. Millikin, Mr. Eagen and Mr. Cerullo reviewed their Power Point budget presentation. Ms. Millikin discussed the 2022 total budget summary. Mr. Eagen reviewed debt service and mentioned that the Township will be going out to the note market in June. He stated that interest on permanent financing is decreasing. Ms. Millikin highlighted the capital plan, which totals \$6,767,425.00 and includes \$2,329,925 in “pay as you go” projects.

Ms. Millikin reported a 2022 tax rate of \$.0904 versus a 2021 tax rate of \$.877. She said this represents a net change of \$.027 or 3.03%. She said the tax levy increase is \$837,957.10 or 3.369%, and that the 2022 municipal tax increase is \$84.90 on an average home assessment of \$319,133. Ms. Millikin stated that the top five (5) expenses for 2022 are public safety, employee health & pension, debt service, road repair and maintenance, and the reserve for uncollected taxes (RUT). Mr. Eagen explained the RUT as a non-spending appropriation to offset what the municipality doesn’t collect if residents don’t pay property taxes. Mr. Cerullo said that when delinquent taxpayers pay their taxes, this money replenishes the surplus.

Mr. Eagen reviewed the fund balance history and said the Township’s surplus is the highest he’s ever seen. He reported that the use of surplus is consistent with Township policy and that this year there is \$2.8 million dollars anticipated in the budget. He explained that the Township uses as revenue what it reasonably thinks it can regenerate.

Mr. Eagen also reviewed the two levy caps. He said the Township is under the 2010 Tax Levy Cap by \$270,828.11. He said that the index rate used in the 1977 Appropriation Cap is set by the State and based on the Consumer Price Index (CPI). Mr. Eagen stated that this year, the index rate is 3.5% with the addition of the COLA Ordinance.

Ms. Millikin discussed the Water and Sewer Utility 2022 Budget Summary as well as the Solid Waste Collection budget and the garbage contract bid. She showed Council a breakdown of the 2022 municipal tax levy, which includes \$304.01 for garbage, \$2,439.87 for municipal, \$108.43 for library, and \$31.91 for municipal open space. She also showed Council a breakdown of taxes paid by Jefferson residents, which includes 8.9% to the County, .2% for County Open Space tax, 59.2% school taxes, .4% for municipal open space tax, 1.2% for the municipal library tax, 3.3% for the garbage district, and 26.8% for the municipality. Ms. Millikin concluded her presentation by thanking Mr. Eagen, Mr. Cerullo, the Mayor and Department Heads, and the Council for their efforts regarding the 2022 budget.

8. NEW BUSINESS

RESOLUTION #22-93

Resolution Authorizing Reading of the 2022 Municipal Budget and 2022 Solid Waste Collection District Municipal Budget By Title

WHEREAS, pursuant to the Local Budget Law N.J.S.A. 40A:4-1 et seq., all provisions for the Adoption of the **2022** Municipal Budget and Solid Waste Collection District Municipal Budget for the Township of Jefferson have been met.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey that the **2022** Municipal Budget and Solid Waste Collection District Municipal Budget shall be read by title at this Adoption for same.

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

PUBLIC HEARING – 2022 SOLID WASTE COLLECTION DISTRICT MUNICIPAL BUDGET

• PUBLIC HEARING

Council President Senatore opened the public budget 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.

RESOLUTION #22-94
Adoption of 2022 Solid Waste Collection District Municipal Budget

BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of **\$2,709,740.00 for amount to be raised by taxation for Solid Waste Collection District.**

INTRODUCED: MARCH 16, 2022

ADOPTED: APRIL 20, 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			
Mr. Smith			X					X	X			
Vice President Dunham	X		X				X		X			
President Senatore			X						X			

PUBLIC HEARING – 2022 MUNICIPAL BUDGET

• **PUBLIC HEARING**

Council President Senatore opened the public budget 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.

RESOLUTION #22-95
Resolution to Amend 2022 Municipal Budget

WHEREAS, the local municipal budget for the year 2022 was approved on March 16, 2022; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget.

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Jefferson, Morris County, New Jersey, that the following amendments to the approved budget of 2022 be made:

CURRENT FUND BUDGET

	FROM	TO
<u>ANTICIPATED REVENUES</u>		
1. Surplus Anticipated	2,830,000.00	2,836,690.50
TOTAL SURPLUS ANTICIPATED	2,830,000.00	2,836,690.50
3. Miscellaneous Revenues - Section A: Local Revenues Interest and Costs on Taxes	210,000.00	216,690.50
Total Section A: Local Revenues	559,900.00	566,590.50
3. Miscellaneous Revenues - Section B: State Aid Without Offsetting Appropriations Garden State Trust	38,163.00	24,782.00
Total Section B: State Aid Without Offsetting Appropriations	2,100,168.00	2,086,787.00
TOTAL MISCELLANEOUS REVENUES	4,216,345.36	4,209,654.86

BE IT FURTHER RESOLVED that a certified copy of this resolution be filed forthwith in the Office of the Director of Local Government Services for her certification of the 2022 Local Municipal Budget so amended.

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			

RESOLUTION #22-96
Adoption of 2022 Municipal Budget

BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of **\$21,747,272.60 for Municipal Purposes, \$284,452.00 for Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy, and \$966,446.00 for Minimum Library Levy.**

INTRODUCED: MARCH 16, 2022

ADOPTED: APRIL 20, 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			
Mr. Smith		X	X				X		X			
Vice President Dunham	X		X						X			
President Senatore			X					X	X			

RESOLUTION #22-97
Resolution Authorizing May as “Bag Up NJ” Month

WHEREAS, Gov. Phil Murphy and the New Jersey State Legislature enacted the most progressive disposable bag law in the country, with a bill signed Nov. 4, 2020, phasing out single use plastic and paper bags and encouraging the use of reusable bags throughout New Jersey; and

WHEREAS, New Jersey is working to reduce reliance on single-use products to ensure that future generations have a clean and healthy environment to live, work, and recreate in; and

WHEREAS, banning or limiting the use of single-use plastic and paper carryout bags is a significant step in this effort; and

WHEREAS, the New Jersey Clean Communities Council, the New Jersey Department of Environmental Protection, the New Jersey Department of State, policymakers, environmental and business groups, as well as other stakeholders, are working together to educate consumers, businesses, and communities about the new law and encouraging residents to "Bag Up" before the ban goes into effect; and

WHEREAS, the comprehensive "Bag Up NJ" campaign will include educational programs, public and media engagement and reusable bag distribution programs throughout the state, with an emphasis on underserved communities; and

WHEREAS, this statewide public education campaign will provide residents, businesses and visitors with information about the types of reusable and sustainable bags and containers that they may use and where to access these products.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey that it is critical to begin educating the public about this new law, which will have a significant environmental benefit when the ban takes effect on May 4, 2022.

BE IT FURTHER RESOLVED that one way to gain important recognition is to deem the month of May each year as “Bag Up NJ” month in the Township of Jefferson, County of Morris, as a further reminder that residents should bring their own reusable bags to the store.

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			

9. ADMINISTRATIVE REPORTS OF MAYOR AND ADMINISTRATOR

Mayor Wilsusen stated that he wanted to acknowledge the passing of Council President Senatore’s father, as well as DPW Mechanic Kevin O’Shea’s wife.

Mayor Wilsusen announced that Jefferson was named as the 9th safest city in New Jersey in 2022 by Safewise online statistics.

Mayor Wilsusen reported that the Police Department hosted the surrounding lake area Police Departments, as well as the State Police, the State Park Police, and the Morris County Sheriff’s Department for a joint meeting to kick off the upcoming Lake Hopatcong summer season. He said he was pleased to announce that the Sheriff’s Department will have two boats and a jet ski on the lake this summer and will help to supplement the State Police efforts towards ensuring a safe summer.

Mayor Wilsusen announced that this Saturday is the spring cleanup, which is being managed by Erica from Engineering and the Junior Women’s Club. He said the Skylands Open House is Saturday from 10 am – 1 pm and the Economic Development Committee will be present, as well as the Police Department and Councilman Smith.

Mayor Wilsusen said that the Chamber of Commerce Awards dinner is tomorrow night and he will be awarding the Citizen of the Year to Terry Koontz. He said awards will also be given out for Educator of the Year, Jefferson’s DPW is receiving the Public Servant of the Year award, and Gatwyn’s is receiving the Business of the Year award.

Ms. Millikin stated that the Police addition is progressing and that the DCA will be on site Friday to conduct the elevator inspection. She mentioned that the DPW has installed signage in the Peaks in order to give drivers a visual reminder of the 25 mile per hour speed limit. She said the Township receives a lot of complaints about speeding in this area.

Ms. Millikin told Council that a bankruptcy is occurring on Valley View Road and the Township currently has a tax lien on this property. She said the Township still pays taxes to the school and County on this property and she wanted to make the Council aware that the Township will be proceeding with an In Rem foreclosure.

Ms. Millikin mentioned that Native Fields offered to do a project for the Township. She said there is a Township owned easement at Summer Walk Circle and Whitewood Lane that is a highly trafficked area and connects two neighborhoods. She said Native Fields will install pavers to make this look like a walking path, and the DPW will install the depressed curve. Ms. Millikin stated that the Township expense for this project would be about \$12,000 and this money would be taken from the Open Space Trust.

Ms. Millikin said that security cameras have been installed at the wastewater treatment plant. She offered her condolences to Council President Senatore.

10. COUNCIL REPORTS

Councilman Smith reported attending the Middle School play. He announced the Lake Hopatcong Commission is taking over the weed harvesting and will be cutting weeds three (3) times a week. He said the weeds will be temporarily stored at the Snow Bowl until they dry out, as the cost for disposal is by the pound.

Councilman Kalish offered his condolences to Council President Senatore. He mentioned that marijuana sales are legal starting tomorrow and he suggested Council revisit the issue. He said surrounding towns will possibly take advantage of a huge revenue source.

Council Vice President Dunham asked about the Police Department open house and Ms. Millikin said it will be held June 11th from 9 – 11 am. He asked if the Township has any contracts with Native Fields or if they are bidding on anything and Ms. Millikin said no to both questions. He reported attending the Library Board meeting and said the Board is trying to come up with some “out of the box” ideas, such as a satellite location closer to the west side of town. Council Vice President Dunham said the Library Board is also considering a legacy project to document the history of Jefferson as there is no current repository for pictures, etc. He added that the Board is very appreciative of the Township helping them with various maintenance tasks.

Council President Senatore announced that the softball teams will be participating in Lace Up For Cancer this Saturday at the High School and Ridge Fields. Ms. Millikin mentioned it is also the opening day for baseball. Council President Senatore inquired about flashing signs for Route 15 South which would help with driver awareness of the stop lights. Mayor Wilsusen said at one point the Township had been told these signs would be at Township expense.

Council President Senatore thanked the Township for the cards and flowers.

11. ORDINANCES – FIRST READING

ORDINANCE 22-12 - ORDINANCE AUTHORIZING THE SALE OF 189 PENNSYLVANIA AVENUE, BLOCK 40, LOT 1

WHEREAS, the Township of Jefferson is the owner of 189 Pennsylvania Avenue, Block 40, Lot 1, Lake Hopatcong, Jefferson Township, New Jersey (the "Property") as herein after set forth in Schedule A, which land is not need or required for municipal use; and

WHEREAS, Wayne A. Osman and Sherry Osman, the owners of the contiguous property located at 188 S. Maryland Avenue have expressed an interest in purchasing the Property. The Osmans are the only contiguous property owner; and

WHEREAS, the Property is less than the minimum size required for development under the municipal ordinance and is without capital improvements thereon; and

WHEREAS, the Township Council of the Township of Jefferson has deemed it in the best interest of the Township of Jefferson to sell the lot to the owners of the contiguous property in accordance with the provisions of N.J.S.A. 40A:12-13(b)(5) and N.J.S.A. 40A:12-13.2; and

WHEREAS, the contiguous owners have offered to purchase the Property for \$16,500.00 as set forth in Schedule A for the sum set forth thereon; and

WHEREAS, the Municipal Tax Assessor of the Township of Jefferson has advised that the sum, taking into consideration all factors relative thereto, is fair and just.

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

SECTION 1:

1. The Township of Jefferson shall sell, pursuant to the provisions of N.J.S.A. 40A:12-13(b)(5) and N.J.S.A. 40A:12-13.2, the lot known as 189 Pennsylvania Avenue (Block 40, Lot 1) to the contiguous property owners, Wayne A. Osman and Sherry Osman, for the amount as set forth in Schedule A attached hereto, subject to the right of other interested parties to offer an amount in excess of the amount offered as set forth in Schedule A. Pursuant to the provisions of the statutes, this conveyance shall be to an owner of adjoining property as the property to be sold is less than the minimum size required for development under the municipal zoning ordinance and is without any capital improvement thereon. The minimum sale price for the Property is \$16,500.00 as set forth in Schedule A, which sum is not less than the fair market value of the real property.

2. Upon final passage of this Ordinance as required by N.J.S.A. 40A:12-13(b)(5) the list containing the Property being sold and the proposed sale price shall be published within five (5) days of adoption in the Township's official newspaper and this Ordinance shall also be posted on the bulletin board at the Municipal Building or other conspicuous space at the Municipal Building. Offers for the property being sold may be made to the Township Council or its designee for a period of twenty (20) days following the advertisement, at not less than the minimum price.

3. The Property shall be sold subject to the following terms and conditions:
- (a) The Property shall be sold for not less than the amount set forth in Schedule A.
 - (b) The sale shall be made by private sale, after legal advertisement of this Ordinance, and shall be made to the persons set forth in Schedule A or such higher offer as may be submitted within the twenty (20) day period as referenced in Paragraph 1 above, subject to the contiguous property owners rights under N.J.S.A. 40A:12-13.2. Since this is a sale to the owner of contiguous property, the existing property owned by the purchaser shall become consolidated with the property being sold herein, and become part of and merge with the contiguous property owned by the successful bidder.
 - (c) The Township does not warrant or certify title to the property and in no event shall the Township of Jefferson be liable for any damages to the purchaser-successful bidder if title is found unmarketable for any reason and the purchaser-successful bidder waives any and all right in damages or by way of liens against the Township. The sole remedy being the right to receive a refund prior to closing of the deposit paid in the event title is found unmarketable. It shall be the obligation of the successful purchaser to examine title to the property prior to the closing. In the event of closing and a later finding of defect of title, the Township shall not be responsible for the same, shall not be required to refund money or correct any defect in title or be held liable for damages.
 - (d) Acceptance of the offer made as set forth in Schedule A or the highest bid shall constitute a binding agreement of sale and the purchaser shall be deemed to agree to comply with the terms and conditions of the sale herein contained.
 - (e) Upon adoption of this Ordinance the purchaser will be required to pay within two (2) business days ten percent (10%) of the bid, in certified funds or check; the payment shall be returned to the purchaser, without interest, if the title to the property is legally determined to be unmarketable, providing claims made therefor within thirty (30) days from the date that this Ordinance is adopted.
 - (f) A Quit Claim Deed will be delivered at the office of the Township Clerk or the Township Attorney's office on or before thirty (30) days after the date of the sale, at which time and place the balance of the purchase price, plus the legal fees and costs incurred by the Township in the amount of \$350.00, plus the actual costs that the Township incurs for publishing this Ordinance and any required notices, shall be required to be paid by certified or bank check. The Mayor and Clerk are hereby authorized to execute the Deed and any related documents.
 - (g) The Deed of Conveyance will be subject to all matters of record, which may affect title herein, what an accurate survey may reveal, the Ordinances of the Township of Jefferson and reserving an easement for all natural or constructed drainage systems, waterways and water easements on the property, if any, and the continued right of maintenance and flow thereof.
 - (h) The property will be sold subject to 2022 taxes, prorated from the date of sale.
 - (i) The Governing Body does hereby reserve the right to withdraw this offer to sell, or upon completion of the bidding to accept or reject any or all bids for said property or to waive any informality in relation thereto.
 - (j) The Property is sold "as is". No representations of any kind are made by the Township as to the conditions of the Property, and the description of the Property are intended as a general guide only and may not be accurate. The Property is being sold in the present "as is", "where is", with all faults.
4. Potential Bidders are advised:
- A. To conduct all necessary title searches prior to the date of the sale.
 - B. That the description of the property is intended as a general guide only and may not be accurate. No representation of any kind are made by the Township of Jefferson as to the conditions of the property, including habitability or usability; the property is being sold in its present condition "as is".
 - C. That the sale is made subject to all applicable laws, statutes, regulations and ordinances of the United States, State of New Jersey and the Township of Jefferson.
 - D. That no employee, agent or officer of the Township of Jefferson has any authority to waive, modify or amend any of the conditions of the sale.
 - E. The property will be conveyed subject to all covenants, restrictions, reservations and easements established of record or by prescription, and as set forth herein, and without representation as to character of title of the property to be conveyed.
5. Additional Terms the Purchaser must comply with:
- A. To abide by appropriate zoning, subdivision, health and building regulations and codes and stipulate that this sale will not be used as grounds to support any variance from the regulations.
 - B. That the failure to close title as agreed shall forfeit to the Township of Jefferson any and all money deposited with the Township.
 - C. That the purchase price shall not be used before any County Board of Taxation, Tax Court of New Jersey, or in any court of this State as grounds to support a challenge of the existing assessments with regard to other property.
 - D. The property being purchased shall be merged with purchaser's contiguous property and treated as one piece of property.
5. Severability. All ordinances or parts of ordinances inconsistent with this Ordinance are hereby repealed to the extent of such inconsistencies.
6. Repealer. 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.
7. 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 **May 4, 2022**.

INTRODUCED: APRIL 20, 2022

ADOPTED:

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

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**

- Mobile Home Park/Trailer Licenses for the Period January 1, 2022 - December 31, 2022 22-04 Milton/Oak Ridge Associates – 50 Trailer Lots

***APPOINTMENTS**

- Haley R. Kreis – Fire Company #1

***CONSENT AGENDA RESOLUTIONS:**

- 22-98 Resolution Authorizing the Payment of Bills
- 22-99 Resolution Authorizing a Disabled Veterans Exemption and the Cancellation of Taxes – Block 323, Lot 56
- 22-100 Resolution Authorizing the Refund of Overpayment(s) of Taxes
- 22-101 Resolution Approving Current Estimate No. 3 – Laumar Roofing Co, Inc. – BLD-71K
- 22-102 Resolution Authorizing Contract for New D.P.W. Garage Heaters – Contract BLD-72-1J – Ranco Mechanical, LLC
- 22-103 Resolution Designating Fire Company #2’s Fire Company Training Officer as Signatory for the Firefighter Certification Program
- 22-104 Resolution to Participate in National Cooperative Purchasing with Keystone Purchasing Network Pursuant to N.J.S.A. 40A:11-10
- 22-105 Resolution Authorizing One (1) Year Contract for Water Pipe and Appurtenances – Contract UTL-22-1 – Core and Main, Co., Inc. and Ferguson Enterprises, LLC

Council Vice President Dunham asked about grant funding for electric vehicles and Ms. Millikin said she is working with the grant writer, Millennium.

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			

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 else 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 20, 2022.

15. ADJOURNMENT AT 8:23 PM

Motion made by Councilman Smith, second by Councilman Vice President Dunham to adjourn the meeting at 8:23 pm, with all members in favor signifying by “Aye.”

April 20, 2022

Michele Reilly, RMC, Township Clerk

Melissa Senatore, Council President

CONSENT AGENDA RESOLUTION #22-98

“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 20, 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 #22-99

“RESOLUTION AUTHORIZING A DISABLED VETERANS EXEMPTION AND THE CANCELLATION OF TAXES –BLOCK 323, LOT 56”

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 **April 7, 2022**, the resident property owner is entitled to an exemption of taxes in accordance with N.J.S.A. 54:4-3.32; and

WHEREAS, the Mayor of the Township of Jefferson does recommend an exemption of his taxes based on date of approved permanently Disabled Veterans application, **April 7, 2022**.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, 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 323 Lot 56	23 Sachem Rd	\$1,209.80	2 nd 2022
		To be billed	3 rd 2022
		To be billed	4 th 2022

CONSENT AGENDA RESOLUTION #22-100

“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	NAME	AMOUNT	CODE	YEAR
209	5	FIG Cust FIGNJ19 LLC & SEC PTY	\$16,677.12	5	2022
209	5	FIG Cust FIGNJ19 LLC & SEC PTY	\$42,000.00	10	2022
			TOTAL	\$58,677.12	

CONSENT AGENDA RESOLUTION #22-101

“RESOLUTION APPROVING CURRENT ESTIMATE NO. 3 – LAUMAR ROOFING CO., INC. – FOR NEW ROOF AT MUNICIPALCOMPLEX, CONTRACT NO. BLD-71-1K”

WHEREAS, a contract was awarded to Laumar Roofing Co., Inc. for New Roof at Municipal Complex, **Contract BLD-71-1K**; and

WHEREAS, the Township Engineer has submitted **Current Estimate No. 3** in the amount of **\$25,850.93** for work completed and accepted; and

WHEREAS, the Chief Financial Officer has certified that funds are available for said payment.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Jefferson, County of Morris, State of New Jersey hereby approves **Current Estimate No. 3** for a payment in the amount of **\$25,850.93** to Laumar Roofing Co., Inc., **426 Gregory Avenue, Passaic, NJ 07055**.

BE IT FURTHER RESOLVED that this payment will be made pending receipt of the State of New Jersey Monthly Project Manning Report and certified payroll records.

CONSENT AGENDA RESOLUTION #22-102

**“RESOLUTION AUTHORIZING CONTRACT FOR NEW D.P.W. GARAGE HEATERS
CONTRACT- BLD-72-1J- RANCO MECHANICAL, LLC.”**

WHEREAS, the Township of Jefferson received bids for the New D.P.W. Garage Heaters, Contract BLD-72-1J, on April 6, 2022.; and

WHEREAS, four (4) bids were received as listed; and

<u>BIDDER</u>	<u>BASE BID AMOUNT</u>
TM Brennan Service, Inc.	\$117,000.00
K7D Contractors, LLC.	\$87,000.00
Ranco Mechanical, LLC.	\$78,900.00
Affirmative Mechanical	\$79,899.00

WHEREAS, Ranco Mechanical, LLC. of Newton, New Jersey was the lowest apparent bidder with a bid of \$78,900.00; and

WHEREAS, Ranco Mechanical, LLC. of Newton, New Jersey had the lowest responsible bid of \$78,900.00 which is 12.33% below the Engineer’s estimate; and

WHEREAS, the Township Engineer recommends the Township Council award the contract for the New D.P.W. Garage Heaters, 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 \$78,900.00

C-04-55-920-013-905	<u>\$78,900.00</u>	Bldg Grounds- DPW Heating
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BE IT ALSO RESOLVED that the Township Council hereby awards the contract for New D.P.W. Garage Heaters, Contract BLD-72-1J, Ranco Mechanical, LLC. of 2 Melba Drive, Newton, New Jersey 07860 in the amount of \$78,900.00.

BE IT ALSO RESOLVED that the Mayor and Clerk of this Township be and are hereby authorized and directed to execute the contract and other necessary documents in order to effectuate the purpose of this resolution and that the Certificate of Availability of Funds supplied by the Chief Financial Officer (CFO) of this Township shall be attached to the original copy of this resolution.

CONSENT AGENDA RESOLUTION #22-103

**“RESOLUTION DESIGNATING FIRE COMPANY #2’S FIRE COMPANY TRAINING OFFICER
AS SIGNATORY FOR THE FIREFIGHTER CERTIFICATION PROGRAM”**

WHEREAS, the State of New Jersey has created a voluntary program to certify firefighters; and

WHEREAS, the Township Council of the Township of Jefferson has reviewed, discussed, and voted to participate in the program.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the Fire Company Training Officer for Fire Company #2 is the Authorized Signatory to sign any documents necessary to implement the Firefighter Certification Program for Fire Company #2 in the Township of Jefferson.

CONSENT AGENDA RESOLUTION #22-104

**“RESOLUTION TO PARTICIPATE IN NATIONAL COOPERATIVE PURCHASING WITH KEYSTONE PURCHASING NETWORK
PURSUANT TO N.J.S.A. 40A:11-10”**

WHEREAS, the Township of Jefferson requests participation for Cooperative Purchasing with the Keystone Purchasing Network; and

WHEREAS, the Keystone Purchasing Network has offered voluntary participation in a Cooperative Pricing System for the purchase of goods and services; and

WHEREAS, the Local Public Contracts Law authorizes a municipality to purchase goods and services through a duly-formed cooperative purchasing system without advertising for bids; and

WHEREAS, pursuant to P.L.2011, c.139 all contracting units are permitted to use contracts awarded by national or regional cooperatives that were already competitively bid without competitively bidding the goods or services themselves.

WHEREAS, the procurement of goods and services through this cooperative purchasing program is considered to be an open and fair process under New Jersey Pay-To-Play Law N.J.S.A 19:44A-20.4 et seq.; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, in the County of Morris, State of New Jersey that the Mayor or designee is authorized to execute membership for Cooperative Purchasing with the Keystone Purchasing Network

BE IT FURTHER RESOLVED that, pursuant to N.J.A.C. 5:30-5.5(b), prior to placing any orders for goods or services in accordance with this Resolution, a certification of available funds shall be executed by the Chief Financial Officer and attached to the file copy of the purchase order or similar document.

CONSENT AGENDA RESOLUTION #22-105

**“RESOLUTION AUTHORIZING ONE (1) YEAR CONTRACT FOR WATER PIPE AND APPURTENANCES –
CONTRACT #UTL-22-1 – CORE AND MAIN CO., INC AND FERGUSON ENTERPRISES, LLC”**

WHEREAS, the Township of Jefferson has, in accordance with the Local Public Contracts Law of the State of New Jersey, received bids for Water Pipe and Appurtenances - UTL-22-1 on March 3, 2022; and

WHEREAS, three (3) bids were received; and

WHEREAS, Core and Main Co., Inc. of Pompton Plains, New Jersey, is the lowest responsible bidder for items 1, 2, 3, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25 and 28; and

WHEREAS, Ferguson Enterprises, LLC of Lakewood, New Jersey is the lowest responsible bidder for items, 4, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 26, 27, 29, 30, 31, 32, 33, 34 and 35; and

WHEREAS, Core and Main Co., Inc. of Pompton Plains, New Jersey, and Ferguson Enterprises, LLC of Lakewood, New Jersey each provided the same bid amount for item 5; and

WHEREAS, the Utilities Director, John C. Perry recommends splitting the award of the contract to Core and Main Co., Inc. of Pompton Plains, New Jersey, and Ferguson Enterprises, LLC of Lakewood, New Jersey in his memorandum dated March 21, 2022; 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 \$75,500.00 for 2022.

2-05-55-500-000-556

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, hereby awards the contract for Water Pipe and Appurtenances - UTL-20-1 to Core and Main Co., Inc., 660 State Highway 23, Pompton Plains, New Jersey, and Ferguson Enterprises, LLC, 190 Oberlin Avenue N., Lakewood, New Jersey for the individual items stated above in an amount not to exceed \$75,500.

BE IT ALSO RESOLVED that the Mayor and Municipal Clerk are authorized to sign the contracts for Water Pipe and Appurtenances - UTL-22-1.