

**MONTVILLE TOWNSHIP COMMITTEE
MEETING MINUTES - February 25, 2020**

Montville Township Committee Regular Meeting
Tuesday, February 25, 2020, 7:00 p.m.
Montville Township Municipal Building, 195 Changebridge Road, Montville, New Jersey

Statement of Open Public Meetings Act Compliance ready by Township Clerk Leena Abaza

Roll Call Township Committee:

Present: June Witty, Committeewoman
Rich Cook, Deputy Mayor
Richard Conklin, Committeeman
Frank W. Cooney, Chairman

Also present: Victor M. Canning, Administrator
June Hercek, Assistant Administrator
Fred Semrau, Township Attorney
Leena Abaza, Township Clerk

Absent with prior notice: Matthew S. Kayne, Committeeman

Resolution authorizing Closed Executive Session to discuss the following matters as permitted pursuant to NJSA 10:4-12:

1. Contract Negotiation: Morris Council No. 6, NJCSA, IFPTE, AFL-CIO (White Collar).
2. Litigation: Affordable Housing in the Matter of Montville Township, Docket No. MRS-L-1633-15.
3. Attorney-Client Litigation: PBNJ Capital v. Montville Township, et al.
4. Attorney-Client Privilege: Township Property.
5. Personnel: Disciplinary matter.
6. Attorney Client Privilege: Lake Surprise
7. Attorney Client Litigation: Tax Appeal.
8. Personnel: Police.

Motion by Conklin second by Witty to approve Closed Executive Session Resolution and move into closed session. All in favor. Motion approved.

Committeeman Kayne participated by telephone in the Closed Executive Session.

7:00 p.m. – Closed Session

8:00 p.m. – Public Session

Statement of Open Public Meetings Act Compliance read by Township Clerk Leena Abaza

Roll Call

Prayer & Pledge of Allegiance

Proclamation

A proclamation was presented to Rabbi Mark David Finkel of the Pine Brook Jewish Center in recognition of the National Holocaust Days of Remembrance April 19, 2020 – April 25, 2020.

Approval of Meeting Minutes

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December 1, 2018	Township Committee Special Meeting Minutes
April 23, 2019	Township Committee Closed Executive Session Meeting Minutes.
May 14, 2019	Township Committee Closed Executive Session Meeting Minutes.
June 25, 2019	Township Committee Closed Executive Session Meeting Minutes.
September 24, 2019	Township Committee Regular Meeting Minutes.
November 12, 2019	Township Committee Regular Meeting Minutes.
December 10, 2019	Township Committee Regular Meeting Minutes.
December 17, 2019	Township Committee Special Meeting Minutes.

Motion by Cook second by Conklin to approve the within meeting minutes.

Roll Call:

Yes: Witty, Cook, Conklin, Cooney

No: -0-

Public Hearing on Ordinances for Final Adoption:

Ordinance #2020-02 an Ordinance of the Township Committee of the Township of Montville, County of Morris, State of New Jersey, adopting the enforcement of Title 39 entitled "Motor Vehicles and Traffic Regulations" on the property located designated as Block 40, Lots 48.01, 48.02 and 49.01 and otherwise known as 662 Main Road/Route 202, 658 Main Road/Route 202 and 652 Main Road/Route 202 in the Township of Montville

Motion by Cook second by Witty to open public hearing on Ordinance #2020-02. All in favor.
Motion approved.

No comments.

Motion by Conklin second by Cook to close public hearing on Ordinance #2020-02. All in favor.
Motion approved.

Motion by Cook second by Witty to adopt Ordinance #2020-02.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

Ordinance #2020-03 an Ordinance of the Township Committee of the Township of Montville, County of Morris, State of New Jersey, authorizing the acceptance of a deed of transference for roadway purposes for a portion of the properties designated as Block 106, Lot 23.02 and Block 109, Lot 41 on the Montville Township Tax Map; a deed of transference for roadway purposes for a portion of the properties designated as Block 109, Lot 41 on the Montville Township Tax Map; an Underground Utility Easement for the property designated as Block 109, Lots 41.05 and 41.06 on the Montville Township Tax Map; an Underground Utility Easement for the property designated as Block 106, Lot 23.04 and Block 109, Lot 41.07 on the Montville Township Tax Map; a Stormwater Management Easement for the property designated as Block 109 Lot 41.06 on the Montville Township Tax Map; a Stormwater Management Easement for the property designated as Block 109 Lots 41.01 and 41.02 on the Montville Township Tax Map; an Underground Utility Easement for the property designated as Block 109, Lot 41.01 on the Montville Township Tax Map; a Conservation Restriction for the property designated as Block 109, Lots 41.01, 41.02, 41.03 and 41.04 on the Montville Township Tax Map; a Conservation Restriction for the property designated as Block 109, Lot 41.05 on the Montville Township Tax Map; and a Conservation Restriction for the property designated as Block 109, Lot 41.07 on the Montville Township Tax Map

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Motion by Cook second by Witty to open public hearing on Ordinance #2020-03. All in favor.
Motion approved.

No comments.

Motion by Conklin second by Cook to close public hearing on Ordinance #2020-03. All in favor.
Motion approved.

Motion by Cook second by Witty to adopt Ordinance #2020-03.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

Reports:

1. Administrator's report

- The 2020 budget is in its final stages and will be presented shortly.
- On March 7, from 12:00 – 4:00 p.m., the Montville Township Public Library will host an Open House celebrating the award-winning building's 25th year.

2. Attorney's report

- The Township Committee members each completed a seminar on employment practices from the insurance fund and have earned a credit of \$250 per official against the Township's 2020 insurance premium.
- The ordinance regarding extension of the Affordable Housing controls on existing units at Rachel Gardens will be brought forward at a future meeting.

3. Township Committee liaison reports and comments

Committeewoman Witty:

- The Trex challenge will end on March 1, having already qualified for a second bench. This will allow other interested groups to participate. Over 2,500 pounds of plastic bags and film were collected through the challenge.
- Rockaway River Watershed Cabinet – she attended the river assessment training on February 22. Two new signs identifying the watershed areas have replaced the old signs.
- Drug Awareness Municipal Alliance – the vaping presentation on February 11 was well attended. No Social Services representative attended the last meeting.
- Stigma Free met today. They want to have their Art Show on the same day as Montville Day (October 4) and requested using the high school.
- V.F.W. 50th Anniversary on April 24 – tickets and ads are on sale. Mrs. Witty suggested the Township Committee buy a table and an ad.
- Housing Committee meets on March 13. Township Planner Joseph Burgis will review the charge and scope of the committee.
- Open Space had its reorganization meeting. They want to identify potential properties to acquire. There is grant money for trail improvements. Reilly Field will get steps. An Eagle Scout project consists of working on a handicapped trail for Camp Dawson.
- Mrs. Witty congratulated the Board of Education members for achieving the New Jersey School Boards Association Master Board Member designation through completing year-long training and coursework.
- Relay for Life meets on February 27 at the First Aid Squad. Teams are invited to sign up at www.relayforlife.org/greatermontvillenj.
- Rotary Club is having an event on April 16 on topics of stigma and drug free.

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- She notified the Township Administrator that there is a washing machine and article of furniture discarded on the Passaic River side of Hook Mountain Road.

Deputy Mayor Cook

- Recreation Commission is still talking about food truck licensing for use in their events. They also want to go out for bid on concession operators at the Recreation building. The Commission plans a future tour of the Evangelical Mission gymnasium.
- Mr. Cook congratulated the MTHS Competition Cheer Team for their first-place win at the American Cheer and Dance Academy “Reach for the Beach” competition. Girls basketball, 22-0, is playing in County finals at the County College of Morris.

Committeeman Conklin

- Historic Preservation Review Committee met February 24. They approved a Certificate of Appropriation for a minor subdivision for the Asa Cook Barn on Valhalla Road. They are working on goals and objectives for 2020. Mr. Conklin asked about funding for a secretary for the Commission.
- Mr. Conklin asked whether there was any plan to go forward with the Canal Society’s presentation ideas for Dorsey Pond from the February 11, 2020 Township Committee meeting.

Administrator Victor Canning responded that Township Engineer Nick Marucci is planning to look at the area. Committeeman Conklin offered to accompany Mr. Marucci. Administrator will schedule it.

Chairman Cooney

- He commented on the Township welcome of the MTHS Competition Cheer Team following their win and expressed gratitude to the Police Department, First Aid Squad and Fire Department for participating.
- He asked Township Committee members to email him goals and objectives to be compiled for the next meeting.

Old Business:

1. Project status report

Committeewoman Witty asked whether the upgrading mentioned as part of the Water and Sewer Utility Master Plan would increase fees over what is projected.

Administrator Victor Canning responded that this was part of the finalization of the 2020 budget that he, Assistant Administrator June Hercek and CFO Katie Yanke are working on. He anticipates that there will be a recommendation to raise the rates. He stated for the benefit of the public that rates have not been increased since 2010. During this period, the Township granted a six month “holiday” and reduced the rates. Operations are expanding and costs of operation continue to rise. An increase needs to be acted on before July.

Committeewoman Witty asked under the item “Miscellaneous Recreation Improvements” whether making the Youth Center more usable was included.

Assistant Administrator June Hercek responded that the Township is in the process of getting quotes for improvements at the Youth Center. Once the painting contract is finalized, there may be funds left to reappropriate for interior improvements. In addition, the D.P.W. will repair the sidewalks.

NEW BUSINESS:

Electronic message board for local meetings of Civic and Community Clubs/Organizations.

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Committeewoman Witty has been asked by some of the groups if they would be able to advertise on the Township's electronic message board.

After discussion of past practice, the contractual monthly limits on data for the sign, the difficulty of fairly determining what requests would be honored, staff limitations, and informational clutter from having too many messages, it was agreed that *Tap into Montville* and other social media platforms would be recommended to groups for events and news they wish to promote.

Ordinance Introductions:

Ordinance #2020-04 Calendar Year 2020 Ordinance to establish and preserve a Cap Bank

Motion by Cook second by Witty to introduce Ordinance #2020-04 and set the public hearing for March 10, 2020.

Roll call:

Yes: Witty, Cook, Conklin, Cooney

No: -0-

Public Portion

Motion by Cook second by Witty to open public portion. All in favor. Motion approved.

No comments.

Motion by Cook second by Conklin to close public portion. All in favor. Motion approved.

Resolution Authorizing Consent Agenda No. 2020-CA4:

Resolution # 2020-85 resolution approving Blue Light Application for a member of the Montville Township Pine Brook Fire Department – Stefan Krysna

Resolution # 2020-86 resolution authorizing the granting of a Special Permit to the Montville Township First Aid Squad to allow the consumption of alcoholic beverages (beer and wine) at an event being held at the Senior House on March 14, 2020

Resolution # 2020-87 resolution of the Township of Montville, County of Morris, State of New Jersey authorizing the Township to go out to bid for the Waughaw Road Improvements Project

Motion by Cook second by Conklin to approved the above consent agenda resolutions.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

Resoluiton #2020-85 Resolution Approving Blue Light Application for Member of the Montville Township Pine Brook Fire Department – Stefan Krysna

WHEREAS, the Montville Township Pine Brook Fire Department has submitted the request for blue light permit to the Township Clerk; and

WHEREAS, the Chief/Captain of the Montville Fire Department has reviewed and signed the application for the following Montville Township Pine Brook Fire Department member:

Stefan Krysna

BE IT RESOLVED, By the Township Committee of Montville Township that the blue light permit for the above member is authorized and may be submitted to Motor Vehicle Commission.

Resolution #2020-86 Resolution Authorizing the Granting of a Special Permit to the Montville Township First Aid Squad to Allow the Consumption of Alcoholic Beverages (Beer And Wine) at an Event Being Held at the Senior House on March 14, 2020

WHEREAS, Montville Township Code Chapter 85-16 permits the issuance of special permits for the consumption of alcohol on public property; and

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WHEREAS, the Montville Township First Aid Squad will hold an event on March 14, 2020 at the Senior House and have requested that the Township grant a "special permit" to allow the consumption of alcohol (beer and wine) at this event; and

WHEREAS, the Montville Township First Aid Squad has submitted their request in accordance with Chapter 85-16 and have agreed to comply with the conditions of said Chapter, which include compliance with all insurance requirements and compliance with all requirements of the Police and Fire Departments; and

WHEREAS, the Township Committee has reviewed the request and has determined that grant a special permit to allow the consumption of alcohol at the event.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, County of Morris and State of New Jersey, that a "special permit" shall be granted to allow the consumption of alcohol (beer and wine) at the Montville Township First Aid Squad on event to be held at the Senior House on March 14, 2020 .

Resolution #2020-87 Resolution of the Township of Montville, County of Morris, State of New Jersey Authorizing the Township to Go Out to Bid for the Waughaw Road Improvements Project

WHEREAS, the Township Engineering Department has identified Waughaw Road as a road in need of repairs, road resurfacing, and drainage upgrades; and

WHEREAS, this work must be put out to bid.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey, that the Township Administration and Engineering Department are hereby authorized to move forward with soliciting bids for the Waughaw Road Improvements Project.

This Resolution shall take effect immediately.

RESOLUTIONS:

1. **Resolution** approving the listing of bills and signing of checks for February 25, 2020.

Motion by Cook second by Witty to approve the listing of bills and signing of checks for February 25, 2020.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

2. **Resolution # 2020-88** resolution for the Computation of Reserve for Uncollected Taxes – 2020 Budget

WHEREAS, pursuant to N.J.S.A. 40A:4-41, a municipality must include an appropriation for "Reserve for Uncollected Taxes" in its annual budget where less than 100% of current tax collections may be and are anticipated; and

WHEREAS, receipts from the collection of taxes levied or to be levied in the municipality and payable in the fiscal year shall be anticipated in an amount which is not in excess of the percentage of taxes levied and payable during the next preceding fiscal year which was received in cash by the last day of the preceding fiscal year; and

WHEREAS, if tax appeal judgments of the county tax board pursuant to R.S. 54:3-21 et seq. and/or the State tax court pursuant to R.S. 54:48-1 et seq. result in tax reductions for the previous fiscal year, the governing body of the municipality may elect to calculate the current year reserve for uncollected taxes by reducing the certified tax levy of the prior year by the amount of the tax levy adjustments resulting from those judgments; and

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WHEREAS, Sheet 22 of the Township’s Annual Financial Statement for the year 2019 reflects reductions due to tax appeals of \$96,436 which when reduced from the 2019 tax levy results in the 2019 tax collection rate being 99.24 percent; and

WHEREAS, the election of this choice to calculate the “Reserve for Uncollected Taxes” for the 2020 municipal budget shall be made by resolution approved by a majority of the full membership of the governing body prior to the introduction of the 2020 municipal budget pursuant to N.J.S.A. 40A:4-5.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Montville elects to calculate the “Reserve for Uncollected Taxes” appropriation for the 2020 municipal budget by reducing the certified tax levy of the prior year by the amount of tax levy adjustments of the county tax board pursuant to R.S. 54:3-21 et seq., and State tax court pursuant to R.S. 54:48-1 et seq., in order to calculate the prior year tax collection rate.

Motion by Conklin second by Witty to adopt Resolution #2020-88.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

- 3. Resolution # 2020-89** resolution of the Township of Montville, County of Morris and State of New Jersey authorizing a change to the contract for the 2019 Road Resurfacing Project between the Township of Montville and D & L Paving Contractors, Inc.; accepting Maintenance Bond; accepting public improvements and authorizing final payment

WHEREAS, pursuant to Resolution 2019-195, adopted on July 16, 2019, D&L Paving Contractors, Inc. was awarded the contract in the amount of \$587,266.25 for the 2019 Road Resurfacing Project; and

WHEREAS, D&L Paving Contractors, Inc. has completed the Project; and

WHEREAS, it has been determined by the Township Engineer that certain changes to this contract were necessary to perform the work items as follows:

Work Item	Contract Quantity	Actual Quantity	Difference
Traffic Control & Protection	\$25,000.00	\$14,261.50	(\$10,738.50)
Asphalt Price Adjustment	\$7,500.00	\$0	(\$7,500.00)
Perform Test Pit	1 Unit	3 Units	\$200.00
Roadway Excavation, Unclassified	125 CY	32 CY	(\$5,115.00)
Reset Manhole Using Existing Casting	4 Units	3 Units	(\$250.00)
Furnish & Install Type ‘B’ Inlet w/ Frame and Grate	1 Unit	0 Unit	(\$2,400.00)
Furnish & Install 12” Diameter Class V RCP	30 LF	0 LF	(\$1,950.00)
Furnish & Install 8” Sch. 80 PVC Pipe	130 LF	150 LF	\$1,300.00
Furnish & Install NJDOT Compliant Inlet Curb Piece	59 Units	76 Units	\$5,100.00
Furnish & Install Detectable Warning Surfaces	13 Units	19 Units	\$1,800.00
Construct Concrete Vertical Curb/Drop Curb	450 LF	520 LF	\$2,240.00
Construct Belgium Block Curb	200 LF	60 LF	(\$4,480.00)
Hot Mix Asphalt, 9.5M64 Surface Course, 2’ Thick Compacted	3,475 Tons	3,666.86 Tons	\$15,646.18

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Work Item	Contract Quantity	Actual Quantity	Difference
HMA Base Course Repair, 19M64, 5" Thick	250 SY	0 SY	(\$9,500.00)
Thermoplastic Traffic Stripe, 6" Thick White	1,050 LF	714 LF	(\$1,008.00)
Thermoplastic Traffic Stripe, 12" Thick White	220 LF	733 LF	\$3,078.00
Topsoil, Seed, Fertilizer & Mulching	160 SY	362 SY	\$1,010.00
Supplemental Construction Items	\$10,000.00	\$10,611.50	\$611.50
	Total Net Change Order:		(\$6,897.22)

; and

WHEREAS, the Township Engineer has recommended the above changes to the contract price by Memorandum dated January 10, 2020 reflecting a change to the contract total in the amount of (\$6,897.22) for the above-described work; and

WHEREAS, the original contract amount was \$587,266.25; the amended contract amount based upon the completed work is \$580,369.03 which is a 2.2% decrease from the original contract amount; and

WHEREAS, in accordance with N.J.A.C. §5:30-11.3, the change has not caused the originally awarded contract price to be exceeded by more than 20 percent; and

WHEREAS, the Township Engineer has inspected the work and deemed the work to be complete; and

WHEREAS, D&L Paving Contractors, Inc. has provided Maintenance Bond #B1218033 in the amount of \$87,056.00 for the Project; and

WHEREAS, the Township Engineer has reviewed the completed work and recommended to the Township Committee that it modify its agreement with D&L Paving Contractors, Inc. as a result of the above-referenced change of conditions which have occurred on the project and as detailed in the Township Engineer's Memorandum, dated January 10, 2020; and

WHEREAS, the Township Engineer and Township Attorney have reviewed the maintenance bond and deemed same to be acceptable; and

WHEREAS, by Memorandum, dated January 10, 2020, the Township Engineer has recommended acceptance of the work performed as part of the 2019 Road Resurfacing Project, issuance of final payment in the amount of \$11,607.38 to D&L Paving Contractors, Inc., acceptance of all public improvements and acceptance of the maintenance bond; and

WHEREAS, the Chief Financial Officer of the Township of Montville has certified that sufficient funds are available.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, as follows:

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1. The Contract Amount is hereby approved in the contract between the Township of Montville and D&L Paving Contractors, Inc. as follows:

Original Contract:	\$587,266.25
Change	<u>(\$6,897.22)</u>
New Contract Total:	\$580,369.03

Decrease of 2.2%

2. The work performed by D&L Paving Contractors for the 2019 Road Resurfacing Project is hereby accepted by the Township of Montville.
3. All public improvements completed by D&L Paving Contractors for the 2019 Road Resurfacing Project is hereby accepted by the Township of Montville.
4. Final Payment in the amount of \$11,607.38 for the 2019 Road Resurfacing Project is hereby authorized to be made to D&L Paving Contractors, Inc.
5. Maintenance Bond #B1218033 in the amount of \$87,056.00 provided by D&L Paving Contractors for the 2019 Road Resurfacing Project is hereby accepted.

This Resolution will take effect immediately.

Motion by Cook second by Witty to adopt Resolution #2020-89.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

4. **Resolution # 2020-90** resolution authorizing the entry into an Interlocal Services Agreement between the Township of Montville and the Montville Township Board of Education

WHEREAS, pursuant to N.J.S.A. 40:8A-1, the Township of Montville may, by Resolution, enter into an Interlocal Services Agreement with another local government entity; and

WHEREAS, the Township of Montville and the Montville Township Board of Education have agreed to enter into an Interlocal Services Agreement for provide for solid waste and recycling collection and disposal from Board of Education owned facilities.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey, that the appropriate municipal officials are hereby authorized to enter into an Agreement between the Township of Montville and the Montville Township Board of Education for the provision of solid waste and recycling collection and disposal from Board of Education owned facilities for a period of two months, March 1, 2020 through April 30, 2020, at a rate of \$5,000 per month as set forth in the Agreement attached hereto.

This Resolution shall take effect immediately.

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Motion by Conklin second by Cook to adopt Resolution #2020-90.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

- 5. Resolution # 2020-91** resolution authorizing the award of a Professional Services Contract without competitive bidding to Mott MacDonald, LLC to perform Professional Engineering Services for Montville Township

WHEREAS, there exists a need for professional engineering services to be rendered to the Township of Montville in connection with the Metro Tract Entrance Driveway project within the Township; and

WHEREAS, the Township wishes to retain Mott MacDonald, LLC to perform such services; and

WHEREAS, the maximum amount of for services under this contract shall not exceed a total of \$24,900; and

WHEREAS, funds are available for this purpose; and

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

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey, as follows:

Section 1. The contract with Mott MacDonald, LLC is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. §40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

Section 2. Mott MacDonald, LLC shall provide professional engineering services to the Township as set forth in its proposal of February 7, 2020.

Section 3. A notice of this action shall be printed once in the legal newspaper of the Township of Montville as required by law.

Section 4. A copy of this Resolution shall be provided to Katie Yanke, Chief Financial Officer, and to Mott MacDonald, LLC, 412 Mount Kemble Avenue, Suite G22, Morristown, New Jersey 07960, for their information and guidance.

Section 5. The accounts to be used for these services are as follows:

ORD #2011-13, Metro Park Improvements, C-04-56-100-106, \$22,855.00

ORD #2017-20, Metro Park – Ingress/Egress, C-04-56-133-002, \$2,045.00

This Resolution shall take effect immediately.

Motion by Cook second by Conklin to adopt Resolution #2020-91.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

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6. **Resolution # 2020-92** resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the award of a contract for Electrical Services for Township owned facilities to Benito Quilici Electrical Contractor

WHEREAS, pursuant to authorization by the Mayor and Township Committee of the Township of Montville, the Township received sealed competitive bids for electrical services for Township owned facilities; and

WHEREAS, four (4) sealed bid was received and opened on February 19, 2020, in accordance with the bid specifications:

Company	Base Rate	Overtime Rate	Sunday/Holiday Rate	Markup
Benito Quilici Electrical Contractor	\$94.11 per hour	\$141.17 per hour	\$141.17 per hour	0%
Magic Touch Construction Company, Inc.	\$99.45 per hour	\$149.18 per hour	\$198.90 per hour	10%
Vanore Electric, Inc.	\$105.14 per hour	\$157.71 per hour	\$210.28 per hour	0%
Edward J. Albert & Son, Inc.	\$120.00 per hour	\$180.00 per hour	\$240.00 per hour	10%

; and

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

WHEREAS, the Local Public Contracts Law requires that competitive bidding contracts be awarded to the lowest, responsible, responsive bidder; and

WHEREAS, the bid received from Benito Quilici Electrical Contractor for the base bid of \$94.11 per hour, \$141.17 per hour for overtime, \$141.17 per hour for Sunday/holiday time and 0% markup has been found to be in proper form and in compliance with the provisions of N.J.S.A. §40A:11-23.5 and the specifications as written; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for this contract award.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey as follows:

1. The Township Committee hereby awards a contract to Benito Quilici Electrical Contractor, 51 Boonton Avenue, Boonton, New Jersey 07005, for electrical services for Township owned facilities in accordance with the bid specifications at a base rate of \$94.11 per hour, \$141.17 per hour for overtime, \$141.17 per hour for Sunday/holiday time and a 0% markup.
2. The account to be used for these services is as follows:

Facilities: Repairs and Replacements, 0-01-26-311-213, not to exceed \$15,000

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3. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Benito Quilici Electrical Contractor in accordance with its bid for electrical services for Township owned facilities.

4. The Township's Chief Financial Officer has certified the availability of funds for this contract.

5. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

This Resolution will take effect immediately.

Motion by Cook second by Witty to adopt Resolution #2020-92.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

Motion by Cook second by Witty to add Resolutions #2020-93 and #2020-94 to the agenda. All in favor. Motion approved.

7. Resolution #2020-93 authorization for the Township of Montville to ratify a Settlement Agreement and Release.

WHEREAS, certain matters have arisen pertaining to C.B. employment with the Township of Montville ("Township"); and

WHEREAS, the Township Committee has been afforded an opportunity to review the Settlement Agreement and Release; and

WHEREAS, the Township and C.B. have agreed to a Settlement Agreement and Release dated February 25, 2020; and

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Montville, County of Morris, State of New Jersey, as follows:

1). The Township hereby ratifies the Settlement Agreement and Release dated February 25, 2020; and

2). That this resolution shall take effect immediately.

Motion by Conklin second by Witty to adopt Resolution #2020-93.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

8. Resolution #2020-94 resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the settlement of certain tax appeals

WHEREAS, appeals of the real property tax assessments of the following properties have been filed in the Tax Court of New Jersey:

PROPERTY OWNER	BLOCK	LOT	ADDRESS
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Savastano, Scott G & Eileen	33	40.14	6 Stony Pond Way
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; and

WHEREAS, the Tax Assessor and Township Attorney are of the opinion that it is in the best interest of the Township to settle these appeals.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Montville in the County of Morris, State of New Jersey, as follows:

1. The settlement of the following tax appeals filed at the Tax Court of New Jersey is hereby authorized as follows:

PROPERTY OWNER	YEAR	ORIGINAL ASSESSMENT	PROPOSED SETTLEMENT
Savastano, Scott G & Eileen	2013	\$3,388,200	\$3,388,200
Savastano, Scott G & Eileen	2014	\$3,388,200	\$3,388,200
Savastano, Scott G & Eileen	2015	\$3,388,200	\$3,000,000
Savastano, Scott G & Eileen	2016	\$3,388,200	\$3,000,000
Savastano, Scott G & Eileen	2017	\$3,388,200	\$3,000,000
Savastano, Scott G & Eileen	2018	\$3,388,200	\$3,000,000
Savastano, Scott G & Eileen	2019	\$3,388,200	\$3,000,000

2. All refund checks are to be made payable to the attorneys for the taxpayer and the taxpayer. Refunds are to be made within 60 days from the date of the entry of Judgment and interest is waived on said refunds on the condition that the refund is paid within 60 days from the date of the entry of Judgment.

3. All municipal officials are hereby authorized to take whatever actions may be necessary to implement the terms of this Resolution.

4. The Tax Collector is hereby authorized to credit and/or refund the appropriate taxes in accordance with the terms of this Resolution.

5. This Resolution shall take effect immediately.

Motion by Cook second by Conklin to adopt Resolution #2020-94.

Roll Call

Yes: Witty, Cook, Conklin, Cooney

No: -0-

Appointments to Boards/Commissions

**MONTVILLE TOWNSHIP COMMITTEE
MEETING MINUTES - February 25, 2020**

Motion by Cook second by Witty to appoint Donato D'Angelo Jr. to the Environmental Commission. All in favor. Motion approved.

Review of Meeting Action Items:

1. Administrator
 - The D.P.W. will check out the debris Committeewoman Witty reported on the Passaic River at Hook Mountain Road
 - He will confirm that there is a budget item for the HPRC secretary
 - Mr. Canning and Assistant Administrator June Hercek will contribute to the Goals and Objectives requested by Chairman Cooney

2. Attorney
 - Follow up on items from closed executive session on the litigation in the Affordable Housing matter
 - Township Committee - None

8:37 p.m. Adjournment

Motion by Cook second by Witty to adjourn. All in favor. Meeting adjourned at 8:37 p.m.

Respectfully submitted,

Approved: April 14, 2020
Montville Township Committee

Leena M. Abaza, Township Clerk

Frank W. Cooney, Mayor