

REGULAR MEETING OF MONTVILLE TOWNSHIP COMMITTEE
Meeting Minutes July 20, 2021

7:00pm – PUBLIC SESSION

Statement of Open Public Meetings Act Compliance read by Mayor

In accordance with the Open Public Meetings Act, adequate notice of this meeting has been provided by mailing, emailing and/or faxing notice to the Daily Record and the Citizen newspapers, posting notice on the Township website and posting notice on the bulletin boards of the Municipal Building, 195 Changebridge Road, Montville, NJ 07045, and sending notice to those individuals requesting same.

Roll Call Township Committee

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

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

Prayer by Committeewoman Witty

Pledge of Allegiance lead by Montville Police Explorers Post 805

Mayor announces that a donation will be given to the Montville Police Explorers Post 805 in support of the program

PROCLAMATIONS

Gun Violence Awareness

Police Department Appreciation

PD ACCREDITATION

Chief Caggiano introduces Harry Delgado from the State Chiefs Association.

Mr. Delgado recognizes and commends Montville Township Police Department on its third accreditation achievement. Only 8% of the agencies attain their third-time accreditation. The rigorous process takes three years, and the criteria is based on over 200 established State and National standards. This program enhances best practices, assures professionalism, engages self-improvement among Law Enforcement staff and has proven to be fiscally advantageous in many ways.

It is anticipated that the Montville Township's Police Department Communication Center will be accredited as well and join an exclusive group being on the third agency, out of 565 total agencies, in New Jersey with an accredited Communication Center.

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Caggiano thanks officers and staff, also extends the Department's appreciation to Township Committee and Administration for their support.

APPROVAL OF MEETING MINUTES

June 22, 2021 Township Committee Regular Meeting Minutes
June 22, 2021 Township Committee Closed Executive Session Meeting Minutes
July 7, 2021 Township Committee Special Meeting Minutes

Motion by Cook second by Witty to approve the above listed minutes

All in favor – Motion carried

PUBLIC HEARING ON ORDINANCE FOR FINAL ADOPTION

Ordinance 2021-16 Bond Ordinance providing for various capital improvements in and by the Township of Montville, in the County of Morris, New Jersey, appropriating \$1,577,000 therefor and authorizing the issuance of \$1,107,000 bonds or notes of the Township to finance part of the cost thereof

Motion by Cook second by Conklin to open public hearing on Ordinance 2021-16

All in Favor - Motion Carried

No Public Comments

Motion by Conklin second by Cook to close public hearing on Ordinance 2021-16

All in Favor - Motion Carried

Motion by Cook second by Conklin to adopt Ordinance 2021-16

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

Ordinance 2021-17 Bond Ordinance providing for various improvements to the Water Utility in and by the Township of Montville, in the County of Morris, New Jersey authorizing the issuance of \$1,222,374 bonds or notes of the Township to finance part of the cost thereof

Motion by Kayne second by Witty to open public hearing on Ordinance 2021-17

All in Favor - Motion Carried

No Public Comments

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Motion by Kayne second by Witty to close public hearing on Ordinance 2021-17

All in Favor - Motion Carried

Motion by Witty second by Kayne to adopt Ordinance 2021-17

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

Ordinance 2021-18 Bond Ordinance providing for various improvements to the Sewer Utility in and by the Township of Montville, in the County of Morris, New Jersey, appropriating \$628,500 therefor and authorizing the issuance of \$523,500 bonds of notes of the Township to finance part of the cost thereof

Motion by Kayne second by Conklin to open public hearing on Ordinance 2021-18

All in Favor - Motion Carried

No Public Comments

Motion by Kayne second by Cook to close public hearing on Ordinance 2021-18

All in Favor - Motion Carried

Motion by Witty second by Cook to adopt Ordinance 2021-18

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

REPORTS

Administrator's Report

COVID cases: 5 new cases / 0 cleared cases / 6 current cases / 1703 total cases to date / 1697 total cleared cases to date

Attorney report

Updates for Executive Session

Township Committee liaison reports and comments

Cook

Board of Adjustment – Monarch Assisted Living Application voted down 5 to 2

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Recreation – Summer Concert Series continues throughout August on Tuesdays at 7:00pm, rain dates Thursdays / Amphitheater structure is due to be delivered in August

Conklin

HPRC – meeting 8/26/2021, new member being considered tonight on Resolution 2021-201

Kayne

Altice – In response to Altice’s poor or missing responses to the BPU’s list of questions, the Township has filed an objection, as well as a request to release all information submitted. As a result, the Deputy Attorney General’s Office is prepared to draft agreement to provide Montville and other communities the ability to review the redacted information submitted by Altice. Township Attorneys reviewing the agreement to be sure it reflects the Township’s best interests. Notice has been received of a Township upgrade by Altice of “Fiber to Home” this year, specific dates and details not given, Township will continue to follow up.

Witty

Open Space – public hearing on Open Space and Recreation Plan Update at the August 12, 2021 Planning Board meeting

DAC/Municipal Alliance – looking for members

VFW – planning 20th Anniversary 9/11 Event with the Township

Board of Health – public hearing on a Food Truck Ordinance on August 9, 2021 meeting

Senior House – questions the re-opening time frame

UNFINISHED BUSINESS

None

NEW BUSINESS

None

ORDINANCE INTRODUCTIONS

None

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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

No Public Comments

Motion by Cook second by Witty to close public portion

All in favor – Motion Carried

RESOLUTION AUTHORIZING CONSENT AGENDA NO. 2021-CA12

Resolution 2021-197 Resolution accepting resignation of the Township of Montville Dog Advisory Committee member – Melissa McCutcheon and Historic Preservation Review Commission and Board of Adjustment member – Owen T. Weaver

BE IT RESOLVED, By the Township Committee of Montville that Dog Park Advisory Committee member Melissa McCutcheon's resignation is accepted with regret as of June 25, 2021; Historic Preservation Review Commission and Board of Adjustment member Owen T. Weaver's resignation with regret as of July 12, 2021; and Design Review Committee member Robert Panza's resignation with regret as of July 13, 2021.

Resolution 2021-198 Resolution authorizing competitive contracting for police off-duty detail management services

WHEREAS, P.L. 1999, c.440 amended the Local Public Contracts Law and created a new category of contracting called Competitive Contracting; and

WHEREAS, N.J.S.A. 40A:11-4.3(a) requires that in order to initiate competitive contracting, the governing body shall pass a resolution authorizing the use of competitive contracting each time specialized goods and services enumerated in 40A-4.1 are desired to be contracted; and

WHEREAS, N.J.S.A. 40A:11-4.3(b) requires that the competitive contracting process shall be administered by a purchasing agent qualified pursuant to N.J.S.A. 40A:11-9, or by legal counsel of the contracting unit, or by an administrator of the contracting unit; and

WHEREAS, the Division of Local Government Services has reviewed the Township's June 29, 2021 correspondence requesting authorization to procure police off-duty detail management services through competitive contracting and has approved the Township's request in a letter dated June 30, 2021.

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NOW, THEREFORE BE IT RESOLVED, that the Township Administration be and is hereby authorized to initiate competitive contracting for police off-duty detail management services.

Resolution 2021-199 Resolution authorizing the renewal of liquor licenses 2021-2022

WHEREAS, applications have been filed online by holders of liquor licenses within the Township of Montville seeking renewal for the period July 1, 2021 – June 30, 2022; and

WHEREAS, the applications have been reviewed by the office of the Township Clerk, Health Officer, Chief of Police; and the Fire Districts; and

WHEREAS, all fees have been paid and the licenses have met the requirements for license renewal;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, County of Morris and State of New Jersey, that the following liquor licenses are renewed for the years 2021 through 2022, effective 07/01/21 – 06/30/22:

- 1421-33-013-004 Black Rabbit Saloon, Inactive License
- 1421-32-003-006 OKCF, Inc. t/a Stuffed Olive, ABC Pocket License

Resolution 2021-200 Resolution approving a block party on York Street at Westminster Avenue and Montgomery Avenue – September 25, 2021 (revised date)

WHEREAS, the Township of Montville has received a request to revise the dates for previously approved neighborhood block party to be held on Saturday, September 25, 2021 (rain date on September 26, 2021), on York Street at Westminster Avenue and Montgomery Avenue in Montville; and

WHEREAS, the Township Committee has reviewed the request and approved of the request.

WHEREAS, the applicant has been instructed to be in contact with the Police Department regarding any road closures; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, County of Morris and State of New Jersey, that the request for a block party on Saturday, September 25, 2021 (rain date on September 26, 2021), on York Street at Westminster Avenue and Montgomery Avenue in Montville is hereby approved. Access must be allowed for emergency vehicles should the need arise and any barricades or cones which are placed on the roadway must be removed if required.

Resolution 2021-201 Appointments to boards

RESOLVED, that the Township Committee make the following Board and Commission appointments:

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BOARD OF ADJUSTMENT:

Ray Giordano – move from Alternate #2 to Alternate #1, unexpired term ending 01/01/2023

HISTORIC PRESERVATION REVIEW COMMISSION:

Michele Sloane – move from Alternate #1 to full member, unexpired term ending 01/01/2025
Christopher Fuller – appoint as full member, unexpired term ending 01/01/2023

Resolution 2021-202 Resolution of the Township of Montville, County of Morris and State of New Jersey, approving and authorizing a Developer's Agreement between the Township of Montville and Mutts on Main Real Estate, LLC

WHEREAS, Mutts on Main Real Estate, LLC obtained conditional preliminary and final major site plan approval with attendant variances, waivers and soil movement permission, for property known as 235 Main Road, Block 59, Lot 11, which approvals were memorialized by Resolution of the Township of Montville Board of Adjustment and incorporated into the Developer's Agreement by reference; and

WHEREAS, Mutts on Main Real Estate, LLC is proceeding with such approvals in accordance with the applicable ordinances, rules and regulations of the Township and its agencies; and

WHEREAS, Mutts on Main Real Estate, LLC and the Township desire to enter into an agreement setting forth the rights, duties and obligations of the parties in connection with the approvals received; and

WHEREAS, the Township and Mutts on Main Real Estate, LLC have negotiated an acceptable Developer's Agreement.

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:

1. The Mayor and Township Clerk are hereby authorized and directed to execute the attached Developer's Agreement between the Township of Montville and Mutts on Main Real Estate, LLC.
2. A copy of this resolution shall be provided to the Township Planning Department and Mutts on Main Real Estate, LLC, for their information and guidance.
3. A copy of the Developer's Agreement shall remain on file in the Township Clerk's office and available for public inspection.

This Resolution shall take effect immediately.

Resolution 2021-203 Resolution of the Township of Montville, in the County of Morris, State of New Jersey, accepting a Safety and Stabilization Bond from Mutts on Main Real Estate, LLC for work to be completed at 235 Main Road, Block 59, Lot 11

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WHEREAS, Mutts on Main Real Estate, LLC, the owner and developer of property known as Block 59, Lot 11, 235 Main Road, is required to submit a safety and stabilization bond to the Township of Montville for the project as detailed on the engineer's cost estimate in the amount of \$7,319; and

WHEREAS, Mutts on Main Real Estate, LLC has submitted check number 1047 in the amount of \$7,319 representing the safety and stabilization bond for Phase II of the project; and

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

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 bond stated above submitted by Mutts on Main Real Estate, LLC is hereby accepted. The Township Clerk is authorized and directed to forward a copy of this Resolution to Mutts on Main Real Estate, LLC.

This Resolution shall take effect immediately.

Resolution 2021-204 Resolution of the Township of Montville, County of Morris and State of New Jersey, authorizing property maintenance work to be completed by the Township of Montville Department of Public Works to place the premises at 19 Montgomery Avenue in conformance with the Property Maintenance Ordinance

WHEREAS, there is in existence within the Township of Montville a property located at 19 Montgomery Avenue, designed on the Montville Township Tax Map as Block 125.13, Lot 5 (the "Property"); and

WHEREAS, the Property has not been maintained in compliance with the Township's Property Maintenance Ordinance; and

WHEREAS, a Notice of Violation was served on June 25, 2021 requiring compliance; and

WHEREAS, a Notice of Lien was posted upon the front door of the Property and mailed to the property owner on July 6, 2021 requiring compliance on July 16, 2021; and

WHEREAS, to date, the property maintenance violations have not been abated; and

WHEREAS, the Township Property Maintenance Ordinance, §287-33, permits the Township to abate property maintenance violations, the costs of which are to be a lien against the Property; and

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WHEREAS, the Township's General Supervisor of the Department of Public Works has performed an inspection of the Property and provided a cost estimate of the work necessary to bring the Property up to Code; and

WHEREAS, the cost estimate for the work on the Property totals \$445.95 as follows:

Lawn Mower Operator x 3 hours	\$35.32/hour	\$105.96
Weed Wacker/Blower x 3 hours	\$28.27/hour	\$ 84.81
Weed Wacker/Blower X 3 hours	\$25.06/hour	\$ 75.18
<u>Equipment X 3 hours:</u>	<u>\$60.00/hour</u>	<u>\$180.00</u>
Total:		\$445.95

; and

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey that if the Property is not timely remediated by the property owner, the Township Administration and Department of Public Works is hereby authorized to perform work on the property located at 19 Montgomery Avenue pursuant to the report of the Director of Public Works, attached hereto, in the amount not to exceed \$445.95, said amount to become a lien against the property, in order to remediate the property maintenance violations.

This Resolution shall take effect immediately.

Resolution 2021-205 Resolution authorizing the hiring of Robert Vogt as a Class III Special Law Enforcement Officer (SLEO III) for the Township of Montville, County of Morris and State of New Jersey

WHEREAS, on November 30, 2016, Governor Chris Christie signed into law P.L. 2016, c. 68 which established Class III Special Law Enforcement Officers (SLEO IIIs) for retired law enforcement officers under 65 years of age to provide security in public and nonpublic schools and county colleges; and

WHEREAS, the Township of Montville wishes to hire Robert Vogt as a Class III Special Law Enforcement Officer for the 2021/2022 school year; and

WHEREAS, the Township has determined that Mr. Vogt meets all of the eligibility requirements of the position.

NOW, THEREFORE BE IT RESOLVED, by the Township Committee of the Township of Montville, County of Morris, State of New Jersey, that the appointment of Robert Vogt as a Class III Special Law Enforcement Officer for the Township of Montville as described hereinabove be and is hereby authorized.

This Resolution shall take effect immediately.

Resolution 2021-206 Resolution authorizing execution of a Shared Services Agreement between the Township of Montville and the Montville Township Board of Education to provide a School Resource Officer (SRO) for the 2021/2022 School Year

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WHEREAS, pursuant to N.J.S.A. 40A:65-1 *et seq.*, municipalities and local boards of education may enter into agreements for shared services with other municipalities and local boards of education to provide or receive any service that the local unit participating in the agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the agreement must comply with the requirements of N.J.S.A. 40A:65-7 and specify the services to be performed under the agreement, procedures for payment, and assignment and allocation of responsibility for meeting standards between and among the parties; and

WHEREAS, the Township of Montville and the Montville Township Board of Education desire to join together to provide a School Resource Officer (SRO) for the 2021/2022 School Year pursuant to the attached Shared Service Agreement; and

WHEREAS, the Township of Montville desires to enter into an Agreement with the Montville Township Board of Education for the purpose of setting forth the terms and conditions regarding the assignment of the School Resource Officer ("SRO") for the 2021/2022 School Year.

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

1. The Mayor is authorized to execute and the Township Clerk to attest to the Shared Services Agreement between the Township of Montville and the Montville Township Board of Education to provide a School Resource Officer (SRO) for the Montville Township School District.
2. A copy of said Agreement will be kept on file within the Township Clerk's Office.
3. No compensation will be due from the Montville Township Board of Education to the Township during the 2021/2022 school year for the services of the SRO.
4. All terms and conditions are in accordance with the attached Shared Services Agreement.
5. Certified copies of this resolution shall be forwarded to the Department of Community Affairs/Division of Local Government Services (DLGS), the Montville Township Board of Education, Superintendent of Schools, School Administrator, Township Administrator, CFO, Chief of Police, Personnel Department and any other interested parties.

This Resolution shall take effect immediately.

[Resolution 2021-207](#) Resolution of the Township of Montville, County of Morris, State of New Jersey authorizing the publication of bid specifications for the purchase of a front end loader

WHEREAS, the Township of Montville is in need of a new front end loader to replace the existing loader which is no longer operative because of the age of the machine; and

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WHEREAS, it is necessary for the Township to publish bid specifications for the purchase.

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 Administrator is hereby authorized to publish bid specifications for the purchase of a new front end loader.

This Resolution shall take effect immediately.

Resolution 2021-208 Resolution authorizing the renewal of liquor license 2021-2022

WHEREAS, applications have been filed online by holders of liquor licenses within the Township of Montville seeking renewal for the period July 1, 2021 – June 30, 2022; and

WHEREAS, the applications have been reviewed by the office of the Township Clerk, Health Officer, Chief of Police; and the Fire Districts; and

WHEREAS, all fees have been paid and the licenses have met the requirements for license renewal;

WHEREAS, the licensee has received a special ruling from the Director or the Division of Alcoholic Beverage Control on July 12, 2021 approving the renewal for the 2021-2022 license term;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, County of Morris and State of New Jersey, that the following liquor license is renewed for the years 2021 through 2022, effective 07/01/21 – 06/30/22:

1421-32-014-009 Janlu LLC, t/a Red Barn Liquors, ABC Pocket License

Motion by Witty second by Cook to adopt consent agenda resolutions, Resolution 2021-197 through Resolution 2021-208

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

RESOLUTIONS

Motion by Kayne second by Conklin to adopt **Resolution** approving listing of bills and signing of checks for July 20, 2021

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

Resolution 2021-209 Resolution of the Township of Montville, County of Morris and State of New Jersey, authorizing the execution of an agreement in settlement of a claim by a resident with respect to water service

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WHEREAS, the Township received a claim by a resident relating to a water main break and expense incurred as a result thereof related to the property known as 19 Indian Lane; and

WHEREAS, the Administration has reviewed this matter and finds it is in the best interest of the Township to settle this claim.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey, the payment of \$613.09 to the property owner of 19 Indian Lane with respect to a claim relating to water service is hereby authorized.

This Resolution shall take effect immediately.

Motion by Conklin second by Cook to adopt Resolution 2021-209

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

Resolution 2021-210 Resolution providing for the appointment of school traffic guards and setting the conditions of employment in the Township of Montville

WHEREAS, the Township of Montville employs school traffic guards to assist children in safely crossing the street on their way to and from school; and

WHEREAS, the Police Chief of Montville Township appoints traffic guards as he may deem necessary and within the limits of the funds that are available in the budgetary appropriation for the Police Department; and

WHEREAS, School Traffic Guards are governed by the Police Department's Adult School Crossing Guards policy, Volume 2, Chapter 28, as well as N.J.A.C. 40A:9-154.1; and

WHEREAS, School Traffic Guards are 10-month employees who are reappointed each year.

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 Police Chief are hereby authorized to move forward with the appointment of School Traffic Guards; and

NOW, THEREFORE BE IF FURTHER RESOLVED, the terms and conditions of employment for School Traffic Guards shall be as follows:

1. School Traffic Guards will accrue one (1) hour of sick leave time per thirty (30) hours worked, with a cap of forty (40) hours per year and not subject to payout for any unused sick time.
2. School Traffic Guards are not entitled to holiday, vacation, or personal time.
3. The 2021 hourly rate for the position of School Traffic Guard is from \$12.00 (minimum) up to \$20.00 (maximum).

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4. School Traffic Guards receive annual percentage hourly rate increases based on the percentage increase afforded non-union employees.
5. The Township will provide School Traffic Guards with the following equipment: one (1) Stop Sign, one (1) Traffic Vest, one (1) Winter Jacket, one (1) Set of Gloves, one (1) Baseball Hat, and one (1) Wool Hat.
6. School Traffic Guards are required to provide a sales receipt for all equipment purchased and seek the approval of the Police Chief when equipment needs replacement.
7. School Traffic Guards will be paid for three (3) hours per day, with the exception of one traffic guard who works two posts for a total of five and three-quarters (5.75) hours per day.
8. Substitute School Traffic Guards will be paid for three (3) hours per day when they are working.
9. The maximum number of hours a School Traffic Guard can work each week is 29 hours, and the schedule assignments are at the discretion of the Police Chief or his designee.
10. The Township reserves the right to make changes to the hours on duty of school traffic guards for the 2021-2022 school year based on COVID-19 restrictions.

This Resolution shall take effect immediately.

Motion by Cook second by Kayne to adopt Resolution 2021-210

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

[Resolution 2021-211](#) Resolution requesting approval of items of Revenue and Appropriation NJS 40A:4-87 (Covid-19 Vaccination – Supplemental Funding 2022)

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

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NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$25,000, which is now available from the State of New Jersey Department of Health Covid-19 Vaccination - Supplemental Funding Grant with a grant period of 7/1/21 through 6/30/23.

BE IT FURTHER RESOLVED, that the like sum of \$25,000 is hereby appropriated under the caption Covid-19 Vaccination - Supplemental Funding Grant; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the State of New Jersey Department of Health Grant Award in the amount of \$25,000.

Motion by Witty second by Cook to adopt Resolution 2021-211

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

Resolution 2021-212 Resolution to establish a reserve for preliminary expenses – Municipal Building Upgrades and Renovations project

WHEREAS, the Township Committee of the Township of Montville hereby acknowledges the requirement of preliminary costs to determine the scope and cost of a proposed undertaking. The purpose of the preliminary costs are for upgrades and renovations to the Municipal Building to provide a safe and secure workplace and that the amount to be charged is for the purpose for which bonds may be issued under Chapter 2 of Title 40A

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville that the amount appropriated for preliminary costs shall not exceed \$10,000.00 and the Chief Financial Officer is authorized to set up a reserve for preliminary expenses out of the Capital Improvement Fund of the General Capital Fund.

Motion by Conklin second by Witty to adopt Resolution 2021-212

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

Resolution 2021-213 Resolution of the Township of Montville, County of Morris and State of New Jersey, authorizing the award of a Professional Services Contract without competitive bidding to Marjorie B. Roller, architect to perform architectural services for Montville Township

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WHEREAS, there exists a need for architectural services to be rendered to the Township of Montville as it relates to upgrades and renovations to the Municipal Building to provide a safe and secure workplace; and

WHEREAS, the Township wishes to retain Marjorie B. Roller, Architect, to perform such services; and

WHEREAS, the maximum amount for services under this contract shall not exceed a total of \$5,100; 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 Marjorie B. Roller, Architect 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. Marjorie B. Roller, Architect shall provide architectural services to the Township as set forth in its proposal of July 13, 2021.

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 Marjorie B. Roller, Architect, 9 Brookview Road, Boonton Township, New Jersey 07005, for their information and guidance.

Section 5. The account to be used for these services is as follows:
Reserve for Preliminary Expenses out of the Capital Improvement Fund
of the General Capital Fund; not to exceed \$5,100

This Resolution shall take effect immediately.

Motion by Cook second by Kayne to adopt Resolution 2021-213

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

[Resolution 2021-214](#) Resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the award of a contract for the replacement of the chillers at the Township Municipal Building to Central Pack Engineering Corp.

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WHEREAS, pursuant to authorization by the Mayor and Township Committee of the Township of Montville, the Township received sealed competitive bids for the Replacement of the Chillers at the Township Municipal Building; and

WHEREAS, four (4) sealed bids were received and opened on July 13, 2021, in accordance with the advertised date for acceptance of bids from the following vendors:

- (1) Central Pack Engineering Corp.; Total Bid Price \$418,900.00
- (2) Benmar Air Conditioning, L.L.C.; Total Bid Price \$478,000.00
- (3) K & D Contractors, LLC; Total Bid Price \$566,500.00
- (4) C. Dougherty & Co., Inc.; Total Bid Price \$583,000.00

; and

WHEREAS, said bids have been duly reviewed and analyzed by the Montville Township Attorney and Township Engineer; 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 the low bidder Central Pack Engineering Corp. in the amount of \$418,900.00 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 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 as follows:

1. The Township Committee hereby awards a contract to Central Pack Engineering Corp., 359 Green Pond Road, Hibernia, NJ, 07842 for the Replacement of the Chillers at the Township Municipal Building in accordance with the bid specifications in the total amount of \$418,900.00.

2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Central Pack Engineering Corp. in accordance with its bid for the Replacement of the Chillers at the Township Municipal Building.

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 this project are as follows:

2020-18 Fac: HVAC Replacement Muni Bldg; C-04-56-147-012: \$370,110.00
2021-13 Reapp-Fac: Replace HVAC Muni Bldg; C-04-56-152-001; \$48,790.00

This Resolution will take effect immediately.

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Motion by Kayne second by Cook to adopt Resolution 2021-214

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

Resolution 2021-215 Resolution of the Township of Montville, County of Morris and State of New Jersey, authorizing the award of a Professional Veterinary Services Contract without competitive bidding to West Caldwell Animal Hospital to perform veterinary services for Montville Township

WHEREAS, there exists a need for veterinary services to be rendered to the Township of Montville; and

WHEREAS, the Township wishes to retain West Caldwell Animal Hospital to perform such services; and

WHEREAS, the maximum amount for services under this contract shall not exceed a total of \$8,000; 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 West Caldwell Animal Hospital 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. The West Caldwell Animal Hospital shall provide veterinary services to the Township as set forth in its proposal of June 24, 2021.

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 West Caldwell Animal Hospital, 706 Bloomfield Avenue, West Caldwell, New Jersey 07006, for their information and guidance.

Section 5. The account to be used for these services is as follows:
Professional Fees; T-12-56-850-227; not to exceed \$8,000

This Resolution shall take effect immediately.

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Motion by Witty second by Kayne to adopt Resolution 2021-215

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

Resolution 2021-216 Resolution of the Township of Montville, County of Morris and State of New Jersey, authorizing the award of contract to CBG Communications, Inc. to provide technical review and audit consulting services for Montville Township

WHEREAS, there exists a need for technical review and audit consulting services in connection with the complaint filed with the BPU against Altice; and

WHEREAS, the Township wishes to retain CBG Communications, Inc. to perform such services; and

WHEREAS, the maximum amount for the proposed services under this contract shall not exceed \$15,000.00; and

WHEREAS, funds are available for this purpose.

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 Mayor and Township Clerk are hereby authorized and directed to execute an agreement with CBG Communications, Inc. for technical review and audit consulting services in connection with the complaint filed with the BPU against Altice.

Section 2. CBG Communications, Inc. shall provide technical review and audit services to the Township as set forth in its proposal of June 22, 2021.

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 CBG Communications, Inc., 404-408 Main Street, Suite 501, Boonton, New Jersey 07005, for their information and guidance.

Section 5. The account to be used for these services is as follows:
Miscellaneous Litigation; 1-01-20-155-277; not to exceed \$15,000

This Resolution shall take effect immediately.

Motion by Cook second by Conklin to adopt Resolution 2021-216

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

Resolution 2021-217 Resolution of the Township of Montville, County of Morris and State of New Jersey authorizing a change to the Professional Services Agreement between the

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Township and GZA GeoEnvironmental, Inc. for professional asbestos-containing materials evaluation services

WHEREAS, pursuant to Resolution 2021-132, the Township entered into an agreement with GZA GeoEnvironmental, Inc. to perform professional geotechnical engineering and environmental engineering asbestos-containing materials services in connection with the Redevelopment Project at 16 Route 46 West in Montville Township; and

WHEREAS, as a result of the evaluation performed by GZA GeoEnvironmental, Inc. significantly more potential asbestos-containing materials were collected than originally estimated; and

WHEREAS, it has been determined that an increase of \$1,500.00 to the contract amount is necessary to perform the material analysis as required; and

WHEREAS, by Change Order dated June 28, 2021, the Township was advised of said increase in cost; 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:

The change to the contract amount is hereby approved in the contract between the Township of Montville and GZA GeoEnvironmental, Inc. as follows:

Original Contract:	\$6,050.00
Change	<u>\$1,500.00</u>
 New Contract Total:	 \$7,550.00

NOW, THEREFORE, BE IT FURTHER RESOLVED that the account to be used for these services is as follows:

P20-10: 12 Route 46/Paul Miller Escrow; not to exceed \$1,500

This Resolution will take effect immediately.

Motion by Cook second by Conklin to adopt Resolution 2021-217

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

Resolution 2021-218 Resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the purchase of a grinder for the Sewer Department under the North Jersey Wastewater Cooperative Pricing System Contract B195-2, Section 761

WHEREAS, the Montville Township Sewer Department wishes to purchase a grinder as part of the Manchester Pump Station Upgrades; and

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WHEREAS, Pumping Services, Inc., 201 Lincoln Boulevard, PO Box 117, Middlesex, NJ 08846-1770, has a valid Contract through the North Jersey Wastewater Cooperative Pricing System – Contract #B195-2, Section #761 for a Franklin Miller grinder; and

WHEREAS, the Township is standardizing its grinders by purchasing one brand as it is more efficient when it comes to preventative maintenance services if the vendor is an authorized distributor and repair center; and

WHEREAS, the Township's Water and Sewer Director 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 a grinder as part of the Manchester Pump Station Upgrades for the Sewer Department under the North Jersey Wastewater Cooperative Pricing System Contract #B195-2, Section #761.

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

- Pumping Services, Inc. - \$25,426.75 (North Jersey Wastewater Cooperative Pricing System Contract #B195-2, Section #761, Titan Twin Shaft Grinder with 32" cutting stack, Model TM14032; list price is \$26,765.00 less 5% discount)
- Pumping Services, Inc. - \$13,095.75 (North Jersey Wastewater Cooperative Pricing System Contract #B195-2, Section #761, 5HP Submersible (IP68) Motor with Reducer Assembly; Model DRV-05HPSUB-230/460V-60HZ; list price is \$13,785.00 less 5% discount)
- Pumping Services, Inc. - \$5,114.80 (North Jersey Wastewater Cooperative Pricing System Contract #B195-2, Section #761, FRP Panel for Submersible (IP68) Motor, Model S25060-5-4XSUB; list price is \$5,384.00 less 5% discount)
- Pumping Services, Inc. - \$6,465.00 (not part of the North Jersey Wastewater Cooperative Pricing System Contract #B195-2; removal of existing JWC grinder)

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frame and installation of new Franklin Miller Grinder, channel frame and cleaning comb assembly)

- Pumping Services, Inc. - \$6,565.00 (not part of the North Jersey Wastewater Cooperative Pricing System Contract #B195-2; Channel Frame, Model CF-3000 and TM14024 Cleaning Combs Assembly – CS)
 - Pumping Services, Inc. is the authorized vendor and repair services center for all Franklin Miller products
 - Pumping Services, Inc. will warranty installation services as well as parts
- TOTAL = \$56,667.30

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 accounts to be used for this purchase are the following:

- #2020-12, Pump, Comminutors, Meters, etc., C-08-55-568-501, \$56,667.30

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 Kayne to adopt Resolution 2021-218

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

Resolution 2021-219 Resolution of the Township of Montville, County of Morris and State of New Jersey, authorizing the execution of a settlement agreement and release to resolve litigation involving the Township of Montville

WHEREAS, the Township of Montville had instituted litigation regarding the Park Lane Estates development in or about January 7, 2020; and

WHEREAS, the parties have negotiated an acceptable agreement resolving the matter.

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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Section 1. The Mayor and Township Clerk are hereby authorized to execute the agreement amongst the parties.

Section 2. The Township Administrator is hereby authorized to take whatever actions are necessary to effectuate the purpose of this Resolution and finalize the settlement.

Section 3. A copy of this Resolution shall be provided to Defendants' counsel for their information and guidance.

This Resolution shall take effect immediately.

Motion by Cook second by Kayne to adopt Resolution 2021-219

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

Resolution 2021-220 Resolution of the Township of Montville, County of Morris and State of New Jersey authorizing a change to the contract for the Gathering Road/Hilldale Road Drainage Project between the Township of Montville and Midwest Construction; accepting maintenance bond; accepting public improvements and authorizing final payment

WHEREAS, pursuant to Resolution, Midwest Construction was awarded the contract in the amount of \$68,898 for the Gathering Road/Hilldale Road Drainage Project; and

WHEREAS, Midwest Construction 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
Construct Dual 8-inch Diam. PVC Sch 40 Drainage Piping	204 LF	207 LF	\$ 147.00
Construct Dual 8-inch Diam. Perforated PVC Sch 40 Drainage Piping	396 LF	406 LF	\$ 590.00
Bituminus Concrete Driveway, Mix 1-5 3" thick (includes sawcutting, base prep & removal/disposal of existing asphalt)	162 SY	182 SY	\$ 580.00
Temporary and Permanent Soil Stabilization, Compliant with all MCSCD Standards	920 SY	1,283 SY	<u>\$ 1,089.00</u>
Total Net Change Order:			\$2,406.00

; and

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WHEREAS, the Township Engineer has recommended the above changes to the contract price by Memorandum dated July 16, 2021 reflecting a change to the contract total in the amount of \$2,406.00 for the above-described work; and

WHEREAS, the original contract amount was \$68,898.00; the amended contract amount based upon the completed work is \$71,304.00 which is a 3.5% increase 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, Midwest Construction has provided Maintenance Bond #BX21003641100063MB in the amount of \$10,695.60 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 Midwest Construction 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 July 16, 2021; and

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

WHEREAS, by Memorandum, dated July 16, 2021, the Township Engineer has recommended acceptance of the work performed as part of the Gathering Road/Hilldale Road Drainage Project, issuance of final payment in the amount of \$71,304.00 to Midwest Construction, 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:

1. The Contract Amount is hereby approved in the contract between the Township of Montville and Midwest Construction as follows:

Original Contract:	\$68,898.00
Change	<u>\$ 2,406.00</u>
New Contract Total:	\$71,304.00

Increase of 3.5%

2. The work performed by Midwest Construction for the Gathering Road/Hilldale Road Drainage Project is hereby accepted by the Township of Montville.

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3. All public improvements completed by Midwest Construction for the Gathering Road/Hilldale Road Drainage Project are hereby accepted by the Township of Montville.
4. Final Payment in the amount of \$71,304.00 for the Gathering Road/Hilldale Road Drainage Project is hereby authorized to be made to Midwest Construction.
5. Maintenance Bond #BX21003641100063MB in the amount of \$10,695.60 provided by Midwest Construction for the Gathering Road/Hilldale Road Drainage Project is hereby accepted.
6. The account to be used for these services is as follows:
ORD 2020-08 ENG: Road Infrs Imprv-Drainage, Curb; C-04-56-145-002; \$2,406.00

This Resolution will take effect immediately.

Motion by Kayne second by Cook to adopt Resolution 2021-220

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

Resolution 2021-221 Resolution of the Township of Montville, County of Morris, State of New Jersey authorizing the execution of an addendum to the January 1, 2021 agreement between the Township of Montville and Dorsey & Semrau – Fred Semrau, Esq.

WHEREAS, there exists a need for a Township Attorney for the Township of Montville and it has been determined to award this contract as a professional service without obtaining competitive bids or quotations pursuant to the provision of NJSA 19:44A-205.; and

WHEREAS, the Township and Dorsey & Semrau previously entered into an Agreement, dated January 1, 2021, for Fred Semrau, Esq. to perform such services; and

WHEREAS, the Agreement had a not-to-exceed amount of \$197,400; and

WHEREAS, the Township and Fred Semrau, Esq. wish to amend the Professional Services Agreement to increase the total fee payable from \$197,400 to \$255,400 due to legal fees associated with an extensive amount of unanticipated litigation; and

WHEREAS, the Finance Department will increase the purchase order for tax appeals and all other Township litigation in the amount of \$58,000.

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 of Montville hereby awards and authorizes the Township Clerk to execute an Addendum with Dorsey & Semrau – Fred Semrau, Esq. for legal services for a fee not to exceed a total \$255,400.

NOW, THEREFORE, BE IT FURTHER RESOLVED that the total fee authorized for this contract shall not exceed \$255,400 without the prior written approval of the Township Committee.

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NOW, THEREFORE, BE IT FURTHER RESOLVED that funds for these services are available through the following accounts

- Affordable Housing Miscellaneous; Account #1-01-21-190-291; not to exceed \$20,000
- Miscellaneous Litigation; Account #1-01-20-155-277; not to exceed \$38,000

Motion by Conklin second by Cook to adopt Resolution 2021-221

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

Resolution 2021-222 Resolution requesting the approval of items of revenue and appropriation NJS 40A:4-87 (Supplemental Municipal Alliance)

WHEREAS, NJS 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

WHEREAS, the Director may also approve the insertion of an item of appropriation for equal amount;

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2021 in the sum of \$2,000, which is now available from the County of Morris Supplemental Municipal Alliance funding in the amount of \$2,000.

BE IT FURTHER RESOLVED, that the like sum of \$2,000 is hereby appropriated under the caption Supplemental Municipal Alliance Grant; and

BE IT FURTHER RESOLVED, that the sum of \$1,250 representing the amount budgeted for the Township of Montville's share of the aforementioned undertaking or improvement appears in the budget of the year 2021 under the caption Municipal Alliance Sub Grant-Local Match; and

BE IT FURTHER RESOLVED, that the above is the result of funds from the County of Morris Supplemental Municipal Alliance Funding in the amount of \$2,000.00.

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Motion by Cook second by Kayne to adopt Resolution 2021-222

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

Resolution 2021-223 Resolution authorizing the execution of a Shared Services Agreement between the Township of Montville and the Montville Township Board of Education to provide a Class III Special Law Enforcement Officer (SLEO III) position for the 2021/2022, 2022/2023, and 2023/2024 School Years

WHEREAS, pursuant to N.J.S.A 40A:65-1 *et seq.*, municipalities and local boards of education may enter into agreements for shared services with other municipalities and local boards of education to provide or receive any service that the local unit participating in the agreement is empowered to provide or receive within its own jurisdiction; and

WHEREAS, the agreement must comply with the requirements of N.J.S.A. 40A:65-7 and specify the services to be performed under the agreement, procedures for payment, and assignment and allocation of responsibility for meeting standards between and among the parties: and

WHEREAS, the Township of Montville and the Montville Township Board of Education desire to join together to provide a Class III Special Law Enforcement Officer (SLEO III) Position for the 2021/2022, 2022/2023, and 2023/2024 School Years pursuant to the attached Shared Services Agreement; and

WHEREAS, the Township of Montville desires to enter into an Agreement with the Montville Township Board of Education for the purpose of setting forth the terms and conditions regarding the assignment of the Class III Special Law Enforcement Officer (SLEO III) Position for the 2021/2022, 2022/2023, 2023/2024 School Years.

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

1. The Mayor is authorized to execute and the Township Clerk to attest to the Shared Services Agreement between the Township of Montville and the Montville Township Board of Education to provide a Class III Special Law Enforcement Officer (SLEO III) Position for the Montville Township School District.
2. The Montville Township Board of Education agrees to pay the Township the following breakdown for the 2021/2022 school year:
 - a. Salary and benefits: \$101,817 (\$50,908.61 per SLEO III) as outlined in *Exhibit A – Salary and Benefits Cost Breakdown*. The BOE shall pay the Township monthly beginning September 1, 2021. Payment will commence on September 1, 2021 at a rate of \$10,181.70 per month for a 10-month period to coincide with the 180-day school period. Each payment is due prior to the end of the month being worked.

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- b. Expenses Incurred for Uniforms and Training: Expenses outlined in *Exhibit B – Expenses Cost Breakdown* shall be reimbursed as they are incurred with the understanding that the majority of these expenses will be incurred in 2021. The estimated expense for a new officer for uniforms and training total \$10,077, while the cost for a returning officer will total \$1,627.00. The estimated cost for (1) new officer and (1) returning officer will total \$11,704.00.
 - c. Vehicle Usage: \$1,800 as outlined in *Exhibit C Vehicle Usage*. The BOE shall pay the Township monthly beginning September 1, 2021. Payment will commence on September 1, 2021 at a rate of \$90 per vehicle, per month for a 10-month period to coincide with the 180-day school period (\$180 per month). Each payment is due prior to the end of the month being worked.
 - d. Grand Total estimate is \$115,321.00
 - e. Additional hours as requested by the BOE for coverage of special events such as PTA meetings, athletic events, etc., will be billed at the \$34 per hour rate or the appropriate rate given the number of hours worked.
- 3. This Agreement shall be effective as of September 1, 2021 and will end June 30, 2024.
 - 4. A copy of said Agreement will be kept on file within the Township Clerk's Office.
 - 5. All terms and conditions are in accordance with the attached Shared Services Agreement.
 - 6. Certified copies of this resolution shall be forwarded to the Department of Community Affairs/Division of Local Government Services (DLGS), the Montville Township Board of Education, Superintendent of Schools, School Administrator, Township Administrator, CFO, Personnel Department, and other interested parties.

This Resolution shall take effect immediately.

Motion by Kayne second by Witty to adopt Resolution 2021-223

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

REVIEW OF MEETING ACTION ITEMS

Administration

Follow up with Senior House staff regarding reopening plan

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Old Lane Sewer Expansion - NJ DEP is drafting authorizing to advertise the bid, specs are complete and ready to go once authorization received

Attorney

Following up with Altice matters

Township Committee

Kayne asks Administration to follow up on the unfulfilled requests for information made to Bob Flynn, JCP&L, at the meeting on June 22, 2021.

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

Contract Negotiations

None

Litigation

None

Personnel

Police Department; Administration; Health Department; Land Use

Attorney-Client Privilege/Potential Litigation

Sidewalks; Senior Overlay Zones

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

All in favor – Motion carried

The Mayor noted that no action will be taking place after closed session

Motion by Witty second by Conklin to adjourn

All in favor – Motion carried

ADJOURNMENT at 8:36pm

Approved:
Montville Township Committee

Stacy Sullivan-Gruca, Township Clerk

Frank W. Cooney, Mayor

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Regular Meeting: August 17, 2021, 7pm