

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - Tuesday, April 13, 2021

****This meeting will be conducted via teleconferencing due to the Coronavirus Disease (COVID-19). CALL IN INSTRUCTIONS (978) 990-5000 Access Code 424062#****

7:00pm – PUBLIC SESSION

Statement of Open Public Meetings Act Compliance read by Mayor

In accordance with the Open Public Meetings Act and the Emergency Remote Meeting Protocol for Local Public Bodies, adequate and electronic notice of this telephonic meeting have been provided by mailing, emailing and/or faxing notice to the Daily Record and the Citizen, posting notice on the Township website and posting notice on the outside front door & bulletin boards of the Municipal Building, 195 Changebridge Road, Montville, NJ 07045.

Members of the public will be kept on mute during the meeting. The phone lines will be unmuted during the public comment portion. Once the public portion is completed, the phone lines will be muted again for the remainder of the meeting. There is a 3-minute limit on all public comments.

Roll Call Township Committee

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

Also present: Victor M. Canning, Township Administrator
June E. Hercek, Assistant Administrator
Fred Semrau, Esq., Township Attorney
Stacy Sullivan-Gruca, Township Clerk
Margaret Shepard, Deputy Clerk

Prayer read by Committeeman Conklin

Mayor speaks about the passing of Gladys Jarombek, Township Clerk from 1956-1998

Moment of silence for all those lost to COVID19

APPROVAL OF MEETING MINUTES

March 22, 2021 Township Committee Regular Meeting Minutes

March 22, 2021 Township Committee Closed Executive Session Meeting Minutes

Request from Committeewoman Witty for revision to page 3 – Cole Avenue, not Cedar Avenue

Motion by Cook second by Kayne to approve the above listed minutes with revision

All in favor – Motion carried

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2021 MUNICIPAL BUDGET – INTRODUCTION

Resolution 2021-110 Introduction of 2021 **Municipal Budget & Summary**

BE IT RESOLVED, that the following statements of revenues and appropriations attached hereto constitute the local Budget of the Township of Montville, Morris County, New Jersey for the year 2021.

BE IT FURTHER RESOLVED, that the said budget be published in The Daily Record in the issue of April 27, 2021 and that a hearing on the Budget will be held at the Municipal Building through teleconferencing on May 11, 2021 at 7:00 (P.M.) or as soon thereafter as the matter may be reached.

Motion by Conklin second by Cook to adopt Resolution 2021-110

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

Budget Public Hearing set for May 11, 2021

Assistant Administrator expresses the goal of developing a budget with an increase that did not exceed last year's increase of 1.44%. Being mindful of the impact of the past year on the residents, every possible way to reduce expenses while maintaining our level of service was explored. The introduced budget (including the municipal library) represents an increase of 1.07% (1.0656%), which is the lowest levy increase since 2015.

PUBLIC HEARING ON ORDINANCE FOR FINAL ADOPTION

Ordinance 2021-10 Ordinance of the Township of Montville, Morris County, New Jersey, authorizing a capital expenditure from the Open Space Dedicated Trust Fund in the amount of \$444,000

Motion by Cook second by Conklin to open public hearing on Ordinance 2021-10

All in Favor - Motion Carried

Phone lines unmuted

No Public Comments

Motion by Cook second by Conklin to close public hearing on Ordinance 2021-10

All in Favor - Motion Carried

Motion by Cook second by Kayne to adopt Ordinance 2021-10

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

Ordinance 2021-11 Bond Ordinance providing for various capital improvements in and by the Township of Montville, in the County of Morris, New Jersey, appropriating \$1,703,000 therefor and authorizing the issuance of \$1,563,000 bonds or notes of the Township to finance part of the cost thereof

Motion by Cook second by Witty to open public hearing on Ordinance 2021-11

All in Favor - Motion Carried

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No Public Comments

Motion by Cook second by Witty to close public hearing on Ordinance 2021-11

All in Favor - Motion Carried

Phone lines muted

Motion by Cook second by Kayne to adopt Ordinance 2021-11

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

REPORTS

Administrator's Report

COVID19 Update

18 new cases / 20 cleared cases / 84 current cases / 1542 total cases to date / 1458 total cleared cases to date

Attorney report

No report

Township Committee liaison reports and comments

Cook

Board of Adjustment – continues to be busy

Recreation Commission – meets 4/14/2021

Conklin

No report

Kayne

Environmental Commission – meets 4/21/2021

Board of Health – met 4/12/2021 / public hearing involving two testing labs reporting erroneous results and falsely inflating the numbers of positive cases in Montville Township, labs confirmed they will remediate computer issues / Thanks for Township signage supporting vaccine encouragement

Request for additional social media posting for Shredding Event scheduled for April 17, 2021 from 9am until noon

Altice – Rate Counsel, an Independent Consumer Advocate, issued a report highlighting Montville Township's concerns and testimonies. The Township was contacted by decision makers at Altice to set up a meeting to address these concerns. Township to set up meeting and update residents as necessary.

Witty

Open Space – meet next month

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VFW – meets 4/14/2021 / would like to hold a drive thru poppy sale event – requesting approval from the Township Committee

Women’s Club – June 5 & 6, 2021 Town-wide Garage Sale

Rockaway River Watershed Cabinet – River clean up May 8th (raindate May 15th) from 9am-1pm (meet in St. Clare’s’ parking lot)

Relay For Life – June 16 & 17, 2021, 7-9pm virtual event

DAC meets 4/14/2021

Cooney

Shredding event on April 17, 2021 – recycle bins to be distributed to residents

UNFINISHED BUSINESS

Assistant Administrator explains that the Land Conservancy of NJ was hired to update the Open Space and Recreation Plan because it is required by NJ Green Acres in order to apply for funding and because it is a master plan element. NJ Green Acres has a two meeting requirement for the adoption of this Plan. Administration recommends that once the necessary revisions are made and submitted, that the Planning Board hold the meetings for public hearing and adoption of the Plan.

NEW BUSINESS

Motion by Conklin second by Cook to approve VFW drive thru poppy sale event

All in favor – Motion carried

ORDINANCE INTRODUCTIONS

Ordinance 2021-12 Ordinance of the Township of Montville, Morris County, New Jersey, authorizing a capital expenditure from the Open Space Dedicated Trust Fund in the amount of \$10,000

Motion by Cook second by Kayne to introduce Ordinance 2021-12

All in favor – Motion Carried

Clerk set public hearing date for April 27, 2021

PUBLIC PORTION

Reminder to the public to state your name and address for the record, and there is a 3 minute time limit on all public comments

Motion by Kayne second by Conklin to open public portion

All in favor – Motion Carried

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Phone lines unmuted

Public comments

The following residents from Dogwood Circle called in to voice their concerns over a Group Home Facility located at 17 Dogwood Circle, Pine Brook.

Michael & Cindy Abramson – 20 Dogwood Circle, Pine Brook

Sarah Kulik - 22 Dogwood Circle, Pine Brook

Anthony & Kerry Laurito – 29 Dogwood Circle, Pine Brook

Some concerns of the residents include:

Concerns of the activity in this residential neighborhood include: excessive amount of police activity, man disrobed yelling from up in a tree, searching through neighborhood with flashlights in search of a Group Home resident.

This type of activity leaves residents not only questioning the safety of the neighborhood, where children often enjoy riding bikes on a usually quiet street, but also the competence of the management of the facility. Residents also question the placement of the Group Home only a block from an elementary school. Confusion over the rights of the residents to voice these concerns for their safety and the safety of their neighborhood.

Chief Caggiano responds that he has been in contact with the management at facility, which is a Group Home for individuals with developmental disabilities (currently servicing 3 individuals). A contact person has been identified for concerned residents to contact directly. Clarifies a total of 21 total calls (from November 26, 2020 up through today): 1 false alarm, 1 public service, 1 welfare check, 18 medical calls.

Hercek discusses state sanctioned group home facilities, and further explains that these homes are not under Township jurisdiction. The Township is not required to be notified of these facilities and cannot deny occupancy. Peggy Jobson, Regional Director of this facility has offered to speak to residents to answer questions, and her contact information will be distributed to the residents of Dogwood Circle.

Attorney further advises that these types of group homes are governed and licensed by the State of New Jersey, Department of Community Affairs. The group homes have rules and guidelines from the State that they must comply with in order to operate. Research to be done to confirm the guidelines for complaints regarding these facilities for the Township residents, as well as the placement of this home's proximity to the school, and email to be sent to concerned residents for an update.

Deputy Mayor Cook reports that there are several group homes in the Township and in the State. Cooney confirms shared concern and prioritizing answers and communication for the Dogwood Circle residents.

Motion by Conklin second by Cook to close public portion

All in favor – Motion Carried

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Phone lines muted

RESOLUTION AUTHORIZING CONSENT AGENDA NO. 2021-CA07

Resolution 2021-111 Resolution of the Township of Montville, in the County of Morris, State of New Jersey, authorizing the release of the cash bond received for work performed at 6 Adams Way, Block 113, Lot 43.13

WHEREAS, the property owner, Shannon Rizzo, has requested a release of the cash bond submitted in connection with work being performed at 6 Adams Way Block 113, Lot 43.13, in the Township of Montville; and

WHEREAS, the Township Engineer has reviewed the request, performed an inspection of the work completed, and recommend by correspondence, dated March 22, 2021, that the cash bond held in connection with this project, in the amount of \$360, be released:

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Township Committee of the Township of Montville, County of Morris, and State of New Jersey, that it does hereby authorize that the cash bond held in connection with this project, which is in the amount of \$360.00, be released to the property owner.

This Resolution shall take effect immediately.

Resolution 2021-112 Resolution authorizing the issuance of a Warehouse Sale Permit to Westport Corporation

WHEREAS, Revised General Ordinance Chapter 295 requires the issuance of a permit by the Township of Montville for temporary or seasonal retail sales in warehouses; and

WHEREAS, Westport Corporation has filed an application and all fees for a warehouse sale permit; and

WHEREAS, the application filed by Westport Corporation conforms to the requirements of the Township Ordinance; and

WHEREAS, all safety guidelines and protocols will be followed; and

WHEREAS, the signage plan dated March 18, 2021 has been approved as follows: Six signs and one banner only. Signs may be placed from April 23 to May 8, 2021, and must be removed within 48 hours after last day of warehouse sale.

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 a warehouse sale permit be issued to Westport Corporation for the following dates: April 23 through May 8, 2021.

Resolution 2021-113 Resolution of the Township of Montville, County of Morris, State of New Jersey authorizing the Township to go out to bid for the Cliff Road Roadway Improvement Project

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WHEREAS, the Township of Montville has identified Cliff Road as a road in need of repairs and improvements; and

WHEREAS, the Township has undertaken a design to improve the drainage and roadway on Cliff Road; and

WHEREAS, the Township wishes to construct drainage and roadway improvements to Cliff Road as part of the roadway improvement project; and

WHEREAS, the project must be placed out for public 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 Cliff Road Roadway Improvement Project in the Township of Montville.

This Resolution shall take effect immediately.

Resolution 2021-114 Resolution authorizing the processing of certain tax sale certificate redemptions

BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, that the following tax sale certificate redemptions be processed by the department of Finance:

Block 182 Lot 2	
11 RT 46	
Allenby Homes Furnishers	
Lien Redemption Certificate #19-00030	\$84,612.60

To: USBank Cust Tower DB IX 2019-1

Resolution 2021-115 Resolution authorizing the issuance of a Solicitor/Peddler Permit for one year – Fouad Kojakali for the Trade Name Billy’s Ice Cream

WHEREAS, Revised General Ordinance Chapter 281 requires the issuance of a license by the Township of Montville for canvassing, soliciting, or peddling; and

WHEREAS, Fouad Kojakali, Billy’s Ice Cream, has filed an application and all necessary fees for a soliciting/peddling license for one year; and

WHEREAS, the application conforms to the requirements of the Township Ordinance and the Police Department has approved the application; and

WHEREAS, the Health Department has confirmed that the applicant was issued the necessary food license;

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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 a soliciting/peddling license for one year be issued to:

Fouad Kojakali, Billy's Ice Cream
71 Fayette Avenue, Wayne, NJ 07470

BE IT FURTHER RESOLVED that Montville Township's "No Solicitation List" as per Township Code Chapter 281-7 (E) be issued to said solicitor upon the issuance of permit.

BE IT FURTHER RESOLVED, that said solicitor is prohibited from operating in the following Township parks during periods when concessionaires authorized by the Township are operating: 86 River Road fields, Community Park on Changebridge Road, and Camp Dawson Park on Jacksonville Road.

Resolution 2021-116 Resolution of the Township of Montville, in the County of Morris, State of New Jersey, accepting a performance bond from Kokora Avenue, LLC, for work to be completed at Park Lane Estates, Block 51, Lot 30

WHEREAS, Kokora Avenue, LLC, the owner and developer of property known as Block 51, Lot 30, Park Lane Estates, is required to submit a performance bond to the Township of Montville for the completion of certain work as detailed on the engineer's cost estimate and in the Addendum to Developer's Agreement; and

WHEREAS, Kokora Avenue, LLC has submitted bond number 800102040 in the amount of \$254,135 representing the performance bond for the project and check number 1018 in the amount of \$28,237 representing the 10% cash bond amount; and

WHEREAS, the Township Engineer, Township Land Use Department and Township Attorney have reviewed the bonds submitted and have recommended their acceptance.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris, State of New Jersey, that the bonds stated above submitted by Kokora Avenue, LLC are hereby accepted. The Township Clerk is authorized and directed to forward a copy of this Resolution to the developer.

This Resolution shall take effect immediately.

Motion by Kayne second by Cook to adopt consent agenda resolutions, Resolution 2021-111 through Resolution 2021-116

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

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RESOLUTIONS

Motion by Conklin second by Kayne to adopt [Resolution](#) approving listing of bills and signing of checks for April 13, 2021

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

[Resolution 2021-117](#) Resolution authorizing the payment of the Fire District Tax Levies two times a year, 50% each time*

BE IT RESOLVED, by the Township Committee of the Township of Montville, County of Morris and State of New Jersey that the Director of Finance is directed to remit to the Fire Districts of Montville Township, 50% of the Fire District Tax Levies per the adopted Fire District budgets, pending their annual elections, as follows:

April 13, 2021

Fire District #1	Montville	\$284,757.00
Fire District #2	Towaco	\$406,247.50
Fire District #3	Pine Brook	\$300,917.00

BE IT FURTHER RESOLVED, by the Township Committee of the Township of Montville, County of Morris and State of New Jersey that the Director of Finance is directed to remit to the Fire Districts of Montville Township, the remaining 50% of the Fire District Tax Levies, per the adopted and approved Fire District budgets as follows, plus or minus any adjustment needed after final approval, pending the April 20, 2021 Fire District elections (*):

October 12, 2021

Fire District #1	Montville	\$284,757.00*
Fire District #2	Towaco	\$406,247.50*
Fire District #3	Pine Brook	\$300,917.00*

Motion by Cook second by Kayne to adopt Resolution 2021-117

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

[Resolution 2021-118](#) Resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the payment of a special meetings stipend for a Land Use Department staff member

WHEREAS, the Township of Montville employs Jane Mowles as the Secretary of the Planning Board and Board of Adjustment; and

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WHEREAS, Ms. Mowles is responsible for attending two meetings per month for the Planning Board and one meeting per month for the Board of Adjustment; and

WHEREAS, due to the abundance of applications pending before both Boards, numerous applicants have requested special meetings; and

WHEREAS, these special meetings are above and beyond Ms. Mowles' normal meeting schedule; and

WHEREAS, it was determined that Ms. Mowles could be compensated for these special meetings out of escrow funds; and

WHEREAS, Ms. Mowles is authorized to be paid a \$250 stipend per meeting for a maximum of four (4) special meetings using escrow funds.

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 Committee authorizes payment of a stipend to Jane Mowles as set forth above.

This Resolution will take effect immediately.

Motion by Kayne second by Cook to adopt Resolution 2021-118

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

Resolution 2021-119 Resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the purchase of a sewer pump for the River Road Pump Station large wet well under the North Jersey Wastewater Cooperative Pricing System Contract B195-2

WHEREAS, the Montville Township Sewer Department wishes to purchase a sewer pump for the River Road Pump Station Large Wet Well which will be installed directly as a front line pump; and

WHEREAS, Pumping Services, Inc. has a valid Contract through the North Jersey Wastewater Cooperative Pricing System – Contract #B195-2 for Xylem Flygt sewer pumps; and

WHEREAS, the Township's Director of the Water and Sewer Utilities recommends this purchase; and

WHEREAS, this purchase is permitted under N.J.S.A. 40A:11-11(5), the New Jersey Local Public Contracts Law which permits contracting units to participate in cooperative pricing systems; and

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

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey authorize the purchase of a Xylem Flygt 6" Sub Trash Pump 70HP sewer pump as part of the River Road Pump Station Large Wet

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Well for the Sewer Department under the North Jersey Wastewater Cooperative Pricing System Contract #B195-2.

BE IT FURTHER RESOLVED, the Township would like to purchase the pump as follows:

- Pumping Services, Inc.. - \$45,587.67 (North Jersey Wastewater Cooperative Pricing System Contract #B195-2, one (1) pump (Basic Price) at \$49,019 per pump less 7% discount)
- Pumping Services, Inc.. - \$1,202.49 (North Jersey Wastewater Cooperative Pricing System Contract #B195-2, one (1) FM Option at \$1,293 per option less 7% discount)
- TOTAL = \$46,790.16

and;

BE IT FURTHER RESOLVED that the Township's Chief Financial Officer has certified the availability of funds for this purchase.

BE IT FURTHER RESOLVED that the account to be used for this purchase is the following:

- #2020-12, Pumps, Comminutors, Meters, Etc., C-08-55-568-501, \$46,790.16

BE IT FURTHER RESOLVED that this resolution shall be available for public inspection in the office of the Township Clerk.

This Resolution shall take effect immediately.

Motion by Conklin second by Cook to adopt Resolution 2021-119

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

Resolution 2021-120 Resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the purchase of a sewer pump for the Valhalla Pump Station under the North Jersey Wastewater Cooperative Pricing System Contract B195-2

WHEREAS, the Montville Township Sewer Department wishes to purchase a sewer pump for the Valhalla Pump Station which will be installed directly as a front line pump; and

WHEREAS, Pumping Services, Inc. has a valid Contract through the North Jersey Wastewater Cooperative Pricing System – Contract #B195-2 for Xylem Flygt sewer pumps; and

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WHEREAS, the Township's Director of the Water and Sewer Utilities recommends this purchase; and

WHEREAS, this purchase is permitted under N.J.S.A. 40A:11-11(5), the New Jersey Local Public Contracts Law which permits contracting units to participate in cooperative pricing systems; and

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

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey authorize the purchase of a Xylem Flygt 4" Sub Trash Pump 5HP sewer pump as part of the Valhalla Pump Station for the Sewer Department under the North Jersey Wastewater Cooperative Pricing System Contract #B195-2.

BE IT FURTHER RESOLVED, the Township would like to purchase the pump as follows:

- Pumping Services, Inc.. - \$7,008.48 (North Jersey Wastewater Cooperative Pricing System Contract #B195-2, one (1) pump (Basic Price) at \$7,536 per pump less 7% discount)
- Pumping Services, Inc.. - \$733.77 (North Jersey Wastewater Cooperative Pricing System Contract #B195-2, one (1) FM Option at \$789 per option less 7% discount)
- TOTAL = \$7,742.25

and;

BE IT FURTHER RESOLVED that the Township's Chief Financial Officer has certified the availability of funds for this purchase.

BE IT FURTHER RESOLVED that the account to be used for this purchase is the following:

- #2020-12, Pumps, Comminutors, Meters, Etc., C-08-55-568-501, \$7,742.25

BE IT FURTHER RESOLVED that this resolution shall be available for public inspection in the office of the Township Clerk.

This Resolution shall take effect immediately.

Motion by Kayne second by Witty to adopt Resolution 2021-120

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

[Resolution 2021-121](#) Resolution authorizing a tonnage grant application

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WHEREAS, The Mandatory Source Separation and Recycling Act, P.L.1987, c.102, has established a recycling fund from which tonnage grant may be made to municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, it is the intent and the spirit of the Mandatory Source Separation and Recycling Act to use the tonnage grants to develop new municipal recycling programs and to continue and to expand existing programs; and

WHEREAS, The New Jersey Department of Environmental Protection has promulgated recycling regulations to Implement the Mandatory Source Separation and Recycling Act; and

WHEREAS, The recycling regulations impose on municipalities certain requirements as a condition for applying for tonnage grants, including but not limited to, making and keeping accurate, verifiable records of materials collected and claimed by the municipality; and

WHEREAS, a resolution authorizing this municipality to apply for the 2020 Recycling Tonnage Grant will memorialize the commitment of this municipality to recycling and to indicate the assent of the Township Committee to the efforts undertaken by the municipality and the requirements contained in the Recycling Act and recycling regulations; and

WHEREAS, Such a resolution should designate the individual authorized to ensure the application is properly completed and timely filed.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris and the State of New Jersey, that the Township of Montville hereby endorses the submission of the recycling tonnage grant application to the New Jersey Department of Environmental Protection and designates Victor M. Canning to ensure that the application is properly filed; and

BE IT FURTHER RESOLVED that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.

Motion by Kayne second by Cook to adopt Resolution 2021-121

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

Resolution 2021-122 Tax Identification Statement

WHEREAS, The Recycling Enhancement Act, P.L.2007, chapter 311, has established a recycling fund from v municipalities in order to encourage local source separation and recycling programs; and

WHEREAS, There is levied upon the owner or operator of every solid waste facility (with certain exceptions) a recycling tax of \$3.00 per ton on all solid waste accepted for disposal or transfer at the solid waste facility.

WHEREAS, Whenever a municipality operates a municipal service system for solid waste collection, or provides for regular solid waste collection service under a contract awarded pursuant to the “Local Public Contracts Law”, the amount of grant

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monies received by the municipality shall not be less than the annual amount of recycling tax paid by the municipality except that all grant moneys received by the municipality shall be expended only for its recycling program.

NOW THEREFORE BE IT RESOLVED by the Township Committee of the Township of Montville that the Township of Montville hereby certifies a submission of expenditure for taxes paid, pursuant to P.L.2007, chapter 311, in 2020 in the amount of \$29,625.99. Documentation supporting this submission is available at the Township of Montville Municipal Building, 195 Changebridge Road, Montville, NJ 07045 and shall be maintained for no less than five years from this date.

Motion by Conklin second by Witty to adopt Resolution 2021-122

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

Resolution 2021-123 Resolution of the Township of Montville, County of Morris, State of New Jersey authorizing the award of a contract for the Solid Waste and Recyclable Collection Services to Suburban Disposal

WHEREAS, pursuant to authorization by the Mayor and Township Committee of the Township of Montville, the Township received sealed competitive bids for Solid Waste and Recyclable Materials Collection Service; and

WHEREAS, one (1) sealed bid was received and opened on April 9, 2021, in accordance with the bid specifications:

- Option 1 – Solid Waste; Option 2 – Bulk Waste;
- Option 3 – Designated Recyclables; Option 4 – Vegetative Waste

6.8.1 Collection Option	1 Year Bid (Diesel)	2 Year Bid (Diesel)	5 Year Bid (Diesel)	1 Year Bid (Natural Gas)	2 Year Bid (Natural Gas)	5 Year Bid (Natural Gas)
1-A(1)	\$936,000	\$1,894,000	\$4,915,000	\$936,000	\$1,894,000	\$4,915,000
1-A(2)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)
1-A(3)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)
1-B(1)	\$10,000	\$20,000	\$50,000	\$10,000	\$20,000	\$50,000
2-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)	Included in 1-A(1)
2-A(2)	Included in 1-A(2) & 1-A(3)	Included in 1-A(2) & 1-A(3)	Included in 1-A(2) & 1-A(3)	Included in 1-A(2) & 1-A(3)	Included in 1-A(2) & 1-A(3)	Included in 1-A(2) & 1-A(3)
2-B (1)	\$4,500	\$9,000	\$22,500	\$4,500	\$9,000	\$22,500
3-A(1)	\$510,000	\$1,049,000	\$2,847,000	\$510,000	\$1,049,000	\$2,847,000

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3-A(2)	Included in 3-A(1)	Included in 3-A(1)	Included in 3-A(1)	Included in 3-A(1)	Included in 3-A(1)	Included in 3-A(1)
3-B	\$10,000	\$20,000	\$50,000	\$10,000	\$20,000	\$50,000
4-A(1)	\$290,000	\$614,000	\$1,615,000	\$290,000	\$614,000	\$1,615,000
4-A(2)	Included in 4-A(1)	Included in 4-A(1)	Included in 4-A(1)	Included in 4-A(1)	Included in 4-A(1)	Included in 4-A(1)

; and

WHEREAS, said bid has been duly reviewed and analyzed by the Montville Township Attorney and Township Administration; 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 Suburban Disposal Inc. as listed above 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 purchase.

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 two-year contract under the two-year bid Natural Gas collection option per the bid specifications, to Suburban Disposal Inc., 54 Montesano Road, Fairfield, New Jersey 07004, for the provision of Solid Waste and Recyclable Materials Collection Services in accordance with the bid specifications at the pricing set forth in its bid proposal and listed above.

2. The Mayor and Township Clerk are hereby authorized and directed to execute a two-year contract with Suburban Disposal Inc. in accordance with its bid for the provision of Solid Waste and Recyclable Collection Services in an amount not to exceed \$3,606,000.

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

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

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

2021 – 8 months 5/1/2021-12/31/2021:

2021 - Solid Waste Collection	1-01-26-305-255	\$ 1,170,334.00
2021 -Solid Waste Collection BOE	1-01-42-320-255	\$ 6,666.00
Recycling Tonnage Grant	0-01-41-701-301	\$ <u>25,000.00</u>
		\$ 1,202,000.00

2022 – 12 Months 1/1/2022-12/31/2022:

2022 - Solid Waste Collection	2-01-26-305-255	\$ 1,763,500.00
2022- Solid Waste Collection BOE	2-01-42-320-255	\$ 14,500.00

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Recycling Tonnage Grant	1-01-41-701-301	\$ 25,000.00
		\$ 1,803,000.00
<u>2023 – 4 Months 1/1/2023-4/30/23:</u>		
2023 - Solid Waste Collection	3-01-26-305-255	\$ 596,167.00
2023 - Solid Waste Collection BOE	3-01-42-320-255	\$ 4,833.00
		\$ 601,000.00
Grand Total – 2 years		\$ 3,606,000

This Resolution will take effect immediately.

Motion by Cook second by Conklin to adopt Resolution 2021-123

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

Resolution 2021-124 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 (2) years at a rate of \$64,500 per year as set forth in the Agreement attached hereto.

This Resolution shall take effect immediately.

Motion by Kayne second by Witty to adopt Resolution 2021-124

Roll Call: Yes – Kayne, Witty, Cook, Conklin, Cooney No – 0

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REVIEW OF MEETING ACTION ITEMS

Administration

Repost of social media for upcoming recycle event

Administration & Attorney

Research NJ DCA guidelines for Group Home facilitation and complaint process, and communicate findings with concerned Dogwood Circle Residents

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

Contract Negotiations

Block 125.12 Lots 21 & 22

Litigation

Rachel Gardens vs. Montville Township

Personnel

None

Attorney-Client Privilege/Potential Litigation

None

Motion by Cook second by Kayne to adopt Closed Executive Session Resolution and move into closed session

All in favor – Motion carried

Time 7:56pm

Mayor noted that no action will be taken after closed session

CLOSED SESSION

Motion by Conklin second by Cook to ADJOURN

All in favor – Motion carried

ADJOURNMENT at 8:27pm

Next Regular Meeting: April 27, 2021, 7pm

Approved:
Montville Township Committee

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes - Tuesday, April 13, 2021

Stacy Sullivan-Gruca, Township Clerk

Frank W. Cooney, Mayor