

**JEFFERSON TOWNSHIP COUNCIL  
MUNICIPAL BUILDING  
1033 WELDON ROAD  
LAKE HOPATCONG, NJ 07849  
973-208-6100  
[www.jeffersontownship.net](http://www.jeffersontownship.net)**

**SEPTEMBER 2, 2020  
EXECUTIVE SESSION – 6:30 PM  
REGULAR MEETING – 7:00 PM  
MINUTES**

**1. CALL TO ORDER**

Council President Finnegan read the meeting statement as follows: this meeting is called pursuant to the provisions of the Open Public Meetings Law. This meeting of **August 12, 2020** 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 3, 2020** and was posted on the bulletin board in the Municipal Building on **January 3, 2020** 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 meeting time was noticed on August 20, 2020.**

Council President Finnegan called the meeting to order at 6:31 pm.

**2. ROLL CALL**

	Present	Absent
Mr. Birmingham	X	
Mr. Dunham	X	
Mrs. Merz	X	
Vice President Senatore	X	
President Finnegan	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, Mayor Eric Wilsusen and Chief Paul Castimore. Chief Financial Officer Bill Eagen joined the public portion of the meeting for the Special Presentation.

**3. SALUTE TO THE FLAG**

Council President Finnegan led the flag salute.

**4. EXECUTIVE SESSION - Presiding Officer**

**RESOLUTION #20-200 - 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.
  - Mason Street
- (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 **September 2, 2020 at 6:30 P.M.** in the 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 Member	By	2 <sup>nd</sup>	Yes	No	Abstain	Absent
Mr. Birmingham			X			
Mr. Dunham		X	X			
Mrs. Merz			X			
Vice President Senatore			X			
President Finnegan	X		X			

**5. SPECIAL PRESENTATIONS**

Council President Finnegan reconvened the public portion of the meeting at 7:05 pm

• **Quarterly Update**

Chief Financial Officer Bill Eagen presented a mid-year budget overview, through June 30, 2020. He compared statistics from 2020 to June 30, 2019 and told Council that the 2020 figures are basically the same at this point for the current fund and water and sewer operating funds. He reviewed with Council his "watch list", which are line items to keep an eye on.

Mr. Eagen stated that snow costs for 2020 are much lower than what was spent in 2019. He discussed Covid-19 costs and said \$62,000 out of the \$88,500 budgeted for nurses has been spent. He reported that construction (UCC) fees are in great shape, water and sewer fees are on track, interest on investment is down and court fees are also down due to Covid.

Councilman Dunham said the Township may want to start considering electric vehicles and a charging station. Mr. Eagen said this item is on his radar and mentioned that the Township would receive an offset from the State. Councilwoman Merz inquired about the accumulated absence fund and Mr. Eagen said he is working on recharges to offset the account. Councilman Merz asked about expenses for programs not run due to Covid. Mayor Wilsusen said the Township is not spending money if the programs are cancelled.

**6. PUBLIC COMMENT**

Council President Finnegan 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.

Leslie Loesch - 49 Schwarz Boulevard

Ms. Loesch stated she has circulated a petition regarding a neighbor who houses chickens, ducks, roosters and a giant pig on a very small piece of property. She said between the smell and the noise she cannot enjoy being outside or her own neighborhood.

Council President Finnegan mentioned Ms. Loesch had emailed her and that the Township was looking into the issue.

Sharon Victori – 37 Schwarz Boulevard

Ms. Victori told Council she hopes they will revisit the zoning Ordinance concerning livestock on private property, specifically on the Lake Hopatcong side of town where she said the properties are tiny. She referenced the neighbor's property as smelly and noisy and alleged abuse of animals. She mentioned that she has to license her dogs and thinks residents should have to buy a permit and have inspections if they keep other animals.

Marge Loesch – 49 Schwarz Boulevard

Ms. Loesch said the neighbor's chickens bring foxes to the neighborhood and she is fearful for her dog. She said she was forced to install security lights to ensure her dog's safety. She alleged animal abuse and said the pig lives in a shed. Ms. Loesch said the neighbor's property is smelly and noisy and she would like the Council to revisit the Ordinance.

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

**7. ORDINANCES –PUBLIC HEARING AND VOTE FOR ADOPTION  
 ORDINANCE #20-18 - ORDINANCE REVISING THE SALARY RANGE OF POLICE CIVILIAN EMPLOYEE - RECORDS  
 MANAGER OF THE TOWNSHIP OF JEFFERSON**

**WHEREAS**, the Township Council of the Township of Jefferson, Morris County, New Jersey, adopted Ordinance #17-27, on **January 1, 2017**, Ordinances # 19-06, on **January 1, 2019**, and **Ordinance # 20-16, on January 1, 2020 (salary Ordinances)**, establishing the salary ranges and other benefits with reference to the officers and employees of the Township of Jefferson; and

**WHEREAS**, subsequent to the adoption of the salary Ordinances, the title of **Records Manager** has been added and an agreement reached, requiring amendment to the previously adopted salary Ordinances.

**NOW, THEREFORE, BE IT ORDAINED**, as follows:

**SECTION ONE:** The salaries and/or rates of compensation for the officers and employees of the Township of Jefferson, set forth in Ordinances 17-27, 19-06, 20-16, shall be revised by the addition of the following:

POLICE DEPARTMENT	MINIMUM	MAXIMUM
CIVILIAN EMPLOYEES		
POSITION		
Police Records Manager	\$53,396	\$68,396

**SECTION TWO:** Nothing herein shall be intended to amend or in any way change any collective negotiations agreements with reference to those officers or employees who are members of the collective bargaining unit, and to the extent that there is a discrepancy between any collective negotiations Agreement and the range of salaries or benefits set forth herein, the terms of the Collective Bargaining Agreement shall prevail.

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

**PUBLIC HEARING**

Prior to the public hearing and vote for adoption, Ms. Millikin said the recommendation by legal counsel was to hold the public hearing but to table the Ordinance as items are still pending.

Council President Finnegan 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 Finnegan closed the public hearing.

**INTRODUCTION: AUGUST 12, 2020**

**TABLED: SEPTEMBER 2, 2020**

<b>Council Member</b>	<b>By</b>	<b>2<sup>nd</sup></b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>	<b>By</b>	<b>2nd</b>	<b>Yes</b>	<b>No</b>	<b>Abstain</b>	<b>Absent</b>
<b>Mr. Birmingham</b>			X						X			
<b>Mr. Dunham</b>			X				X		X			
<b>Mrs. Merz</b>	X		X					X	X			
<b>Vice President Senatore</b>		X	X						X			
<b>President Finnegan</b>			X						X			

**8. COUNCIL AND MAYOR DISCUSSION**

**• Amending Chapter 199, Donation Clothing Bins**

Ms. Reilly led the discussion about the Donation Clothing Bin Ordinance. She stated she would like Council to support a change in the municipal fee to \$25 yearly, instead of \$25 for a three (3) year permit. In addition, she asked Council to support a licensing term of January through December and a pickup schedule for vendors. Councilwoman Merz asked if the Ordinance includes book bins and Mr. Ryan said it did. Code Enforcement Officer, who was in the audience, stated he recently issued several summonses for Planet Aid. He said one of the major problems is the number of bins at the Acme in Oak Ridge and the debris left there. He said the Acme doesn't have parking lot surveillance.

Council consensus was to support a change in the municipal fee to \$25 yearly, as well as to allow a licensing term of January through December and to include a pickup schedule for vendors. Council consensus was also to support no more than four (4) bins on a commercial property with Zoning approval, and no bins on Township property without Council approval. Council asked that the updated Ordinance included allowing bins at the four (4) emergency services locations, Jefferson Fire Company #1 and #2, Jefferson Rescue Squad and Milton First Aid Squad.

**• Amending Chapter 146, Animals**

Ms. Millikin referenced the complaints made during the public hearing by the residents of Schwarz Boulevard. She said Code Enforcement receives many complaints about animals and the Administration feels it's important to address the issues, especially in reference to establishing some rules for keeping chickens. Mayor Wilsusen said he and Ms. Millikin met with Mr. Macaluso and looked at other towns prior to making changes to the Ordinance. Ms. Millikin stated that the changes requested would include a ban on roosters except on properties with five (5) or more acres, and a grandfather clause for pre-existing non-conforming properties.

Mr. Macaluso mentioned that he is the Health Law Enforcement Officer (HLEO) and has been to the property on Schwarz Boulevard and found no evidence of abuse or health hazards. He said he conversed with the property owner and she stated that the pig is a comfort animal for her autistic son.

Council Vice President Senatore said she would support a yearly registration for farm animals. Ms. Reilly requested that in the future the Health Department handle the licensing for "pet collectives"

**9. ADMINISTRATIVE REPORTS OF MAYOR AND ADMINISTRATOR**

Mayor Wilsusen gave his Covid-19 report and said things are slowing down. He said indoor dining at twenty-five percent (25%) of capacity will begin Friday and he is meeting tomorrow with staff to discuss the new guidelines. He mentioned that gyms opened on Tuesday at twenty-five percent (25%) capacity as well.

Mayor Wilsusen talked about the tragic death of three (3) year old Luciano Franko on August 18<sup>th</sup>. He said the Township sends thoughts and prayers to the family and said that he, Council President Finnegan and Councilman Dunham attended the candlelight vigil.

Mayor Wilsusen said the September 11<sup>th</sup> ceremony will take place at the municipal building at 7:00 pm. The Cub Scouts, spear-headed by leader Jimmy DaSilva, will be running the event as they have in the past. Mayor Wilsusen said capacity for outdoor events is limited to five hundred (500) people.

Mayor Wilsusen mentioned that Jersey Central Power & Light (JCP&L) is aggressively trimming trees. He said he met with a group of Girl Scouts about placing an LED solar crosswalk sign in White Rock, and that the installation will begin next week. He said this will be an improvement for children walking to school.

Mayor Wilsusen reported that he and Council Vice President Senatore attended a ribbon cutting for the new yoga studio which opened in Oak Ridge.

Ms. Millikin reported that the new gas/electric hybrid administration vehicle has been delivered and that New Jersey Natural Gas (NJNG) had completed paving in Lake Shawnee.

Ms. Millikin also reported tax collection figures: August, 2019 amount of 12,174,573 and August, 2020 amount of 13,143,759. She stated that the Tax Department is preparing for the October tax sale, and there are currently one hundred twenty-nine (129) properties on the list.

Ms. Millikin said the fall festival has been cancelled due to Covid-19 restrictions.

Ms. Millikin told Council that the garbage bids were received yesterday and the bid is expected to be awarded at the September 15<sup>th</sup> meeting. She said she was pleasantly surprised at the bid amounts for the four (4) proposals. She mentioned that recycling will change to dual stream as there is no longer a market for single stream recycling. Ms. Millikin stated that the Administration would be recommending the following to Council: a five (5) year contract and Proposal A, which includes twice a week pickup, vegetative waste pickup between April and December, and Christmas tree pickup. She stated that the cost of the contract would increase 4.3% and that property owners would experience the highest increase in the first year of the contract, roughly \$27.00 on the averaged assessed household. She said per the bid, there was no increase in the fifth year of the contract.

Councilman Dunham asked if the results of the on-line survey supported Proposal A and Ms. Millikin said yes. Mayor Wilsusen stated there was one bidder and Ms. Millikin said it was the current contractor, Blue Diamond.

#### **10. COUNCIL REPORTS**

Ms. Reilly mentioned that the next Council meeting is Tuesday, September 15<sup>th</sup>. She said the Morris County League of Municipalities event will be held on September 16<sup>th</sup>, and confirmed attendees were Council President Finnegan, Council Vice President Senatore, Councilman Birmingham, Administrator Debi Millikin and herself.

Ms. Reilly stated that liquor licenses must be renewed by September 15<sup>th</sup> as it is the last Council meeting for September and the renewal period expires September 30, 2020.

Ms. Reilly told Council that the High School Under Class Cafeteria will be the polling location for the November 3<sup>rd</sup> general election and said she was pleased to report Jefferson will be the recipient of a drop box for mail in ballots. She said the box is expected to be installed outside the municipal building by the end of September and it will be in a location that is monitored 24/7, as required.

Councilman Birmingham said the increase in the garbage contract is minimal and he feels that dual stream encourages people to recycle. He suggested encouraging residents to begin the process of dual stream recycling now. He mentioned that the bidder has energy efficient trucks.

Councilman Birmingham said JCP&L is doing a great job cutting trees, however, he has noticed that some of the trees being cut were actually holding up other trees.

Councilman Birmingham mentioned he was pleased with the change order and said since the price of oil went down the Township is saving money on paving.

Councilman Birmingham said today is the 75<sup>th</sup> anniversary of the end of World War II.

Councilman Merz said Ms. Millikin has already addressed the property sale. She wished everyone good luck with schools and said to be safe driving since the leaves are coming down on the roads.

Councilman Dunham asked if the number of properties on tax sale had increased or decreased, and Tax Collector Kathy Hammond, who was in the audience, said it has decreased.

Councilman Dunham said Brady Road looks terrific and that the Department of Public Works (DPW) has done a great job cleaning up after the storm. He mentioned a terrible motor vehicle accident which occurred last Saturday night and emphasized the efforts of dispatch, the Police Department, both fire companies, Milton First Aid Squad, West Milford and Rockaway first responders, the Morris County Sheriff's and Atlantic paramedics. He said that because of this team effort, although it took ninety (90) minutes to free the injured driver, he lived. Councilman Dunham asked Chief Castimore to convey special thanks to Sergeant Justin Gjelsvik and Patrolman Dan Florio.

Chief Castimore mentioned that Jefferson Police and Rockaway Police had intended to run a DUI checkpoint at this location but were not able to due to Covid.

Councilman Dunham stated he was happy that he voted for the equipment for Emergency Services.

Councilman Dunham said the township website is useful resource, that he attended the candlelight vigil, and that he met with Kalen Luciano and Ina Joseph to discuss some of their concerns. He said they have good dreams and he hopes the was able to answer some of their questions.

Councilman Dunham said he wanted to bring to everyone's attention PBA 190's fundraising campaign to bring awareness to breast cancer.

Councilman Dunham addressed Mr. Ryan and asked him if closed sessions are considered backroom deals or are they allowed. Mr. Ryan stated no actions can be taken during closed session and that the Open Public Meetings Act (OPMA) limits topics which can be discussed in a closed session. Mr. Ryan said that if action is required it is done in public.

Councilman Dunham asked Mr. Ryan if subcommittees were permitted. Mr. Ryan said ad hoc committees are permitted under Jefferson's form of government. He said they can be used to gather information but cannot take formal action.

Councilman Dunham asked Mr. Ryan about defining transparency. Mr. Ryan said that all formal actions taken by government have to be taken in public, and that under OPMA and the Open Public Records Act (OPRA) the public has access to government actions with some exceptions. Councilman Dunham asked Mr. Ryan if he thought the Township Council lacked transparency and Mr. Ryan said he would say quite the contrary and he has not seen shortcomings in transparency in Jefferson.

Council Vice President Senatore said she attended the yoga school ribbon cutting. She mentioned that Friday the school population was told that the beginning of the school year would be virtual, probably through the end of September, due to staffing issues. She said things got ugly in town with the bashing of administrators and teachers on social media. Council Vice President Senatore said she has a High School freshman and a child with special needs and she wanted to applaud parents who have chosen to make positive contributions, like the parents who started Facebook pages for classes and parents offering to help other parents. She wished everyone good luck with the school year.

Council President Finnegan applauded all the emergency services volunteers, the fire companies and the Police Department for all their efforts, especially during these past few crazy months. She said the vigil for Luciano was uplifting and it was wonderful to see the community coming together for the family. She mentioned that the paving on Brady Road looked great.

Council President Finnegan thanked the Mayor and Administrator for their efforts to bring Ordinances to Council for review.

Council President Finnegan said she and Council Vice President Senatore also met with Kalen Luciano and Ina Joseph for three and a half (3 ½) hours.

Council President Finnegan reminded everyone to check on their neighbors.

**11. ORDINANCES – FIRST READING**

**ORDINANCE #20-19 – ORDINANCE AMENDING CHAPTER 146 OF THE JEFFERSON TOWNSHIP MUNICIPAL CODE ENTITLED “ANIMALS”, SPECIFICALLY SECTION 146-16, “VIOLATIONS AND PENALTIES”**

**NOW, THEREFORE, BE IT ORDAINED** by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that Chapter 146 of the Jefferson Township Municipal Code entitled “Animals” is hereby amended by amending the following Subsection §146-16, as follows:

**SECTION I**

§146-16. Violations and Penalties

B. Penalties for dogs running at large.

- (1) Any person who shall violate §146-11 shall be liable to a fine of not less than \$50 nor more than \$500, plus costs of court, for the first offense and to a fine of not less than \$100 nor more than \$1,000, plus costs of court, for a second offense and each offense thereafter, in the discretion of the court.
- (2) Any person who shall be deemed to suffer a dog previously determined to be vicious under §146-12 to run at large shall be liable to a fine of not less than \$200 nor more than \$500, plus costs of court, for the first offense or to imprisonment for a period of not more than 10 days, or both, in the discretion of the court, and to a fine of not less than \$300 nor more than \$1,000, plus costs of court, in the discretion of the court, for a second offense and each offense thereafter.
- (3) Any owner who suffers a vicious dog to run at large with the Township shall, in the event that said animal is deemed to have bitten any person or other domestic animal, be subject to a fine of not less than \$300 and not more than \$1,000.

C. All other offenses for which a penalty is not provided under this section shall be subject to a fine not exceeding \$500.

**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 **September 15, 2020**.

**INTRODUCTION: SEPTEMBER 2, 2020**

**ADOPTION:**

Council Member	By	2 <sup>nd</sup>	Yes	No	Abstain	Absent	By	2 <sup>nd</sup>	Yes	No	Abstain	Absent
Mr. Birmingham			X									
Mr. Dunham			X									
Mrs. Merz	X		X									
Vice President Senatore		X	X									
President Finnegan			X									

**12. UNFINISHED BUSINESS**

**Resolution #20-194**

**Resolution Authorizing the Renewal of Liquor Licenses – Topsy Toms Tavern LLC (Charley’s Tavern) – 1414-33-022-009**

**WHEREAS**, the Township Council, Township of Jefferson, County of Morris, State of New Jersey has received applications for renewal of liquor licenses; and

**WHEREAS**, the following establishment has completed the necessary State of New Jersey Division of Alcoholic Beverage Control (ABC) applications and the correct fees have been paid to the Township Clerk for renewal of liquor licenses for the year **2020-2021**.

**NOW, THEREFORE BE IT RESOLVED** that the Township Council of the Township of Jefferson approves the application for renewal of liquor licenses for the following establishment for the period **July 1, 2020 to June 30, 2021**:

- Topsy Toms Tavern LLC (Charley’s Tavern) Liquor License Number #1414-33-022-009

BE IT FURTHER RESOLVED that the following conditions apply:

1. **Outdoor music** is prohibited in any form, whether live or recorded, amplified or unamplified, and whether through speakers or otherwise piped in **after 10:00 pm**.
2. All doors and windows will be **closed at 10:00 pm** when there is indoor music of any kind, live or recorded, amplified or unamplified, and whether through speakers or otherwise piped in.
3. **Port-a-johns** are prohibited on the property.
4. **Occupancy** including the patio and gazebo area shall be limited to the occupancy assigned to the 1<sup>st</sup> floor footprint of the building as determined by the Building Department and Fire Official and as stated on the Certificate of Occupancy.
5. **Service of food and beverages**, including alcoholic beverages, is limited to the 1<sup>st</sup> floor footprint of the building; **service of food and beverages is prohibited in the patio and gazebo areas**.
6. **Exterior seating** is prohibited beyond the 1<sup>st</sup> floor footprint of the building and patio/gazebo area.
7. **Exterior chairs, tents, umbrellas and the like** are prohibited beyond the 1<sup>st</sup> floor footprint of the building, except such chairs, tables, umbrellas and the like as may be safely and reasonably placed within the exterior patio/gazebo area.
8. All **vehicles** owned or operated by patrons must be removed from the premises within **forty-five (45)** minutes of closing.
9. A **privacy fence** must be maintained and surround the patio and gazebo areas and **no egress** is permitted from the fenced in area onto Route 181.

Chief Castimore mentioned that he and the Township Clerk have discussed the liquor license for this establishment. He said the Police found violations during inspections, a lot of them due to Covid regulations, and sent them to the ABC. He said the ABC also sent their own agents out. Chief Castimore said the ABC recently issued a fifteen (15) day suspension letter to the establishment. He said there now appear to be bouncers on the premises and the establishment is being more compliant.

Councilwoman Merz asked if the Council should change the liquor license restrictions and Chief Castimore suggested the addition of bouncers.

**TABLED**

Council Member	By	2 <sup>nd</sup>	Yes	No	Abstain	Absent
Mr. Birmingham			X			
Mr. Dunham			X			
Mrs. Merz	X		X			
Vice President Senatore		X	X			
President Finnegan			X			

**13. MINUTES**

August 12, 2020

Council Member	By	2 <sup>nd</sup>	Yes	No	Abstain	Absent
Mr. Birmingham			X			
Mr. Dunham			X			
Mrs. Merz	X		X			
Vice President Senatore		X	X			
President Finnegan			X			

**14. CONSENT AGENDA\***

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

**\*PERMITS/LICENSES**

- None

**\*APPOINTMENTS**

- None

**\*CONSENT AGENDA RESOLUTIONS:**

- 20-201 Resolution Authorizing the Payment of Bills
- 20-202 Resolution Approving Amendment to Human Resources Policies and Procedures of the Township, Specifically Personnel Policy 4:1 – Sick Leave
- 20-203 Resolution Authorizing the Refund of Overpayment(s) of Taxes
- 20-204 Resolution Authorizing A Disabled Veterans Exemption And The Cancellation of Taxes – Gutierrez, Block 337, Lot 13.011
- 20-205 Resolution Authorizing the Cancellation of Tax Amounts Due To An Error On The Tax Duplicate
- 20-206 Resolution Authorizing the Reduction of Taxes Due to Successful County Tax Appeals
- 20-207 Resolution Authorizing the Refuse of Tax Sale Premium Payments Older Than Five (5) Years to the Treasurer Per N.J.S.A. 54:5-33
- 20-208 Resolution Authorizing Refund of Overpayment(s) of Recreation Fees
- 20-209 Resolution Authorizing Contract for Portable Salt Conveyor and Hopper – Kimco USA, Inc. – RDE-20-7
- 20-210 Resolution Authorizing Change Order No. 1 & Approving Current Estimate No. 2 (Final) – Riverview Paving, Inc. – For 2020 Road Paving Program – Contract No. RDE-20-1
- 20-211 Resolution Authorizing Change Order No. 2 & Approving Current Estimate No. 3 (Final) – Bulk Storage, Inc. – 72' Diameter Salt Shed (Red-Bid) – Contract No. BLD-72-1H
- 20-212 Resolution Authorizing Change Order No. 1 & Approving Current Estimate No. 2 (Final) – Riverview Paving, Inc. – For Ridge Road Improvements Phase 2 – Contract No. RDE-19-4
- 20-213 Resolution Authorizing Award of Non-Fair and Open Contract For Heating, Ventilation & Air Conditioning (HVAC) Services to Climate Care, LLC.
- 20-214 Resolution Authorizing the Renewal of Liquor Licenses – McKennas Publick House LLC – 1414 -33-020-008
- 20-215 Resolution Authorizing the Renewal of Liquor Licenses - Jaky, Chris and Frank LLC (Chapala Grill)– 1414 -33-032-012
- 20-216 Resolution Authorizing the Renewal of Liquor Licenses – T&T Liquors Inc. (Liquor Factory & Lounge) – 1414-33-027-007
- 20-217 Resolution Authorizing the Renewal of Liquor Licenses – Shabobs Mason Street Grille LLC – 1414-33-023-004

20-218 Resolution Authorizing the Renewal of Liquor Licenses – Rockfall Inc. (Gatwyn’s II) – 1414-33-017-005  
 20-219 Resolution Authorizing the Renewal of Liquor Licenses – Andei, Inc. (The Whistle Stop LLC) – 1414-33-013-007

Council Member	By	2 <sup>nd</sup>	Yes	No	Abstain	Absent
Mr. Birmingham	X		X			
Mr. Dunham		X	X			
Mrs. Merz			X			
Vice President Senatore			X			
President Finnegan			X			

**15. PUBLIC COMMENT**

Council President Finnegan 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 Finnegan closed the public comment portion of the meeting.

**16. ADJOURNMENT AT 9:03 PM**

Motion made by Councilwoman Merz, second by Councilman Birmingham to adjourn the meeting at 9:03 pm, with all members in favor signifying by “Aye”

September 2, 2020

\_\_\_\_\_  
 Michele Reilly, Township Clerk

\_\_\_\_\_  
 Kim Finnegan, Council President

**CONSENT AGENDA RESOLUTION #20-201**

**“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 September 2, 2020 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 #20- 202**

**“RESOLUTION APPROVING AMENDMENT TO HUMAN RESOURCES POLICIES AND PROCEDURES OF THE TOWNSHIP, SPECIFICALLY PERSONNEL POLICY 4:1 –SICK LEAVE”**

**WHEREAS**, the Township of Jefferson has a Human Resources Policies and Procedures Manual, which outlines rights of the Township employees and procedures for Township employees and the Township Administration; and

**WHEREAS**, the Mayor and Township Administrator recommend amending said Policies and Procedures Manual, specifically Personnel Policy 4:1, Sick Leave, specifically section 4:1-3F entitled “Sick Leave Use and Abuse”; and

**WHEREAS**, the Township Council is desirous of amending said Policies and Procedures Manual.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Jefferson, County of Morris, State of New Jersey, that the Township Human Resources Policies and Procedures Manual is amended to include an updated to Section 4:1, Sick Leave, in the form attached hereto.

**CONSENT AGENDA RESOLUTION #20-203**

**“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 |                     |

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BLOCK	LOT	NAME	AMOUNT	CODE	YEAR
51	28	CORELOGIC	\$1,914.38	6	2020
198	26.01	SENEY, GLENN/JUDY	\$3,054.69	6	2020
250.03	46	ALLIED TITLE	\$3,487.72	6	2020
266	1	RIZO, FRANCISCO	\$2,749.46	6	2020
360	6	JAJ REALTY INVESTMENTS LLC	\$1,689.81	6	2020
416	32	JONES, JESSE	\$2,741.87	6	2020
448.08	7	ALL-PRO TITLE	\$1,907.05	6	2020
453	4.1194	HARMAN, ELEANOR	\$1,302.87	6	2020
155	20	CORNERSTONE TITLE AGENCY	\$2,262.31	6	2020
121	25	BOONE, DAVID/DEBORAH	\$1,392.84	9	2020
			<b>TOTAL</b>	<b>\$22,503.00</b>	

**CONSENT AGENDA RESOLUTION #20-204**

**“RESOLUTION AUTHORIZING A DISABLED VETERANS EXEMPTION AND THE CANCELLATION OF TAXES – GUTIERREZ, BLOCK 337, LOT 13.011”**

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

**WHEREAS**, based on the approved permanently Disabled Veterans application date of **August 6, 2020**, **Mr. Robin Gutierrez** is entitled to a refund of his 2020 2<sup>nd</sup> Quarter taxes, interest, and partial 3<sup>rd</sup> 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 2020 2<sup>nd</sup> Quarter taxes, interest, and partial 3<sup>rd</sup> Quarter taxes paid based on date of approved permanently Disabled Veterans application, **August 6, 2020**.

**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>
Robin Gutierrez	1 Brett Ct, Block 337, Lot 13.011	\$4,832.19	2 <sup>nd</sup> + Int 2020
		\$ 14.37	3 <sup>rd</sup> (partial) 2020

**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>
Robin Gutierrez	1 Brett Ct, Block 337, Lot 13.011	\$4,652.68	2 <sup>nd</sup> 2020
		\$4,846.56	3 <sup>rd</sup> 2020
		\$4,777.65	4 <sup>th</sup> 2020
		\$4,732.40	1 <sup>st</sup> 2021
		\$4,732.39	2 <sup>nd</sup> 2021

**CONSENT AGENDA RESOLUTION #20-205**

**“RESOLUTION AUTHORIZING THE CANCELLATION OF TAX AMOUNTS DUE TO AN ERROR ON THE TAX DUPLICATE”**

**WHEREAS**, the Township of Jefferson foreclosed on municipal liens on Final Judgment In Rem dated May 25, 2017, and the Township of Jefferson became the owner of record of **Block 525, Lot 12**; and

**WHEREAS**, the 2020 Extended Tax Duplicate erroneously lists the Property Class as Class 1 instead of Class 15C (Township Owned Property), which resulted in the generation of a tax amount; and

**WHEREAS**, the Tax Collector recommends the cancellation of the following amounts due on the **2020 and 2021 tax records** since the Township is the owner of the property:

2020	3 <sup>rd</sup> quarter	\$580.35
2020	4 <sup>th</sup> quarter	\$576.14
2021	1 <sup>st</sup> quarter	\$289.13
2021	2 <sup>nd</sup> quarter	\$289.12

**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 is authorized to adjust the **2020 and 2021 tax records to reflect cancellation of the amounts due** for said time periods in the amounts set forth above.

**CONSENT AGENDA RESOLUTION #20-206**

**“RESOLUTION AUTHORIZING THE REDUCTION OF TAXES DUE TO SUCCESSFUL COUNTY TAX APPEALS”**

**WHEREAS**, the Tax Collector of the Township of Jefferson has determined that action is required as a result of the 2020 tax reductions granted by the State of New Jersey and the Morris County Board of Taxation; 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>
11	6	Timothy Hoffman	\$ 3,680.98
90	1	Robert & Cathryn Caruso	\$ 1,337.79
120	5	David & Melissa McConnon	\$ 1,332.30
250	5	Moose Developers LLC	\$ 1,373.50
250.03	68	Thami Rachidi & Abid Najat	\$ 274.70
250.05	5	Dimitrios Rizos & Jacquiel Core	\$ 1,159.23
250.06	28	Jota Mario & Michelle Lopez	\$ 1,494.37
250.06	47	Mirza & Otilia Baig	\$ 1,161.98
316	40	John & Laurie Lynch Jr	\$ 274.70
339	2.126	Munson Living Trust	\$ 733.45
444	28.07	Grzegorz & Agnieszka Kot	\$ 442.27
445	7.03	Angelo & Jessica Di Paola	\$ 549.40
447	16.25	George & Linda DeGraw	\$ 1,409.21
453	3.03	Jose & Elda Viana	\$ 890.03
457	44.01	Monica English	\$ 282.94
473.01	29	Matthew Gatzke & Meredith Conway	\$ 766.41
476	9.07	Scott & Judithe Luker	\$ 1,433.93
476	9.10	Kevin & Jennifer Poehlman	\$ 1,362.51
509	10.03	Christopher Homer	\$ 686.75
509	10.08	Marek Skorupski	\$ 1,186.70
518	38	Daniel Gardocki	\$ 271.95
518.01	7.015	Cary & Robin Vance	\$ 3,496.93
518.01	7.016	Monaco, Rosellen	\$ 1,101.55
555	10.01	Thomas & Sherry Lemley	\$ 824.10
562	7	Frank & Sarah Riker	\$ 241.74
266	3.02	TFUF Enterprises	\$15,413.42

**CONSENT AGENDA RESOLUTION #20-207**

**“RESOLUTION AUTHORIZING THE RELEASE OF TAX SALE PREMIUM PAYMENTS OLDER THAN FIVE (5) YEARS TO THE TREASURER PER N.J.S.A. 54:5-33”**

**WHEREAS**, tax sale certificates were issued on May 27, 2015 with zero percent interest and premiums; and

**WHEREAS**, N.J.S.A. 54:5-33 states that if redemption of the tax sale certificate is not made within five (5) years from the date of the tax sale, the premium payment shall be turned over to the Treasurer of the municipality; and

**WHEREAS**, the tax sale certificate listed below has not been redeemed within five (5) years from the date of the tax sale; and

**WHEREAS**, the Collector of Taxes recommends the premium of such amounts be turned over to the Treasurer.

**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 payment for said premium to the Treasurer of the Township of Jefferson in the amount shown below:

**CODE OF REASONS**

1. Tax Sale Date beyond 5 years
2. Redemption of Tax Sale Certificate beyond 5 years
3. Tax Sale Certificate Foreclosed

BLOCK	LOT	NAME	PREMIUM AMOUNT	TAX SALE DATE	TAX SALE CERT.#	FORECLOSED/REDEMPTION DATE	CODE
53	12	ATCF II NJ LLC	\$4,500.00	5/27/15	15-00009	5/20/19	3
<b>TOTAL</b>			<b>\$4,500.00</b>				

**CONSENT AGENDA RESOLUTION #20-208**

**“RESOLUTION AUTHORIZNG REFUND OF OVERPAYMENT(S) OF RECREATION FEES”**

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

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

**WHEREAS**, the Recreation Department 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 refund such overpayment(s) as hereafter shown below:

**CODE OF REASONS**

- |                      |                         |                            |
|----------------------|-------------------------|----------------------------|
| 1. Incorrect Payment | 2. Duplicate Payment    | 3. Withdrawal from Program |
| 4. Program Cancelled | 5. Expelled Participant |                            |

PAYEE	PROGRAM	AMOUNT	CODE
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Lisa Mylod 3 Wood Duck Oak Ridge, NJ 07438	2020 Summer Yoga	28.00	3
Catrina Patruno 849 Ravine Road Lake Hopatcong, NJ 07849	2020 Bowling Program	100.00	4
Catrina Patruno 849 Ravine Road Lake Hopatcong, NJ 07849	2020 Spring Karate	55.00	4
	<b>Total Refunds:</b>	<b>183.00</b>	

**CONSENT AGENDA RESOLUTION #20-209**

**“RESOLUTION AUTHORIZING CONTRACT FOR PORTABLE SALT CONVEYOR AND HOPPER – KIMCO USA, INC. - (RDE-20-7)”**

**WHEREAS**, the Township of Jefferson received bids for the Portable Salt Conveyor and Hopper (RDE-20-7) on August 20, 2020; and

**WHEREAS**, one (1) bid was received; and

**WHEREAS**, Kimco USA, Inc. of Marshall, Illinois was the lowest responsible bidder with a bid of \$104,189.73; and

**WHEREAS**, the Township Engineer, Edward L. Haack recommends awarding the contract to Kimco USA, Inc. of Marshall, Illinois in his letter dated August 20, 2020; 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 \$104,189.73.

**C-04-55-919-011-902**  
**C-04-55-920-013-911**

**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 the Portable Salt Conveyor and Hopper (RDE-20-7) to Kimco USA, Inc., 118 E. Trefz Drive, Marshall, Illinois, 62441 in the amount of \$104,189.73.

**BE IT ALSO RESOLVED** that the Mayor and Municipal Clerk are authorized to sign the contracts for the Portable Salt Conveyor and Hopper – RDE-20-7.

**CONSENT AGENDA RESOLUTION #20-210**

**“RESOLUTION AUTHORIZING CHANGE ORDER NO.1 AND APPROVING CURRENT ESTIMATE NO. 2 (FINAL) - RIVERVIEW PAVING, INC. - FOR 2020 ROAD PAVING PROGRAM - CONTRACT NO. RDE-20-1**

**WHEREAS**, a contract was awarded to Riverview Paving, Inc. for 2020 Road Paving Program, Contract No. RDE-20-1; and

**WHEREAS**, the Township Engineer has submitted and recommended **Change Order No. 1 dated 8/21/2020** in the amount of -\$30,965.05 to reflect an adjusted price for a change in as-built quantities, decreasing the contract total to \$647,342.45 (an overall adjustment of -4.56% to the original contract amount); and

**WHEREAS**, the Township Engineer has submitted **Current Estimate No. 2 - Final** in the amount of \$47,425.20 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 **Change Order No. 1 in the amount of -\$30,965.05** and **Current Estimate No. 2 - Final for a payment in the amount of \$47,425.20** to Riverview Paving, Inc., 859 Willow Grove Street, Hackettstown, New Jersey, 07840.

**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 #20-211**

**“RESOLUTION AUTHORIZING CHANGE ORDER NO.2 AND APPROVING CURRENT ESTIMATE NO. 3 (FINAL) - BULK STORAGE, INC. – 72’ DIAMETER SALT SHED (RE-BID) - CONTRACT NO. BLD-72-1H**

**WHEREAS**, a contract was awarded to Bulk Storage, Inc. for 72’ Diameter Domed Salt Shed (Re-Bid), Contract No. BLD-72-1H; and

**WHEREAS**, the Township Engineer has submitted and recommended **Change Order No. 2 dated 8/25/2020** in the amount of

\$1,200.00 to reflect an adjusted price for furnishing and installing new electrical service line for salt shed door under pavement, including cutting pavement, trenching and backfill between buildings to improve project, increasing the contract total to \$266,652.05 (an overall adjustment of +11.84% to the original contract amount); and

WHEREAS, the Township Engineer has submitted **Current Estimate No. 3 - Final** in the amount of \$36,505.22 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 **Change Order No. 2** in the amount of \$1,200.00 and **Current Estimate No. 3** for a payment in the amount of \$36,505.22 to Bulk Storage, Inc., 28101 South Yates Avenue, Beecher, Illinois, 60401.

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.

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CONSENT AGENDA RESOLUTION #20-212

“RESOLUTION AUTHORIZING CHANGE ORDER NO.1 AND APPROVING CURRENT ESTIMATE NO. 2 (FINAL) - RIVERVIEW PAVING, INC. - FOR RIDGE ROAD IMPROVEMENTS PHASE 2 - CONTRACT NO. RDE-19-4

WHEREAS, a contract was awarded to **Riverview Paving, Inc. for Ridge Road Improvements Phase 2, Contract No. RDE-19-4**; and

WHEREAS, the Township Engineer has submitted and recommended **Change Order No. 1** dated 8/21/2020 in the amount of -\$1,496.59 to reflect an adjusted price for a change in as-built quantities, decreasing the contract total to \$298,077.31 (an overall adjustment of -0.50% to the original contract amount); and

WHEREAS, the Township Engineer has submitted **Current Estimate No. 2 - Final** in the amount of \$34,297.79 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 **Change Order No. 1** in the amount of -\$1,496.59 and **Current Estimate No. 2 - Final** for a payment in the amount of \$34,297.79 to Riverview Paving, Inc., 859 Willow Grove Street, Hackettstown, New Jersey, 07840.

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.

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CONSENT AGENDA RESOLUTION #20-213

“RESOLUTION AUTHORIZING AWARD OF NON-FAIR AND OPEN CONTRACT FOR HEATING, VENTILATION & AIR CONDITIONING (HVAC) SERVICES TO CLIMATE CARE, LLC.

WHEREAS, the Township of Jefferson has a need for Heating, Ventilation and Air Conditioning (HVAC) services at the Senior Center; and

WHEREAS, the Chief Financial Officer (CFO) of the Township has determined and certified in writing that the value of the services by Climate Care, LLC. will exceed \$17,500 but will not to exceed \$44,000.00; and

WHEREAS, the Township of Jefferson has decided to award the contract for this service pursuant to N.J.S.A. 40A:11-6.1 after requesting and receiving quotations and determining that Climate Care, LLC's proposal is the most advantageous to the Township. The contract is also awarded as a non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

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

WHEREAS, the total cost for the Climate Care, LLC. proposal dated June 22, 2020 is \$21,900.00; 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 project are available and are designated to line item appropriations designated below and totaling \$21,900.00:

C-04-55-920-010-903	\$18,000.00	0-01-28-370-371-219	\$3,900.00
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NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Jefferson, in the County of Morris, State of New Jersey that this Non-Fair and Open contract is hereby authorized and approved.

BE IT ALSO RESOLVED:

**Section 1.** The Business Administrator or designee is hereby authorized and directed to execute an agreement with Climate Care, LLC. for HVAC services to the Township of Jefferson for a fee not to exceed \$21,900.00.

**Section 2.** The Business Entity Disclosure Certification and the Determination of Value will be placed on file with this resolution.

**Section 3.** The term of this agreement shall be one year, from September 2, 2020 through September 1, 2021, or until project completion.

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**CONSENT AGENDA RESOLUTION #20-214**

**“RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSES –  
MCKENNAS PUBLICK HOUSE LLC- 1414-33-020-008”**

**WHEREAS**, the Township Council, Township of Jefferson, County of Morris, State of New Jersey has received applications for renewal of liquor licenses; and

**WHEREAS**, the following establishment has completed the necessary State of New Jersey Division of Alcoholic Beverage Control (ABC) applications and the correct fees have been paid to the Township Clerk for renewal of liquor licenses for the year **2020-2021**.

**NOW, THEREFORE BE IT RESOLVED** that the Township Council of the Township of Jefferson approves the application for renewal of liquor licenses for the following establishment for the period **July 1, 2020 to June 30, 2021**:

- McKennas Publick House LLC                      Liquor License Number #1414-33-020-008

**CONSENT AGENDA RESOLUTION #20-215**

**“RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSES –  
JAKY CHRIS AND FRANK LLC (CHAPALA GRILL) - - 1414-33-032-012”**

**WHEREAS**, the Township Council, Township of Jefferson, County of Morris, State of New Jersey has received applications for renewal of liquor licenses; and

**WHEREAS**, the following establishment has completed the necessary State of New Jersey Division of Alcoholic Beverage Control (ABC) applications and the correct fees have been paid to the Township Clerk for renewal of liquor licenses for the year **2020-2021**.

**NOW, THEREFORE BE IT RESOLVED** that the Township Council of the Township of Jefferson approves the application for renewal of liquor licenses for the following establishment for the period **July 1, 2020 to June 30, 2021**:

- Jaky Chris and Frank LLC (Chapala Grill)      Liquor License Number #1414-33-032-012

**BE IT FURTHER RESOLVED** that the following conditions apply:

1. **Outdoor music** is prohibited in any form, whether live or recorded, amplified or unamplified, and whether through speakers or otherwise piped in **after 10:00 pm**.
2. All doors and windows will be **closed at 10:00 pm** when there is indoor music of any kind, live or recorded, amplified or unamplified, and whether through speakers or otherwise piped in.
3. **Port-a-johns** are prohibited on the property.
4. **Consumption or service of food and beverages**, including alcoholic beverages, is limited to the 1<sup>st</sup> floor footprint of the building, which includes the patio area.
6. **Exterior seating** is prohibited beyond the 1<sup>st</sup> floor footprint of the building and patio area.
7. **Exterior chairs, tents, umbrellas and the like** are prohibited beyond the 1<sup>st</sup> floor footprint of the building, except such chairs, tables, umbrellas and the like as may be safely and reasonably placed within the exterior patio area.
8. All **vehicles** owned or operated by patrons must be removed from the premises within **forty-five (45)** minutes of closing.

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**CONSENT AGENDA RESOLUTION #20-216**

**“RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSES –  
T&T LIQUORS INC. (LIQUOR FACTORY & LOUNGE) - 1414-33-027-007”**

**WHEREAS**, the Township Council, Township of Jefferson, County of Morris, State of New Jersey has received applications for renewal of liquor licenses; and

**WHEREAS**, the following establishment has completed the necessary State of New Jersey Division of Alcoholic Beverage Control (ABC) applications and the correct fees have been paid to the Township Clerk for renewal of liquor licenses for the year **2020-2021**.

**NOW, THEREFORE BE IT RESOLVED** that the Township Council of the Township of Jefferson approves the application for renewal of liquor licenses for the following establishment for the period **July 1, 2020 to June 30, 2021**:

- T&T Liquors Inc. (Liquor Factory & Lounge)      Liquor License Number #1414-33-027-007

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**CONSENT AGENDA RESOLUTION #20-217**

**“RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSES –  
SHABOB’S MASON STREET GRILLE LLC - 1414-33-023-004”**

**WHEREAS**, the Township Council, Township of Jefferson, County of Morris, State of New Jersey has received applications for renewal of liquor licenses; and

**WHEREAS**, the following establishment has completed the necessary State of New Jersey Division of Alcoholic Beverage Control (ABC) applications and the correct fees have been paid to the Township Clerk for renewal of liquor licenses for the year **2020-2021**.

**NOW, THEREFORE BE IT RESOLVED** that the Township Council of the Township of Jefferson approves the application for renewal of liquor licenses for the following establishment for the period **July 1, 2020 to June 30, 2021**:

- Shabob’s Mason Street Grille LLC                      Liquor License Number #1414-33-023-004

**BE IT FURTHER RESOLVED** that the following conditions apply:

1. Outdoor music is prohibited in any form, whether live or recorded, amplified or unamplified, and whether through speakers or otherwise piped in.
2. All doors and windows will be closed at 10:00 pm when there is indoor music of any kind, live or recorded, amplified or unamplified, and whether through speakers or otherwise piped in.
3. Port-a-johns are prohibited on the property.
4. Occupancy of the first floor of the tavern building on the property, including the patio area adjoining the south and east corner of the aforesaid building, shall be limited to a total of sixty (60) persons.
5. A total of fifty (50) additional persons shall be allowed on the exterior grounds abutting the tavern building for the purposes of waiting to enter the tavern structure; aforesaid persons shall not be restricted from receiving or consuming food and beverages, including alcoholic beverages, while so waiting, provided such service and consumption of both food and beverage is within the area licensed for the consumption of alcoholic beverages and provided such service and consumption of any alcoholic beverage does not occur after 10:00 pm.
6. **Exterior chairs, tents, umbrellas and the like** are prohibited in connection with the tavern use, except such chairs, tables and bar areas as may be safely and reasonably placed within the exterior patio area.
7. All vehicles must be removed from the premises within fifteen (15) minutes of closing.

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**CONSENT AGENDA RESOLUTION #20-218**

**“RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSES –  
ROCKFALL INC (GATWYN’S II) - 1414-33-017-005”**

**WHEREAS**, the Township Council, Township of Jefferson, County of Morris, State of New Jersey has received applications for renewal of liquor licenses; and

**WHEREAS**, the following establishment has completed the necessary State of New Jersey Division of Alcoholic Beverage Control (ABC) applications and the correct fees have been paid to the Township Clerk for renewal of liquor licenses for the year **2020-2021**.

**NOW, THEREFORE BE IT RESOLVED** that the Township Council of the Township of Jefferson approves the application for renewal of liquor licenses for the following establishment for the period **July 1, 2020 to June 30, 2021**:

- Rockfall Inc (Gatwyn’s II)                      Liquor License Number #1414-33-017-005

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**CONSENT AGENDA RESOLUTION #20-219**

**“RESOLUTION AUTHORIZING THE RENEWAL OF LIQUOR LICENSES –  
ANDEI, INC. (THE WHISTLE STOP LLC) - 1414-33-013-007”**

**WHEREAS**, the Township Council, Township of Jefferson, County of Morris, State of New Jersey has received applications for renewal of liquor licenses; and

**WHEREAS**, the following establishment has completed the necessary State of New Jersey Division of Alcoholic Beverage Control (ABC) applications and the correct fees have been paid to the Township Clerk for renewal of liquor licenses for the year **2020-2021**.

**NOW, THEREFORE BE IT RESOLVED** that the Township Council of the Township of Jefferson approves the application for renewal of liquor licenses for the following establishment for the period **July 1, 2020 to June 30, 2021**:

- Andei, Inc. (The Whistle Stop LLC)                      Liquor License Number #1414-33-013-007
-