

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

JULY 7, 2021
REGULAR MEETING – 7:00 PM
MINUTES

1. CALL TO ORDER

Council President Senatore read the meeting statement as follows: This meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of **July 7, 2021** 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 8, 2021** and was posted on the bulletin board in the Municipal Building on **January 8, 2021** 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. The change in location was noticed on **June 11, 2021**.

Council President Senatore called the meeting to order at 7:00 pm.

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. Also in attendance were Administrator Debi Millikin and Mayor Eric Wilsusen.

3. SALUTE TO THE FLAG

Council President Senatore led the flag salute.

4. SPECIAL PRESENTATIONS

There were no special presentations listed on the agenda for July 7, 2021.

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.

Robert Vander Ploeg – 14 Crystal Road

Mr. Vander Ploeg had questions about kennel licensing, specifically the number of licenses, how often sites are inspected, if sites are inspected prior to renewal, and if sites are grandfathered. He also inquired if a tax exempt organization receives a license, does that this automatically make the property exempt from municipal taxes. Mr. Ryan said it does not.

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 #21-15 – ORDINANCE AMENDING CHAPTER 130 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED “VEHICLES AND TRAFFIC”, SPECIFICALLY PART 4, ARTICLE XXI, SECTION 130-55 ENTITLED “ENGINE BRAKING”

WHEREAS, the Township of Jefferson desires to amend the Jefferson Township Municipal Code to repeal the language in Section 130-55 relating to “Engine Braking Regulations” as it currently exists; and

WHEREAS, the Township of Jefferson desires to add language to Section 130-55 directing that enforcement of “Engine Braking” and other prohibited vehicular muffler noises be enforced through the applicable New Jersey State Statute N.J.S.A. 39:3-70.

WHEREAS, the Township Council has reviewed this matter with the Township Attorney and have determined that the revisions are appropriate.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that Section 130-55 of the Jefferson Township Municipal Code is hereby amended as follows:

SECTION I

Ordinance Section 130-55 “Engine Braking Regulations” is repealed in its entirety. A new section shall be adopted under §130-55 which states as follows:

§130-55 **Enforcement of excessive or unusual noise coming from a vehicle’s exhaust.**

A. Enforcement of any excessive or unusual noise within the Township coming from a vehicle’s muffler including what is known as “engine braking” shall be done through the applicable State Statute found at N.J.S.A. 39:3-70.

SECTION II

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.

INTRODUCTION: JUNE 23, 2021

ADOPTION: JULY 7, 2021

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 #21-16 – ORDINANCE AMENDING CHAPTER 273 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED “FOREST, TREE AND SOIL PRESERVATION AND MITIGATION”

WHEREAS, the Township of Jefferson desires to amend Chapter 273, Forest, Tree and Soil Preservation and Mitigation; of the Jefferson Township Municipal Code, which has been reviewed and determined that revisions are necessary; and

WHEREAS, the Township’s attorney’s office, as well as the Township Engineer and the Township Forester have reviewed the proposed Ordinance and related documents and agree that it is acceptable.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that Chapter 273, entitled “Forest, Tree and Soil Preservation and Mitigation” is amended as follows:

SECTION I

Jefferson Township Code, Subsection A(1) and A(2) of Section 273-3, “Exemptions” shall be deleted and replaced as follows:

- A. (1) The disturbance of less than 2,500 square feet and/or less than 50 cubic yards of soil during any calendar year; provided, however, that no disturbance area exists as a result of disturbance which occurred during a prior calendar year and which has not been restored.
- A. (2) Projects requiring Engineering Plot Plan approval unless the project includes the removal of more than one specimen tree.

Jefferson Township Code, Subsection A of Section 273-3, “Exemptions” shall be amended in part to include the following:

- A. (10) Soil disturbance by the Township or its contractors.
- A. (11) Excavations for the construction or repair of individual subsurface sewage disposal systems (septic systems) when such construction or repair is performed pursuant to a permit duly issued by the Jefferson Township Health Department.

SECTION II

Jefferson Township Code, Section 273-5, “Application requirements” shall be amended in part, to include the following:

- Q. Certification from the soil/fill supplier that the soil/fill being imported does not contain any contaminants exceeding the current requirements of Non-Residential and Residential Direct Contact Soil Remediation Standards pursuant to N.J.A.C. 7:26D Remediation Standards.

SECTION III

Jefferson Township Code, Subsection B of Section 273-11, “Replacement Trees” shall be amended in part, to include the following:

If the replacement trees are not planted within 1 year of project completion, the escrow shall be forfeited to Jefferson Township to mitigate hazardous trees within the Township.

SECTION IV

Jefferson Township Code, Section 273-13, “Soil removal application requirements” is hereby repealed in its entirety and replaced to include a new title “Soil Disturbance application requirements”, as follows:

Section 273-13. Soil Disturbance application requirements.

- A. Applications which include soil disturbance in excess of 100 cubic yards shall provide the following additional information:
 - (1) The kind and quantity, in cubic yards, of soil to be disturbed and the projected daily movement in cubic yards.
 - (2) The destination of soil to be moved, the route over which the material will be transported and hours of operation.
 - (3) The proposed date of commencement and completion of the soil disturbance.
 - (4) The name, address and telephone number of the person having direct charge over the soil disturbance operation.
- B. The plan submitted shall show the following additional information:
 - (1) Existing and proposed topography with two-foot contour interval.
 - (2) Slope stabilization details.
 - (3) Retaining wall construction details.

SECTION V

Jefferson Township Code, Subsection A(1) and A(2) of Section 273-18, “Violations and penalties; restoration of property” shall be deleted and replaced as follows:

- A. (1) For each 2,500 square feet of soil disturbance, a fine of up to \$500 and restoration of the site.

A. (2) For disturbance of each 50 cubic yards of soil, a fine of up to \$500 and restoration of the site.

SECTION VI

Jefferson Township Code, Section 273-19, "Fees" is hereby repealed in its entirety and replaced, as follows:

- A. Upon the filing of any application, there shall be a permit fee paid in the amount of \$200 which shall be considered a fee for the administrative costs of review of any application for any area to be disturbed of 2,500 square feet or less, and for each area to be disturbed in excess of 2,500 square feet, the fee shall be the sum of \$50 for each additional area of 2,500 square feet or less of disturbance.
- B. In addition to the fees established above, an additional fee of \$0.50 per cubic yard shall be charged for soil disturbance in excess of 50 cubic yards.

SECTION VII

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

SECTION VIII

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 IX

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.

INTRODUCTION: JUNE 23, 2021

ADOPTION: JULY 7, 2021

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

ORDINANCE #21-18 – ORDINANCE AMENDING CHAPTER 146 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED "ANIMALS", SPECIFICALLY SECTION 146-1 ENTITLED "DEFINITIONS", SECTION 146-3 ENTITLED "KENNELS, PET SHOPS, SHELTERS AND POUNDS", SECTION 146-6 ENTITLED "ANIMAL CONTROL OFFICER", SECTION 146-26 ENTITLED "LICENSING REQUIREMENTS", AND SECTION 146-31 ENTITLED "PET COLLECTIVE"

WHEREAS, the Jefferson Township Council has reviewed the Township Code regarding animals permitted within the Township and has determined that revisions are necessary.

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the Jefferson Township Municipal Code is hereby amended as follows:

SECTION I. Chapter 146. Animals is amended as follows:

Section 146-1 Definitions. For the purpose of this article, the following terms shall have the meanings indicated:

ANIMAL CARE FACILITIES

Collective term to include kennels, pet shops, shelters, pounds, animal rescue organizations and animal foster homes.

ANIMAL CONTROL AUTHORITY

Any person or agency designated or certified by the State of New Jersey to enforce the provisions of this article.

ANIMAL RESCUE ORGANIZATION

An individual or group of individuals who, with or without salary or compensation, house and care for homeless animals in the home of an individual or in other facilities, with the intent of placing the animals in responsible, more permanent homes as soon as possible.

ANIMAL RESCUE ORGANIZATION FACILITY

The home or other facility in which an animal rescue organization houses and cares for an animal.

FOSTER HOME

Placement of an animal with an individual or group that is not an animal rescue organization for the purpose of temporarily caring for the animal, without the individual or group assuming ownership and with the intent of the individual or group relinquishing the animal to a suitable owner when one is located.

KENNEL

Any establishment wherein or whereon the business of boarding or selling animals for sale is carried on, except a pet shop.

LICENSING AUTHORITY

The agency or department of Jefferson Township or any designated representative thereof charged with administering the

issuance and/or revocation of permits and licenses under the provisions of this article.

NEUTERED

Rendered permanently incapable of reproduction as certified by a licensed veterinarian.

OWNER

Shall be liberally construed under this article to include any person who has proprietorship in an animal, including any person having care, custody or control of, or harboring, said animal or keeping the same under his dominion. A person shall be deemed to have an animal in his keeping and under his dominion or control whenever the ownership or custody of any animal is in the possession of an un-emancipated family member or other member of his/her household.

POUND

An establishment for the confinement of animals seized either under the provisions of this article or otherwise.

SHELTER

An establishment where animals are received, housed and distributed.

SUFFER

Includes the failure of the owner, harborer, keeper or person having care, custody or control of an animal to prevent the occurrence of any act or the coming into existence of any condition or otherwise regulated by this article, regardless of the prior knowledge thereof by such owner, harborer, keeper or person having care, custody or control of the animal.

Section 146-3 Kennels, pet shops, shelters and pounds shall be amended and retitled as “Animal Care Facilities”

A. Any person who keeps or operates or proposed to establish an animal care facility in the case of a renewal of the license, apply to the licensing authority. Applications for the creation of new establishments shall be made to the Township Council through the Municipal Clerk’s Office.

B. The application shall describe the premises where the establishment is located or is proposed to be located and the purpose or purposes for which it is to be maintained and shall be accompanied by the original written approval of the Township Division of Health showing compliance with local and state rules and regulations governing locations of and sanitation at such establishments. The application shall also be accompanied by written approval from the Township Zoning Officer showing compliance with local rules and regulations governing Township Zoning.

E. The total number of licenses issued **to animal care facilities** combined shall not exceed ten (10), excluding the Township of Jefferson pound.

G. The annual license fee for an Animal Care Facility providing accommodations for ten (10) or fewer dogs shall be \$50, and for more than ten (10) dogs shall be \$100. No fee shall be charged for the Township pound.

Section 146-6 Animal Control Officer.

B. All police officers of the Township, regular and special, the Code Enforcement Officer, the Animal Control Officer and the Health Law Enforcement Officer (HLEO) are hereby given full power and authority and are charged with the duty to enforce this article.

Section 146-26 Licensing requirements.

M. Each property shall have no more than eight (8) cats. Properties harboring seven (7) or more cats and not being an Animal Care Facility as defined in Article I of Chapter 146 must register as a Pet Collective as defined in Article V of Chapter 146.

Section 146-31 Pet collective.

Any household located in the Township of Jefferson wherein there is kept or harbored more than seven (7) animals, whether dogs or cats, subject to licensing pursuant to Chapter 146 and not being an Animal Care Facility as defined in Article 1 of Chapter 146.

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

INTRODUCTION: JUNE 23, 2021

ADOPTION: JULY 7, 2021

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			
Vice President Dunham	X		X				X		X			
President Senatore			X						X			

7. COUNCIL AND MAYOR DISCUSSION

- **Amending Chapter 490, Zoning – Article VIII – Signs**

Ms. Millikin explained that the current Ordinance needs to be amended to exclude reference political signs.

Mr. Ryan stated that there is a United States Supreme Court decision involving freedom of speech and expression which necessitates a change to the Township's Ordinance. He explained that the municipality can still regulate the posting, location and size of signs but cannot regulate content and cannot treat political or religious signs any differently. Mayor Wilsusen mentioned that the Township realized the sign Ordinance needed to be updated after a resident challenged the current regulations.

Council consensus was that an amended Ordinance should be placed on the next Township Council agenda for introduction.

8. ADMINISTRATIVE REPORTS OF MAYOR AND ADMINISTRATOR

Mayor Wilsusen offered condolences to Township employee Kenny Fecko and his family on behalf of the community after the passing of his son.

Mayor Wilsusen reported a fantastic Veterans Cruise and said he was very proud of the community involvement.

Mayor Wilsusen mentioned attended the 50th Ordination anniversary and 75th birthday celebration for Fr. Chris Muldoon at Our Lady Star of the Sea Church. He said Father Muldoon has served the community since 1992.

Mayor Wilsusen told Council that the Boating Regulations Commission is holding its public meeting on July 13th at 10 am at the Lake Hopatcong Yacht Club.

Mayor Wilsusen said he, Captain Bush, Ms. Millikin and Township Engineer Jim Lutz would be attending a pre-construction meeting tomorrow at 10 am with the County in reference to the paving of Espanong and Edison Roads. He mentioned that New Jersey Natural Gas wants to install a gas line prior to the paving and the County wants feedback from the Township.

Mayor Wilsusen announced the Police Department's National Nite Out on August 3rd at 6 pm as well as their movie night on July 30th at dusk. He said the movie night will be held at the gazebo.

Mayor Wilsusen mentioned last night's storm and said there are still a few residents out of power. He said quite a few trees are down and the Township opened a cooling center at the Senior Center today.

Ms. Millikin thanked emergency services, the Police, DPW and OEM Deputy James Perrier for all their efforts during the storm. She said the Township fared pretty well overall.

Ms. Millikin reported progress on the police department addition and said she would be presenting a change order at the August meeting for approximately \$3600 for the addition of windows in the conference room.

Ms. Millikin said oil and stone work began in the peaks yesterday with micropaving scheduled for the end of July, weather depending. She said American Paving is on site in the Township this week and Chincoppee has been paved. She said milling will begin on the Ridge Road project on July 12th, weather depending.

Ms. Millikin announced that Jefferson Fest will take place this Saturday and final preparations will be underway for the event. She reported seven (7) food truck vendors will be on site and also that residents can listen to the music and fireworks on 87.5 FM.

Ms. Millikin said she will be away the week of July 19th and the week of August 2nd and would not be in attendance at the August 4th meeting.

9. COUNCIL REPORTS

Councilman Kalish reported attending the Chamber of Commerce event on the Miss Lotta and the Republication Club breakfast in Mountain Lakes.

Councilman Birmingham reported two lightning strikes which caused fires by his house during last night's storm. He said he attended the Community Band concert at the gazebo and it was well attended. He said the Band honored Janet Breckenridge, the founder of the band thirty-one (31) years ago.

Councilman Birmingham said he attended the Eagle Scout ceremony for Troop 111, the community event on Brady Bridge for the Veteran's Cruise, the funeral for Ms. Rhinesmith's husband, and the Chamber of Commerce cruise.

Councilman Birmingham commented on the amount of paving the County is doing in Jefferson and said he thinks it is the most he has seen in twenty-five (25) years.

Councilman Smith said he was on the Veteran's Cruise and it was an honor to have been selected to attend. He said he also attended the luncheon at the VFW after the cruise.

Councilman Smith reported attending the Chamber of Commerce event and said it was a good chance to mix with the business community.

Councilman Smith gave an update from the Lake Hopatcong Commission and asked residents to please be patient as the Commission is still resolving a date for the start of weed harvesting.

Council Vice President Dunham thanked the dispatchers, the Police, OEM, Fire Department and emergency services for their efforts last night during the storm. He said there was a lot of property damage and the dispatchers had their hands full. He said everyone involved did a lot for the Township and its residents.

Council Vice President Dunham said he attended the community event on Brady Bridge for the Veteran's Cruise and as a Veteran he was happy to see that so many citizens still remember Veterans. He thanked Camp Six for providing the boat ride, Patty Romano for coordinating the event, and he thanked the Mayor for keeping the Veterans Memorial at the municipal complex well maintained.

Council Vice President Dunham reported attended the Eagle Scout Court of Honor with the Mayor and Councilman Birmingham.

Council Vice President Dunham offered condolences to Kenny Fecko as well as to Ms. Rhinesmith. He mentioned that Arlene Florio, wife of former Council member Jim Florio, recently passed away.

Council Vice President Dunham told Councilman Smith not to be discouraged about the weed harvesting on Lake Hopatcong. He said the Commission is doing the best it can with no cooperation from the State.

Council Vice President Dunham asked the Mayor to put the notice about the bridge repair on Berkshire Valley Road on the Township website. He said he is pleased the County is paving in Jefferson and they should for all the tax money the County receives from the Township.

Council President Senatore said she was pleased with the town participation for both the Veterans Cruise and the Chamber of Commerce event. She thanked Mayor Wilsusen for closing Brady Bridge during the fireworks.

Council President Senatore mentioned that she was in Mt. Olive and noticed that a business owner had a letter from the Mayor commemorating her business anniversary. She said she was wondering if this was something Jefferson could do, possibly through the Economic Development Committee.

**10. ORDINANCES – FIRST READING
ORDINANCE #21-19 - ORDINANCE AMENDING CHAPTER 429, STREETS AND SIDEWALKS, OF THE CODE OF THE TOWNSHIP OF JEFFERSON”**

WHEREAS, the Township of Jefferson desires to amend Chapter 429, Streets and Sidewalks; of the Jefferson Township Municipal Code, to comply with changes to the Stormwater Management Rules, N.J.A.C. 7:8-1.1, et seq. and

WHEREAS, the New Jersey Department of Environmental Protection has directed all Municipalities to make the required changes to their respective Stormwater Control standards; and

WHEREAS, the Township’s attorney’s office, as well as the Township Engineer have reviewed the proposed Ordinance and related documents and agree that it is acceptable; and

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that Chapter 429, entitled “Streets and Sidewalks” is amended as follows:

SECTION I

Jefferson Township Code, Chapter 429, shall be amended in part, to include a new Article IV entitled “Private Storm Drain Inlet Retrofitting:

Chapter 429, STREETS AND SIDEWALKS, ARTICLE IV – PRIVATE STORM DRAIN INLET RETROFITTING

§ 429-37. Purpose.

This article requires the retrofitting of existing storm drain inlets which are in direct contact with repaving, repairing, reconstruction, or resurfacing or alterations of facilities on private property, to prevent the discharge of solids and floatables (such as plastic bottles, cans, food wrappers and other litter) to the municipal separate storm sewer system(s) operated by the Township of Jefferson so as to protect public health, safety and welfare, and to prescribe penalties for the failure to comply.

§ 429-38. Definitions.

For the purpose of this article, the following terms, phrases, words, and their derivations shall have the meanings stated herein unless their use in the text of this article clearly demonstrates a different meaning. When not inconsistent with the context, words used in the present tense include the future, words used in the plural number include the singular number, and words used in the singular number include the plural number. The word “shall” is always mandatory and not merely directory.

“MUNICIPAL SEPARATE STORM SEWER SYSTEM (MS4)” - A conveyance or system of conveyances (including roads with drainage systems, municipal streets, catch basins, curbs, gutters, ditches, manmade channels, or storm drains) that is owned or operated by the Township of Jefferson, and is designed and used for collecting and conveying stormwater.

“PERSON” - Any individual, corporation, company, partnership, firm, association, any other type of entity or political subdivision of this State subject to municipal jurisdiction.

“STORM DRAIN INLET” - An opening in a storm drain used to collect stormwater runoff and includes, but is not limited to, a grate inlet, curb-opening inlet, slotted inlet, and combination inlet.

“WATERS OF THE STATE” - Means the ocean and its estuaries, all springs, streams and bodies of surface or ground water, whether natural or artificial, within the boundaries of the State of New Jersey or subject to its jurisdiction.

§ 429-39. Prohibited Conduct.

No Person in control of private property (except a residential lot with one single family house) shall authorize the repaving, repairing (excluding the repair of individual potholes), resurfacing (including top coating or chip sealing with asphalt emulsion or a thin base of hot bitumen), reconstructing or altering any surface that is in direct contact with an existing storm drain inlet on that property unless the storm drain inlet either:

- A. Already meets the design standard below to control passage of solid and floatable materials; or
- B. Is retrofitted or replaced to meet the standard in Section 429-40 below prior to the completion of the project.

§ 429-40. Design standard.

Storm drain inlets identified in Section 429-39 above shall comply with the following standard to control passage of solid and floatable materials through storm drain inlets. For purposes of this paragraph, “solid and floatable materials” means sediment, debris, trash, and other floating, suspended, or settleable solids. For exemptions to this standard see paragraph C below.

A. Design engineers shall use either of the following grates whenever they use a grate in pavement or another ground surface to collect stormwater from that surface into a storm drain or surface water body under that grate:

- (1) The New Jersey Department of Transportation (NJDOT) bicycle safe grate, which is described in Chapter 2.4 of the NJDOT Bicycle Compatible Roadways and Bikeways Planning and Design Guidelines (April 1996); or

(2) A different grate, if each individual clear space in that grate has an area of no more than seven (7.0) square inches, or is no greater than 0.5 inches across the smallest dimension.

Examples of grates subject to this standard include grates in grate inlets, the grate portion (non-curb-opening portion) of combination inlets, grates on storm sewer manholes, ditch grates, trench grates, and grates of spacer bars in slotted drains. Examples of ground surfaces include surfaces of roads (including bridges), driveways, parking areas, bikeways, plazas, sidewalks, lawns, fields, open channels, and stormwater basin floors.

B. Whenever design engineers use a curb-opening inlet, the clear space in that curb opening (or each individual clear space, if the curb opening has two or more clear spaces) shall have an area of no more than seven (7.0) square inches, or be no greater than two (2.0) inches across the smallest dimension.

C. This standard does not apply:

- (1) Where the municipal engineer agrees that this standard would cause inadequate hydraulic performance that could not practicably be overcome by using additional or larger storm drain inlets that meet these standards;
- (2) Where flows are conveyed through any device (e.g., end of pipe netting facility, manufactured treatment device, or a catch basin hood) that is designed, at a minimum, to prevent delivery of all solid and floatable materials that could not pass through one of the following:
 - (a) A rectangular space four and five-eighths inches long and one and one-half inches wide (this option does not apply for outfall netting facilities); or
 - (b) A bar screen having a bar spacing of 0.5 inches.
 - (3) Where flows are conveyed through a trash rack that has parallel bars with one-inch (1") spacing between the bars; or
 - (4) Where the New Jersey Department of Environmental Protection determines, pursuant to the New Jersey Register of Historic Places Rules at N.J.A.C. 7:4-7.2(c), that action to meet this standard is an undertaking that constitutes an encroachment or will damage or destroy the New Jersey Register listed historic property.

§ 429-41. Enforcement.

This ordinance shall be enforced by the Engineering Department and/or the Department of Public Works of the Township of Jefferson.

§ 429-42. Violations and Penalties.

Any person(s), corporation, occupant, or entity that violates or fails to comply with any provision of this article or any of the rules and regulations promulgated hereunder, shall be subject to a fine not to exceed \$1,000 for each storm drain inlet that is not retrofitted to meet the design standard.

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 **August 4, 2021**.

Council discussion ensued. Council Vice President Dunham indicated he will be voting no. He said that although he agrees with this environmentally, he feels it is another Trenton deal that they did not provide funding for. Council President Senatore wondered if the violation amount could be changed. Councilman Birmingham asked if the Township will be fined if they don't pass this Ordinance and if other towns are adopting the Ordinance. Mr. Ryan said he was not aware of any fines and he was aware of other towns passing the Ordinance. Ms. Millikin said sometimes grants are available for these types of projects and Council Vice President Dunham agreed but said grants are not guaranteed. Council President Senatore said on a positive note, this may impact houses who have installed illegal driveways. Council Vice President Dunham said this Ordinance does not apply to single family homes.

INTRODUCTION: JULY 7, 2021

ADOPTION:

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		X									
Vice President Dunham				X								
President Senatore			X									

11. NEW BUSINESS

There was no new business listed on the agenda for July 7, 2021.

12. MINUTES

June 2, 2021 – Regular

Council Member	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			

June 23, 2021 – Regular

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. 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**

- 21-04 Lakeland Mobile Home Park – 15 Trailer Lots (Conditional 2021 License Valid Through 12/31/21)

***APPOINTMENTS**

- None

***CONSENT AGENDA RESOLUTIONS:**

- 21-195 Resolution Authorizing the Payment of Bills
- 21-196 Resolution Authorizing a Disabled Veterans Exemption and the Cancellation of Taxes – Roskowsky, Block 453 Lot 4.5120
- 21-197 Resolution Authorizing a Disabled Veterans Exemption and the Cancellation of Taxes – Susnosky, Block 444, Lot 23
- 21-198 Resolution Authorizing the Refund of Overpayment(s) of Taxes
- 21-199 Resolution Authorizing the Reduction of Taxes Due to Approved State Tax Appeals
- 21-200 Resolution Authorizing the Refund of Planning Department Escrow Fees and the Closure of Certain Escrow Accounts
- 21-201 Resolution Authorizing the Painting of the Police Department – Painters Plus
- 21-202 Resolution Authorizing Contracts with Certain Approved State Contract Vendors for Contracting Units Pursuant to N.J.S.A. 40A:11-12a – Ocean Computer Group, Inc.
- 21-203 Resolution Authorizing Purchase of Air Packs, Face Masks and 15 Year Carbon-Wrapped Cylinder & Valve Assembly 4500 PSI for Fire Company #2 from Firefighter One Through State Contract
- 21-204 Resolution Authorizing Contract for Purchase of Fencing For the Pickleball Court on Dogwood Drive for Recreation Department Per MCCPC Contract #53, CAT.A4B, A17, A7B and A7A
- 21-205 Resolution Authorizing the Purchase of Five (5) Doosan Portable Light Towers/Generators With Accessories From Hoffman Equipment, Inc. Under the Sourcewell National Service Cooperative

Prior to the vote on the Consent Agenda, Council Vice President asked that Resolution #21-204, Resolution Authorizing Contract for Purchase of Fencing For the Pickleball Court on Dogwood Drive for Recreation Department Per MCCPC Contract #53, CAT.A4B, A17, A7B and A7A and Resolution 21-206, Resolution of the Township of Jefferson, County of Morris, State of New Jersey Supporting the Lake Hopatcong Regional Trails Plan be removed for separate consideration and vote.

CONSENT AGENDA

Council Member	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			

RESOLUTION #21-204

Resolution Authorizing Contract for Purchase of Fencing For the Pickleball Court on Dogwood Drive for Recreation Department Per MCCPC Contract #53, CAT.A4B, A17, A7B and A7A

Council Vice President Dunham said he had a hard time voting for this when there are so many repairs needed at Camp Jefferson. Mayor Wilsusen said this was approved in the capital budget and pickleball is very popular, especially among seniors.

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 #21-206

Resolution of the Township of Jefferson, County of Morris, State of New Jersey Supporting the Lake Hopatcong Regional Trails Plan

Council Vice President Dunham said he spoke to Ms. Millikin prior to the meeting and had some of his questions answered. He asked how the private donation of one million dollars would be handled. Mayor Wilsusen said the money will be handled through a non-profit, the New York/New Jersey Trails Conference, and the Township will not be handling any of the money. He mentioned that a large portion of the money has already been donated.

Council Member	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			

14. 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.

Robert Vander Ploeg Jr. – 14 Crystal Road

Mr. Vander Ploeg said the agenda posted on July 2nd did not list an Executive Session. Council President Senatore said the Council had received some documentation which necessitated adding an Executive Session.

Donna Vander Ploeg – 14 Crystal Road

Ms. Vander Ploeg said she wanted to play a song for Council but she could not get an internet connection. Mr. Vander Ploeg spoke on her behalf and said the song was called “Am I The Only One” by Aaron Lewis. Council President Senatore suggested Ms. Vander Ploeg email the link to Ms. Reilly and then it could be sent to Council.

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

15. EXECUTIVE SESSION

RESOLUTION #21-207 - RESOLUTION PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12”

WHEREAS, the Township Council of the Township of Jefferson is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Council of the Township of Jefferson to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:

- (1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.
- (2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.
- (3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.
- (4) Matters Relating to Collective Bargaining Agreements: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.
- (5) Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- (6) Matters Relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.
- (7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.
 - **Mulvihill v. Jefferson Township Municipal Clerk, et al**
- (8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose right could be adversely affected request in writing that such matter or matters be discussed at a public meeting.
- (9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, in the County of Morris and State of New Jersey, assembled in public session on **July 7, 2021 at 7:00 P.M.** in the Jefferson Township Municipal Building, 1033 Weldon Road, Lake Hopatcong, New Jersey, that the Township Council shall meet in Executive Session, from which the public shall be excluded, for the discussion of matters relating to the specific items designated above.

BE IT FURTHER RESOLVED that it is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Council that the public interest will no longer be served by such confidentiality.

Council Vice President Dunham confirmed with Council President Senatore that Council would be resuming public session for the purpose of adjournment only and no further action would be taken.

Council Member	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			

16. ADJOURNMENT AT 8:17 PM

Council President Senatore reconvened the public portion of the meeting.

Motion made by Councilman Birmingham, second by Council President Senatore, to adjourn the meeting at 8:17 pm, with all members in favor signifying by "Aye."

July 7, 2021

 Michele Reilly, RMC, Township Clerk

 Melissa Senatore, Council President

CONSENT AGENDA RESOLUTION #21-195

"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 **July 7, 2021** 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 #21-196

"RESOLUTION AUTHORIZING A DISABLED VETERANS EXEMPTION AND THE CANCELLATION OF TAXES – ROSKOWSKY, BLOCK 453, LOT 4.5120"

WHEREAS, the Tax Assessor has approved an application for a totally Disabled Veteran Exemption for **Mr. Anthony Roskowsky**; and

WHEREAS, based on the approved permanently Disabled Veterans application date of **June 22, 2021**, **Mr. Anthony Roskowsky** is entitled to a refund of his 2021 2nd Quarter taxes in accordance with N.J.S.A. 54:4-3.32; and

WHEREAS, the Mayor of the Township of Jefferson does recommend a refund of 2021 2nd Quarter taxes paid based on date of approved permanently Disabled Veterans application, **June 22, 2021**.

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>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>QUARTER/YR</u>
Anthony Roskowsky	72 Red Oak Ter, Block 453, Lot 4.5120	\$1,938.00	2 nd 2021

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

<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>QUARTER/YR</u>
Anthony Roskowsky	72 Red Oak Ter, Block 453, Lot 4.5120	\$1,938.00	2 nd 2021
		\$2,037.04	3 rd 2021
		To Be Billed	4 th 2021

CONSENT AGENDA RESOLUTION #21-197

"RESOLUTION AUTHORIZING A DISABLED VETERANS EXEMPTION AND THE CANCELLATION OF TAXES – SUSNOSKY, BLOCK 444, LOT 23"

WHEREAS, the Tax Assessor has approved an application for a totally Disabled Veteran Exemption for **Mr. Robert Susnosky**; and

WHEREAS, based on the approved permanently Disabled Veterans application date of **June 22, 2021**, **Mr. Robert Susnosky** is entitled to a refund of his 2021 2nd Quarter taxes in accordance with N.J.S.A. 54:4-3.32; and

WHEREAS, the Mayor of the Township of Jefferson does recommend a refund of 2021 2nd Quarter taxes paid based on date of approved permanently Disabled Veterans application, **June 22, 2021**.

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>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>QUARTER/YR</u>
Robert Susnosky	128 Milton Rd, Block 444, Lot 23	\$2,288.25	2 nd 2021

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

<u>NAME</u>	<u>ADDRESS</u>	<u>AMOUNT</u>	<u>QUARTER/YR</u>
Robert Susnosky	128 Milton Rd, Block 444, Lot 23	\$2,288.25	2 nd 2021
		\$2,401.54	3 rd 2021
		To Be Billed	4 th 2021

CONSENT AGENDA RESOLUTION #21-198

“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 | |

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>AMOUNT</u>	<u>CODE</u>	<u>YEAR</u>
191	11.01	BEATTIE, PADOVANO LLC	\$ 7,760.25	8	2021
142	35	BITTIGER ELIAS & TRIOLO	\$ 3,743.11	8	2021
		MICHAEL DE LORETO	\$ 6.00	6	2021
		GENE CASTLES	\$ 4.00	6	2021
124	23	LIEN TIMES LLC	\$49,372.48	5	2021
124	23	LIEN TIMES LLC	\$26,200.00	10	2021
		TOTAL		\$87,085.84	

CONSENT AGENDA RESOLUTION #21-199

“RESOLUTION AUTHORIZING THE REDUCTION OF TAXES DUE TO APPROVED STATE TAX APPEALS”

WHEREAS, the Tax Collector of the Township of Jefferson has determined that action is required as a result of the 2016, 2017, 2018, 2019 and 2020 tax reductions granted by the Tax Court of New Jersey; and

WHEREAS, the Tax Collector has certified to the foregoing as well as to the amount of the tax cancellations, which are set forth along with the Name and Block and Lot of the taxpayer.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the required tax cancellations be made:

<u>BLOCK</u>	<u>LOT</u>	<u>NAME</u>	<u>TAX CANCELLATION</u>
142	25	Zurka, Stephen, Tammy & Shannon	\$1,719.55 - 2016
142	25	Zurka, Stephen, Tammy & Shannon	\$1,034.35 - 2018
142	25	Zurka, Stephen, Tammy & Shannon	\$ 406.85 - 2019
142	25	Zurka, Stephen, Tammy & Shannon	\$ 582.36 - 2020
191	11.01	NER Family Associates	\$2,484.11 - 2018
191	11.01	NER Family Associates	\$2,614.30 - 2019
191	11.01	NER Family Associates	\$2,661.84 - 2020

CONSENT AGENDA RESOLUTION #21-200

“RESOLUTION AUTHORIZING THE REFUND OF PLANNING DEPARTMENT ESCROW FEES
AND THE CLOSURE OF CERTAIN ESCROW ACCOUNTS”

WHEREAS, there appears on the Planning Department records escrow fees as shown below; and

WHEREAS, the Planning Department recommends the refund of such account balances as the projects have been completed; and

WHEREAS, refunding the account balances will result in a zero dollar (\$0.00) balance in such accounts.

NOW, THEREFORE, IT RESOLVED by the Township Council of the Township of Jefferson that the proper officers are hereby authorized and directed to issue checks to refund such escrow fees as hereafter shown below.

BE IT FURTHER RESOLVED that the Chief Financial Officer of the municipality is authorized to take such steps as are necessary to close these accounts.

ACCOUNT #	APPLICANT	AMOUNT
20-20	Kollmer	\$115.18
		\$115.18

CONSENT AGENDA RESOLUTION #21-201

“RESOLUTION AUTHORIZING THE PAINTING OF THE POLICE DEPARTMENT”

WHEREAS, quotes were obtained to complete painting of the existing Police Department; and

WHEREAS, Painters Plus Corp. supplied a quote that provided all the necessary requirements for the painting of the existing Police Department; and

WHEREAS, Painters Plus Corp., 33 Bourbon Street, Wayne, N.J. 07470, quote provides for the repainting of the existing Police Department dated June 9, 2021 in amount of \$20,865.00; 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 \$20,865.00.

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 approves the painting of the existing Police Department in the amount of \$20,865.00 to Painters Plus Corp., 33 Bourbon Street, Wayne, N.J. 07470.

CONSENT AGENDA RESOLUTION #21-202

“RESOLUTION AUTHORIZING CONTRACTS WITH CERTAIN APPROVED
STATE CONTRACT VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A. 40A:11-12a
“OCEAN COMPUTER GROUP, INC.”

WHEREAS, the Township of Jefferson, may by resolution and without advertising for bids in accordance with N.J.S.A. 40A:11-12a and N.J.A.C.5:34-7.29 (c), purchase goods and services under the State of New Jersey Cooperative Purchasing Program for any state contracts entered into on behalf of the State of the Division of Purchase and Property in the Department of the Treasury; and

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

WHEREAS, State Contracts were awarded to Ocean Computer Group, Inc., 90 Matawan Road, Suite 105, Ocean, NJ 07747, an authorized dealer for Dell Marketing, LP, State Contracts 19-TELE-00656-WN23AGW, M-0483, A89967, A89968 for the purchase of hardware, maintenance, support and related services; and

WHEREAS, the Township of Jefferson desires to purchase, in an amount not to exceed \$40,000.00 for the purchase of technology hardware, maintenance, support and related services through this resolution and properly executed contract, which shall be subject to all the conditions applicable to the current New Jersey Cooperative Purchasing Program contract; 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 \$40,000.00.

1-01-20-140-140-268
1-01-25-250-250-267
C-04-55-919-012-910
C-04-55-919-012-911
C-04-55-920-010-910
C-04-55-921-008-914
C-04-55-921-008-915

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson that the Township Administrator is authorized to purchase for the purchase of technology hardware, maintenance, support and related services in an amount not to exceed \$40,000.00 from Ocean Computer Group, Inc., 90 Matawan Road, Suite 105, Ocean, NJ 07747.

CONSENT AGENDA RESOLUTION #21-203

“RESOLUTION AUTHORIZING PURCHASE OF AIR PACKS, FACE MASKS AND 15 YEAR CARBON-WRAPPED CYLINDER & VALVE ASSEMBLY 4500 PSI FOR FIRE COMPANY #2 FROM FIREFIGHTER ONE THROUGH STATE CONTRACT”

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 contracts entered on behalf of the State; and

WHEREAS, the Township of Jefferson Fire Company #2 has the need on a timely basis to purchase goods or services utilizing state contract and;

WHEREAS, the Township of Jefferson Fire Company #2 intends to enter into a contract in an amount not to exceed \$19,984.10 with Firefighter One, 34 Wilson Drive, Sparta, New Jersey 07871 for Air packs and Face Masks and 15-Year Carbon Wrapped Cylinder and Valve Assembly 4500 PSI through this resolution and properly executed contract, which shall be subject to all the conditions and applicable to the State Contract #T-0790; 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 \$19,984.10

C-04-55-920-013-907
C-04-55-921-008-909

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson that the Township Administrator is authorized to purchase Air Packs, Face Masks and 15 Year Carbon-Wrapped Cylinder and Valve Assembly 4500 PSI for Fire Company #2 through NJ State Contract T-0790, in the amount of \$19,984.10 from Firefighter One, 34 Wilson Drive, Sparta, NJ 07871.

CONSENT AGENDA RESOLUTION #21-204

“RESOLUTION AUTHORIZING CONTRACT FOR PURCHASE OF FENCING FOR THE PICKLEBALL COURT ON DOGWOOD DRIVE FOR RECREATION DEPARTMENT PER MCCPC CONTRACT #53, CAT. A4B, A17, A7B AND A7A”

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 State Contract; and

WHEREAS, the Township of Jefferson has the need to purchase fencing for the Pickleball Court being installed on Dogwood Drive utilizing MCCPC Contract #53; CAT. A4B, A17, A7B and A7A; for the Recreation Department; and

WHEREAS, MCCPC Contract #53, Fencing Materials and Installation for Pickleball Court on Dogwood Court was awarded to Challenger Fence, Inc., 53 Kentucky Avenue, Paterson, NJ 07503; and

WHEREAS, the Township of Jefferson desires to purchase materials for fencing and installation in the amount of \$29,776.00 Utilizing MCCPC #53, CAT. A4B, CAT. A17, CAT. A7B and CAT. A7A through this resolution and properly executed contract, which shall be subject to all the conditions applicable to the State 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 \$29,776.00

C-04-55-921-013-916

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson that the Township Administrator is authorized to purchase the fencing for the installation of the Pickleball Court on Dogwood Drive for the Recreation Department through MCCPC Contract #53, Cat. A4B, A17, A7B and A7A through Challenger Fence, Inc., 53 Kentucky Avenue, Paterson, NJ 07503 in the amount of \$29,776.00.

CONSENT AGENDA RESOLUTION #21-205

“RESOLUTION AUTHORIZING THE PURCHASE OF FIVE (5) DOOSAN PORTABLE LIGHT TOWERS/GENERATORS WITH ACCESSORIES FROM HOFFMAN EQUIPMENT, INC. UNDER THE SOURCEWELL NATIONAL SERVICE COOPERATIVE”

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; and

WHEREAS, on July 18, 2018, the Township Council authorized the Township to enter into an agreement with the Sourcewell National Cooperative to purchase goods and/or services in order to make the procurement process more efficient and to provide cost savings to the Township; and

WHEREAS, the Sourcewell National Service Cooperative awarded Contract No. 041719-CEC to **Clark Equipment Company d/b/a Doosan Portable Power**, 1293 Glenway Drive, Statesville, NC, 28625; and

WHEREAS, the Township of Jefferson wishes to purchase five (5) **DOOSAN LCV8 Light Towers W/Tier 4F Engine 8KW Onboard Generator, 4 X1,000 Watt Lights, with Ball Hitch** from **Hoffman Equipment, Inc., 300 South Randolphville Road, Piscataway, NJ 08854** for an amount not to exceed \$58,150.00; and

WHEREAS, Hoffman Equipment Co. is an authorized DOOSAN Portable Power dealer; and

WHEREAS, the Township is in receipt of the requisite documentation required in order to award this contract through the Sourcewell National Cooperative contract; and

WHEREAS, the use of the Sourcewell National Cooperative shall result in cost savings, after all factors, including charges for service, material and delivery, have been considered; and

WHEREAS, the Sourcewell National Cooperative's bidding process for contractors meets the requirements of the "fair & open" definition required by N.J.S.A. 19:44A-20.7; and

WHEREAS, the determination by the Township to award this contract under this National Cooperative was previously advertised in both The Daily Record and on the Township of Jefferson website; 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 as designated below and totaling **\$58,150.00**:

C-04-55-921-008-917
C-04-55-921-013-915
G-01-41-787-000-001

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the Township Administrator is authorized to purchase five (5) **DOOSAN LCV8 Light Towers W/Tier 4F Engine 8KW Onboard Generator, 4 X1,000 Watt Lights, with Ball Hitch** from Hoffman Equipment, Inc., 300 South Randolphville Road, Piscataway, NJ 08854 for an amount not to exceed **\$58,150.00**.

CONSENT AGENDA RESOLUTION #21-206

"RESOLUTION OF THE TOWNSHIP OF JEFFERSON, COUNTY OF MORRIS, STATE OF NEW JERSEY SUPPORTING THE LAKE HOPATCONG REGIONAL TRAILS PLAN"

WHEREAS, Township of Jefferson has an active Open Space and Recreation Program, and

WHEREAS, the Township includes over 12,000 acres of public open space lands, and;

WHEREAS, the Township is host to numerous recreational trails created and maintained by the Township and a variety of state, county, and nonprofit entities, and;

WHEREAS, the public has shown an increased interest in taking advantage of public recreational trails during the recent pandemic, and;

WHEREAS, the Township encourages an increase in the number of trails and trail access points within its borders, and;

WHEREAS, the Township desires to increase its economic development through its "green assets" and;

WHEREAS, the establishment and expansion of a trail system throughout the Township will increase visitation to the Township and the Lake Hopatcong region, and;

WHEREAS, the Township has reviewed the Lake Hopatcong Regional Trails Plan, prepared by Greener by Design, dated January 21, 2021;

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

1. Endorse the Lake Hopatcong Regional Trails Plan and the development of the proposed trail segments.
2. Shall incorporate this Trails Plan into their trail system as segments are completed.
3. Supports the efforts to obtain grant funding for construction of these trail segments.
4. Shall cooperate with any permitting or permissions needed for developing the trail segments.