

**TOWNSHIP OF MAHWAH
COMBINED WORK SESSION AND PUBLIC MEETING AGENDA
THURSDAY, NOVEMBER 30, 2017**

**Council Chambers – Richard J. Martel Municipal Center
475 Corporate Drive, Mahwah, New Jersey**

7:30PM

COUNCIL PRESIDENT'S STATEMENT

SALUTE TO THE FLAG

**MOMENT OF SILENCE FOR VETERANS AND THOSE SERVING IN THE
MILITARY**

**ROLL CALL: ___ Ariemma; ___ Ervin; ___ Hermansen; ___ May; ___ Sbarra;
___ Wong; ___ Wysocki**

SPECIAL PRESENTATION

Resolutions of Appreciation to Municipal Employees With 25 Plus Year Of Service

RESOLUTIONS

- #387-17 Resolution of Appreciation; Chief James Batelli
- #388-17 Resolution of Appreciation; Captain Stuart Blank
- #389-17 Resolution of Appreciation; Lieutenant Philip Tangel
- #390-17 Resolution of Appreciation; Detective Gerald Falotico
- #391-17 Resolution of Appreciation; Officer Robert Loveman
- #392-17 Resolution of Appreciation; Diane Homler
- #393-17 Resolution of Appreciation; Municipal Clerk Kathrine Coviello

PUBLIC PORTION

- **Each speaker shall be limited to 5 minutes.**
- **Before speaking, each Speaker shall provide their Name and Address.**
- **Mahwah Residents shall speak first.**
- **This Public Portion is limited to subjects on this Agenda.**
- **This Public Portion shall be a maximum of 30 minutes.**

WORK SESSION

SUBMISSION OF BILLS AND CLAIMS

ENGINEERING

- 1a. J.P. Development, Inc. (Major Subdivision) MAES-797; Airmont Avenue and Hummingbird Court, Block 116, Lot 13; Request Preparation of Approval Authorizing Release Performance Guarantee
- 1b. Verbal Status Report

ADMINISTRATION

- 2a. MMA Grant; Governor's Council on Alcoholism and Drug Abuse – Fiscal Grant Cycle July 2014 through June 2019
- 2b. Amendment to Resolution #357-17, Professional Services Contract; Valley Health System; PSA Blood Test
- 2c. Transfer of Appropriations
- 2d. Mayoral Appointments; Planning Board Class IV, Alternate I and Alternate II
- 2e. Amendment to Resolution #334-17; Cleary Giacobbe Alfieri Jacobs LLC
- 2f. CDBG 2018 Proposal and Grant Application; Stag Hill
- 2g. Professional Services Agreement and Contract;
 - 1. Methfessel & Werbel
 - 2. Cleary Giacobbe Alfieri Jacobs LLC
- 2h. Emergency Appropriation; Legal
- 2i. Pay-to-Play Compliance;
 - 1. Len Thonus Air-Conditioning and Heating, Inc.
 - 2. Core & Main, LP
- 2j. GovDeals Auction/Salvage; Excess Property
- 2k. Postage Meter Electronic Funds Transfer; Automated Payment
- 2l. Report; Solid Waste Bid Opening

TOWNSHIP COUNCIL and MUNICIPAL CLERK

- 3a. Stigma Free; Discussion
- 3b. 2018 Fire Department Chiefs
- 3c. Police Rules and Regulations

PUBLIC MEETING

APPROVAL OF BILLS AND CLAIMS

APPROVAL OF MEETING MINUTES

- Combined Work Session and Public Meeting of August 10, 2017
- Combined Work Session and Public Meeting of August 24, 2017
- Special Meeting Minutes of August 15, 2017
- Closed Session of September 14, 2017

REPORTS OF TOWNSHIP COUNCIL and MUNICIPAL CLERK

TOWNSHIP COUNCIL; COMMENTS, COMMUNICATIONS AND REPORTS OF SUBCOMMITTEES

REPORTS OF MAYOR and BUSINESS ADMINISTRATOR

PUBLIC PORTION

- Each speaker shall be limited to 5 minutes.
- Before speaking, each Speaker shall provide their Name and Address.
- Mahwah Residents shall speak first.
- This Public Portion is to speak about any subject.
- This Public Portion shall be a maximum of 30 minutes.

CONSENT AGENDA There will be no separate discussions of these items. If any discussion is desired by Council, that particular item will be removed from this Consent Agenda.

- #394-17 J.P. Development, Inc. MAES-797; Airmont Avenue and Hummingbird Court; Block 116, Lot 13; Authorizing Release of Performance Guarantee
- #395-17 MMA Grant; Governor’s Council on Alcoholism and Drug Abuse – Fiscal Grant Cycle July 1, 2018 through June 1, 2019
- #396-17 Amendment to Resolution #357-17, Professional Services Contract; Valley Health System; PSA Blood Test
- #397-17 Transfer of Appropriations
- #398-17 Mayoral Appointments; Planning Board Class IV, Alternate I and Alternate II
- #399-17 Amendment to Resolution #334-17; Cleary Giacobbe Alfieri Jacobs LLC
- #400-17 CDBG 2018 Proposal and Grant Application; Stag Hill
- #401-17 Professional Services Agreement and Contract; Methfessel & Werbel
- #402-17 Professional Services Agreement and Contract; Cleary Giacobbe Alfieri Jacobs LLC
- #403-17 Emergency Appropriation; Legal
- #404-17 Pay-to-Play Compliance; Len Thonus Air-Conditioning and Heating, Inc.
- #405-17 Pay-to-Play Compliance; Core & Main, LP
- #406-17 GovDeals Auction/Salvage; Excess Property
- #407-17 Postage Meter Electronic Funds Transfer; Automated Payment
- #408-17 Report of Solid Waste Bid Opening
- #409-17 2018 Fire Department Chiefs Results

OLD BUSINESS

NEW BUSINESS

CLOSED SESSION

- C1. Affordable Housing
- C2. Personnel

*Mark
your
Calendar*



UPCOMING EVENTS

Date	Time	Event
December 2017		
December 3, 2017	4:30PM	Tree Lighting; Municipal Building Parking Lot

December 6, 2017	10:00AM	Senior Advisory Board Meeting
December 14, 2017	12 Noon	Senior Luncheon
	7:30PM	Township Council; Combined Work Session and Public Meeting
December 21, 2017	12 Noon	Senior Luncheon
December 25, 2017		Christmas Day; Municipal Offices Closed
December 26, 2017		Day After Christmas Day; Municipal Offices Closed
December 28, 2017	12 Noon	Senior Club Meeting
	7:30PM	Township Council; Combined Work Session and Public Meeting

ADJOURNMENT

THIS AGENDA IS SUBJECT TO CHANGE.

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. Box 733
MAHWAH, NJ 07430

Resolution #393-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, the Employees of the Township of Mahwah are a vital resource and invaluable community asset; and

WHEREAS, the Employees of the Township of Mahwah have consistently demonstrated extraordinary dedication and service; and

WHEREAS, Kathrine Coviello is the right hand of the Township Council and her commitment, knowledge and supportive service is a significant benefit to the Township, the Township's residents and the Township Council; and

WHEREAS, Kathrine Coviello is a strong supporter of Animal Rescue and First Responders, a teacher to many future Registered Municipal Clerks and an avid crafter; and

WHEREAS, Kathrine Coviello has been a devoted Employee to the Township of Mahwah for 31 years.

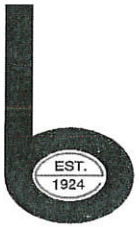
NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Mahwah and Mayor Laforet appreciate Kathrine Coviello and thank her for 31 years of devoted service to the Township of Mahwah.

BE IT FURTHER RESOLVED, that the Township Council and Mayor Laforet wish Kathrine many more years with the Township.

I hereby certify that this resolution consisting of one page(s), was adopted at a meeting of the Township Council of the Township of Mahwah, on the 30th day of November 2017.

 Kathrine G. Coviello, RMC/CMC/MMC
 Municipal Clerk

 Robert Hermansen
 Council President



1a)

November 20, 2017

Ms. Kathrine G. Coviello
Municipal Clerk
Township of Mahwah
Municipal Building
475 Corporate Drive
PO Box 733
Mahwah, New Jersey 07430

Re: J.P. Development - Major Subdivision
**Recommendation of Conditional Release of Performance
Guarantee and Review of As-Built Survey**
272 Airmont Avenue
Block 116, Lot 13
Township of Mahwah
Docket No. 481
Our File Nos.: MAES-797

Dear Ms. Coviello:

Boswell McClave Engineering is in receipt of the following documents relative to the above referenced project:

- a. As-Built Survey (1 sheet) entitled, "Utility As-Built for J.P. Redevelopment, Inc., Tax Lots 13.01, 13.02, and 13.03, Block 116, Hummingbird Court, Township of Mahwah, Bergen County, New Jersey," prepared by Peter C. Kirch, P.L.S., dated June 24, 2016, revised August 29, 2017.
- b. Monument Certification prepared by Peter C. Kirch, P.L.S., dated June 24, 2016.

After reviewing the As-Built Plan, the approved plans on file and visiting the site, we offer the following comments:

Outstanding Field Item

1. The pipe penetrating through the curb between 10 and 20 Hummingbird Court must be satisfactorily addressed.

As-Built Plan Review

2. Offsets for the water valves and sanitary sewer clean-outs must be provided.

Sidewalk Bank Contribution

3. The Township of Mahwah Planning Board's Resolution of Approval dated June 12, 2017 eliminated the requirement that the Applicant construct sidewalks along Airmont Avenue and Hummingbird Court. In lieu of constructing sidewalks, the Applicant shall contribute the equivalent cost of sidewalks to the Township's Sidewalk Fund, \$11,700.00.

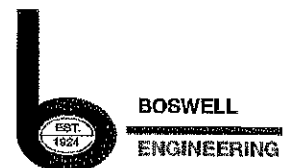
Performance Guarantee Release (Conditional)

4. In accordance with Township policy and the Municipal Land Use Law, this office has prepared a report recommending that the Council consider approval for the release of Performance Guarantees subject to the items in this report being satisfactorily addressed.
5. Representatives of this office have performed daily field inspections, monitored construction of the subject site and conducted office reviews of the associated support data for the purpose of verifying conformance of the construction completed to date to Township standards and the approved site plans.
6. Based on our inspection and reviews, our office has prepared the attached Engineer's Performance Guarantee Estimate. This estimate reflects that once the items in this report are addressed, all work will be considered to be complete.
7. Our records indicate that the Applicant currently has the following guarantee posted with the Township:

Cash Performance Guarantee	\$ 4,428.00
Surety Performance Guarantee	<u>\$39,852.00</u>
TOTAL	<u>\$44,280.00</u>

8. The updated cost and guarantee figures are as follows:

Cash Performance Guarantee	\$0.00
Surety Performance Guarantee	<u>\$0.00</u>
TOTAL	<u>\$0.00</u>



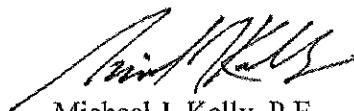
Ms. Kathrine G. Coviello, RMC
Municipal Clerk
November 20, 2017
Page 3

9. The Applicant must post a two (2) year Maintenance Guarantee with the Township for the total construction cost of the project. A two (2) year Maintenance Guarantee in the amount of \$18,450.00 must be posted.
10. We respectfully request this item to be scheduled for the Township Council Work Session, which is to be held on Thursday, November 30, 2017.
11. We recommend that the Township Council consider approval of a Resolution of Approval releasing the performance guarantee posted for this project subject to:
 - a. Satisfactorily addressing outstanding field item noted above.
 - b. Satisfactorily addressing as-built survey comment noted above.
 - c. Applicant contributing sidewalk contribution of \$11,700.00.
 - d. Applicant posting required Maintenance Guarantee of \$18,450.00.
 - e. The Applicant securing a letter from the Township Escrow Clerk verifying that sufficient escrow funds are available to cover any outstanding and all anticipated professional fees.

Thank you for your kind attention to this matter. Should you have any questions, or require any additional information, please do not hesitate to contact me.

Very truly yours,

BOSWELL McCLAVE ENGINEERING



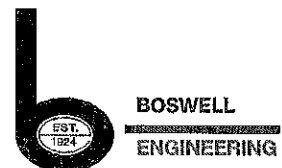
Michael J. Kelly, P.E.
Township Engineer Representative

MJK/jg

Attachment

cc: Quentin Wiest Township Business Administrator
Geri Entrup, Planning Department
Sylvia Gerou, Escrow Clerk
J.P. Development, Inc., c/o Jawahar A. Shetti
Peter C. Kirch, P.L.S.

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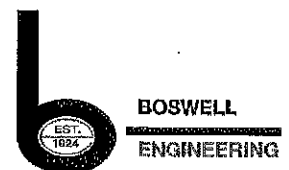


JP DEVELOPMENT, INC.
 c/o JAWAHAR A. SHETTI
 272 AIRMONT AVENUE
 BLOCK 116 - LOT 13
 TOWNSHIP OF MAHWAH
 DOCKET NUMBER 481
 OUR FILE NUMBER: MAES-797

DATE: September 29, 2005
 REVISED: February 27, 2012
 REDUCTION: September 19, 2016
 RELEASE: November 21, 2017

PRELIMINARY ENGINEERS ESTIMATE
 PERFORMANCE GUARANTEE

ITEM NO.	DESCRIPTION	UNITS	QUANTITY	UNIT PRICE	ORIGINAL AMOUNT	% COMPLETE	AMOUNT REMAINING
1	CLEARING SITE	AC	1.5	\$3,000.00	\$4,500.00	100%	\$0.00
2	SOIL EROSION AND SEDIMENT CONTROL	LS	1	\$3,500.00	\$3,500.00	100%	\$0.00
3	COMMON SOIL MOVEMENT-EXCAVATION	CY	1,574	\$3.50	\$5,509.00	100%	\$0.00
4	COMMON SOIL MOVEMENT-FILL	CY	971	\$3.50	\$3,398.50	100%	\$0.00
5	BITUMINOUS SURFACE COURSE, MIX I-5, 2" THICK	TON	116	\$70.00	\$8,120.00	100%	\$0.00
6	BITUMINOUS STABILIZED BASE COURSE, MIX I-2, 3" THICK	TON	174	\$70.00	\$12,180.00	100%	\$0.00
7	2 1/2" STONE WITH DUST, 5" THICK	CY	140	\$32.00	\$4,480.00	100%	\$0.00
8	CONCRETE CURB	LF	185	\$25.00	\$4,625.00	100%	\$0.00
9	BELGIAN BLOCK CURB	LF	385	\$30.00	\$11,550.00	100%	\$0.00
10	12" RCP PIPE	LF	110	\$22.00	\$2,420.00	100%	\$0.00
11	15" RCP PIPE	LF	153	\$25.00	\$3,825.00	100%	\$0.00
12	6" P.V.C. ROOF DRAIN	LF	155	\$18.00	\$2,790.00	100%	\$0.00
13	INLETS, TYPE "B"	EA	4	\$2,000.00	\$8,000.00	100%	\$0.00
14	SEEPAGE PIT	EA	4	\$1,800.00	\$7,200.00	100%	\$0.00
15	4" P.V.C. SANITARY SEWER PIPE	LF	227	\$15.00	\$3,405.00	100%	\$0.00
16	8" P.V.C. SANITARY SEWER PIPE	LF	168	\$25.00	\$4,200.00	100%	\$0.00
17	SANITARY CLEANOUT	EA	1	\$200.00	\$200.00	100%	\$0.00
18	8" D.I.P. WATER MAIN AND APPURTENANCES	LF	165	\$32.00	\$5,280.00	100%	\$0.00
19	LANDSCAPING	LS	1	\$2,400.00	\$2,400.00	100%	\$0.00
20	TOPSOIL & SEEDING	LS	1	\$7,600.00	\$7,600.00	100%	\$0.00
21	MONUMENTS	EA	4	\$500.00	\$2,000.00	100%	\$0.00
22	SHADE TREES	EA	12	\$300.00	\$3,600.00	100%	\$0.00
23	SIDEWALK, 4" THICK	SY	180	\$65.00	\$11,700.00	100%	\$0.00
TOTAL ESTIMATED CONSTRUCTION COST							\$0.00
TOTAL PERFORMANCE GUARANTEE REQUIRED (30% OF ORIGINAL CONSTRUCTION COST)							\$0.00
CASH PERFORMANCE GUARANTEE REQUIRED (10% OF PERFORMANCE GUARANTEE)							\$0.00
SURETY PERFORMANCE GUARANTEE REQUIRED (90% OF PERFORMANCE GUARANTEE)							\$0.00
MAINTENANCE GUARANTEE REQUIRED (15% OF ORIGINAL CONSTRUCTION COST)							\$18,450.00



2a.

FORM 1B

WHEREAS, the Governor's Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey.

WHEREAS, The Borough Council of the Borough of Mahwah, County of Bergen, State of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society amongst persons of all ages; and therefore has an established Municipal Alliance Committee; and,

WHEREAS, the Borough Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and,

WHEREAS, the Borough Council has applied for funding to the Governor's Council on Alcoholism and Drug Abuse through the County of Bergen ;

NOW, THEREFORE, BE IT RESOLVED by the Borough of Mahwah, County of Bergen, State of New Jersey hereby recognizes the following:

1. The Borough Council does hereby authorize submission of a strategic plan for the Mahwah Municipal Alliance grant for fiscal year 2019 in the amount of:

DEDR	11,677
Cash Match	2,919
In-Kind	8,758

2. The Borough Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements.

APPROVED: _____
(Name), Mayor

CERTIFICATION

I, _____, Municipal Clerk of the Borough of Mahwah, County of Bergen, State of New Jersey, do hereby certify the foregoing to be a true and exact copy of a resolution duly authorized by the Borough Council on this ____ day of _____.

(Name), Municipal Clerk

26.



WorkPlace Connection

November 16, 2017

This letter is to confirm that Valley Medical Group will add a PSA Blood Test to the lab work for Mahwah Township at \$45.00 per test.

Thank you,

A handwritten signature in cursive script that reads 'Karen Blum'.

Karen Blum

2c.

TRANSFER OF APPROPRIATIONS

WHEREAS, certain transfer of funds for various 2017 budget appropriations are necessary to cover anticipated expenditures; and

WHEREAS, N.J.S.A. 40A:4-58 provides for transfers from appropriations with an excess over and above the amount deemed to be necessary to fulfill the purpose for such appropriations, to those appropriations deemed to be insufficient;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Mahwah, that the transfers be made between the 2017 budget appropriations as follows:

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>
GENERAL APPROPRIATIONS		
Operations - within "CAPS"		
Bureau of Treasury:		
Other Expenses	\$3,000.00	
Office of the Township Clerk:		
Salaries & Wages		\$3,000.00
Division of Engineering:		
Other Expenses	25,000.00	
Division of Law:		
Other Expenses		25,000.00
Bureau of Treasury:		
Other Expenses	3,000.00	
Division of Planning & Zoning:		
Salaries & Wages		3,000.00
DPW Motor Pool:		
Other Expense	10,000.00	
Police Administration:		
Other Expenses		10,000.00
	-----	-----
	\$41,000.00	\$41,000.00
	=====	=====



Township of Mahwah

OFFICE OF THE MAYOR

475 Corporate Drive • Mahwah, NJ 07430

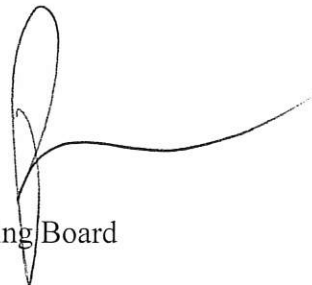
2d.

William C. Laforet
Mayor

Tel 201-529-5757 ext. 267
Fax 201-529-0061
wlaforet@mahwahtwp.org

MEMORANDUM

TO: Township Council

FROM: William C. Laforet, Mayor 

CC: Township Clerk, Q. Wiest, Planning Board

DATE: November 17, 2017

RE: Appointments to Planning Board

I wish to make the following appointments to the Planning Board:

- Stephen Lo Iacono to move from current Alternate II position to fill vacant Class IV position. Class IV Term to expire 12/31/20
- Susan Steinberg to fill current vacant Alternate I position. Term to expire 12/31/18
- Victoria Galow to fill the vacant Alternate II position (currently held by Stephen Lo Iacono) Term to expire 12/31/17

I am requesting a resolution be adopted at the November 30, 2017 Township Council meeting.

WCL/db

RECD MUNICIPAL CLERK
NOV 20 '17 PM 1:22

amendment (2e.)

CLEARY | GIACOBBE | ALFIERI | JACOBS LLC

MATTHEW J. GIACOBBE, Partner
mgiacobbe@cgajlaw.com

Reply to: Oakland Office

November 9, 2017

Via Email and Regular Mail

Brian M. Chewcaski, Esq.
Gittleman, Muhlstock & Chewcaskie, LLP
2200 Fletcher Avenue
Fort Lee, New Jersey 07024

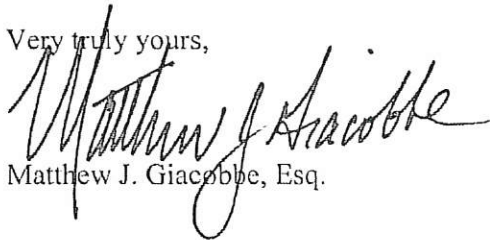
Re: Bergen County Rockland ERUV Association, Inc. v. Township of Mahwah

Dear Mr. Chewcaskie:

Please be advised that this firm anticipates requiring an additional \$40,000.00 in funds from now until December 31, 2017 in connection with this representation. Should our firm require additional funds after that date, we will submit an additional request.

Should you have any questions, please do not hesitate to contact me.

Very truly yours,



Matthew J. Giacobbe, Esq.

169 Ramapo Valley Road
Upper Level 105
Oakland, NJ 07436
Tel 973 845-6700
Fax 201 644-7601

955 State Route 34, Suite 200
Matawan, NJ 07747
Tel 732 583-7474
Fax 732 290-0753

www.cgajlaw.com

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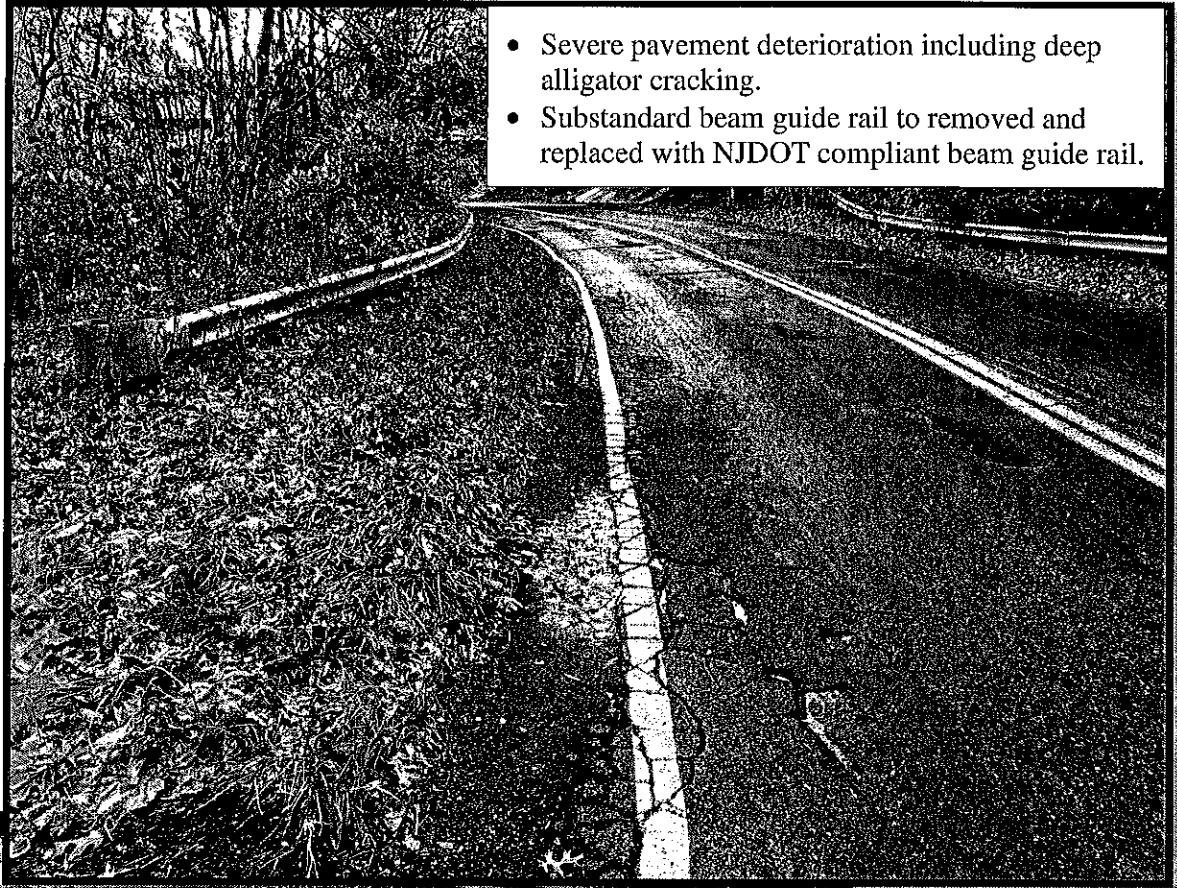
BOSWELL ENGINEERING
330 PHILLIPS AVENUE, SOUTH HACKENSACK, NJ 07606
P. 201-641-0770 | F. 201-641-1831
PRELIMINARY ENGINEER'S ESTIMATE

CDBG FY2018 APPLICATION

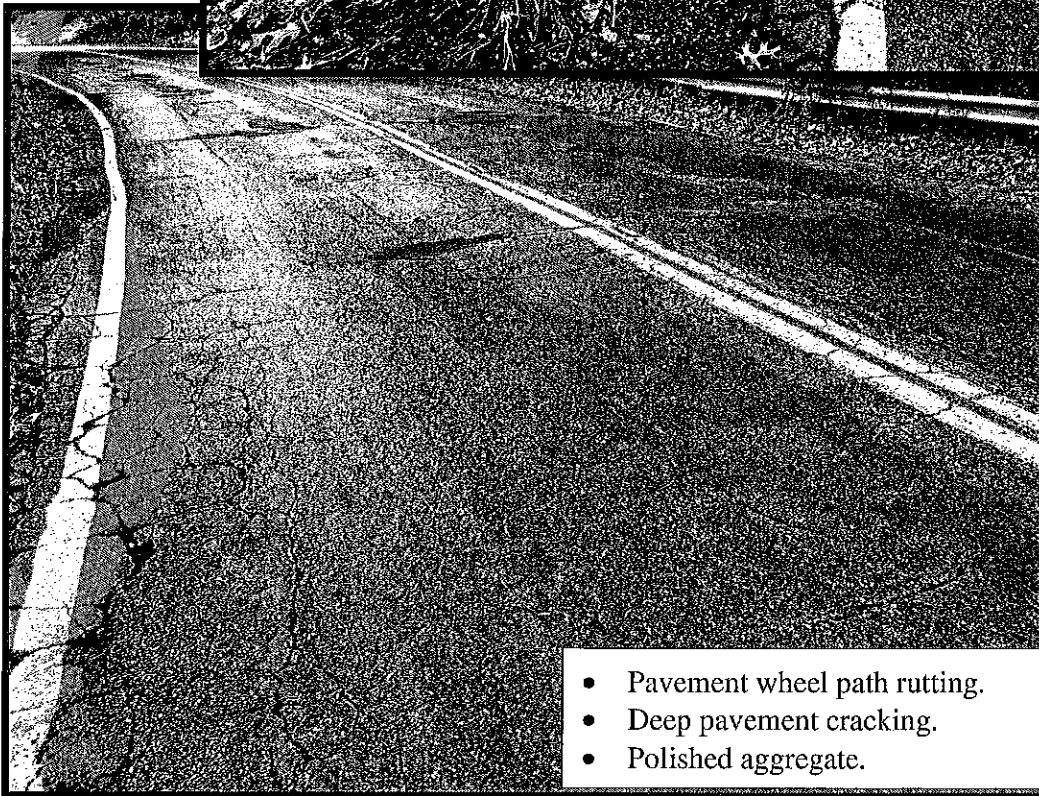
Project: Stag Hill Road Improvements
 Limits: Mountainside Avenue to Ramapo Brae Lane
 Location: Township of Mahwah, New Jersey

Item No.	Description	Unit	Total Quantity	Unit Cost	Total Amount
1	Breakaway Barricade	Unit	10	\$ 80.00	\$ 800.00
2	Drum	Unit	25	\$ 60.00	\$ 1,500.00
3	Traffic Cone	Unit	50	\$ 25.00	\$ 1,250.00
4	Construction Signs	S.F.	200	\$ 20.00	\$ 4,000.00
5	Asphalt Price Adjustment	Doll.	1	\$ 2,000.00	\$ 2,000.00
6	Fuel Price Adjustment	Doll.	1	\$ 500.00	\$ 500.00
7	HMA Milling, 3" or Less	S.Y.	12,000	\$ 4.00	\$ 48,000.00
8	Tack Coat	Gal.	1,800	\$ 2.00	\$ 3,600.00
9	Hot Mix Asphalt Pavement Repair	S.Y.	100	\$ 50.00	\$ 5,000.00
10	Hot Mix Asphalt 12.5M64 Surface Course	Ton	1,750	\$ 85.00	\$ 148,750.00
11	Reset Existing Casting	Unit	6	\$ 300.00	\$ 1,800.00
12	Concrete Sidewalk, 4" Thick	S.Y.	50	\$ 75.00	\$ 3,750.00
13	Detectable Warning Surface	S.Y.	1.8	\$ 350.00	\$ 630.00
14	Traffic Stripes, 4"	L.F.	12,000	\$ 2.00	\$ 24,000.00
15	Regulatory and Warning Sign	S.F.	50.00	\$ 55.00	\$ 2,750.00
16	Beam Guide Rail	L.F.	500.0	\$ 30.00	\$ 15,000.00
17	Tangent Guide Rail Terminal	Unit	4	\$ 3,500.00	\$ 14,000.00
18	Topsoiling, 4" Thick	S.Y.	50	\$ 8.00	\$ 400.00
19	Fertilizing and Seeding, Type A-3	S.Y.	50	\$ 2.00	\$ 100.00
20	Straw Mulching	S.Y.	50	\$ 2.00	\$ 100.00
Construction Subtotal					\$ 277,930.00
SAY					\$ 280,000.00
Design Engineering					\$ 22,400.00
Construction Inspection					\$ 33,600.00
Project Total					\$ 336,000.00

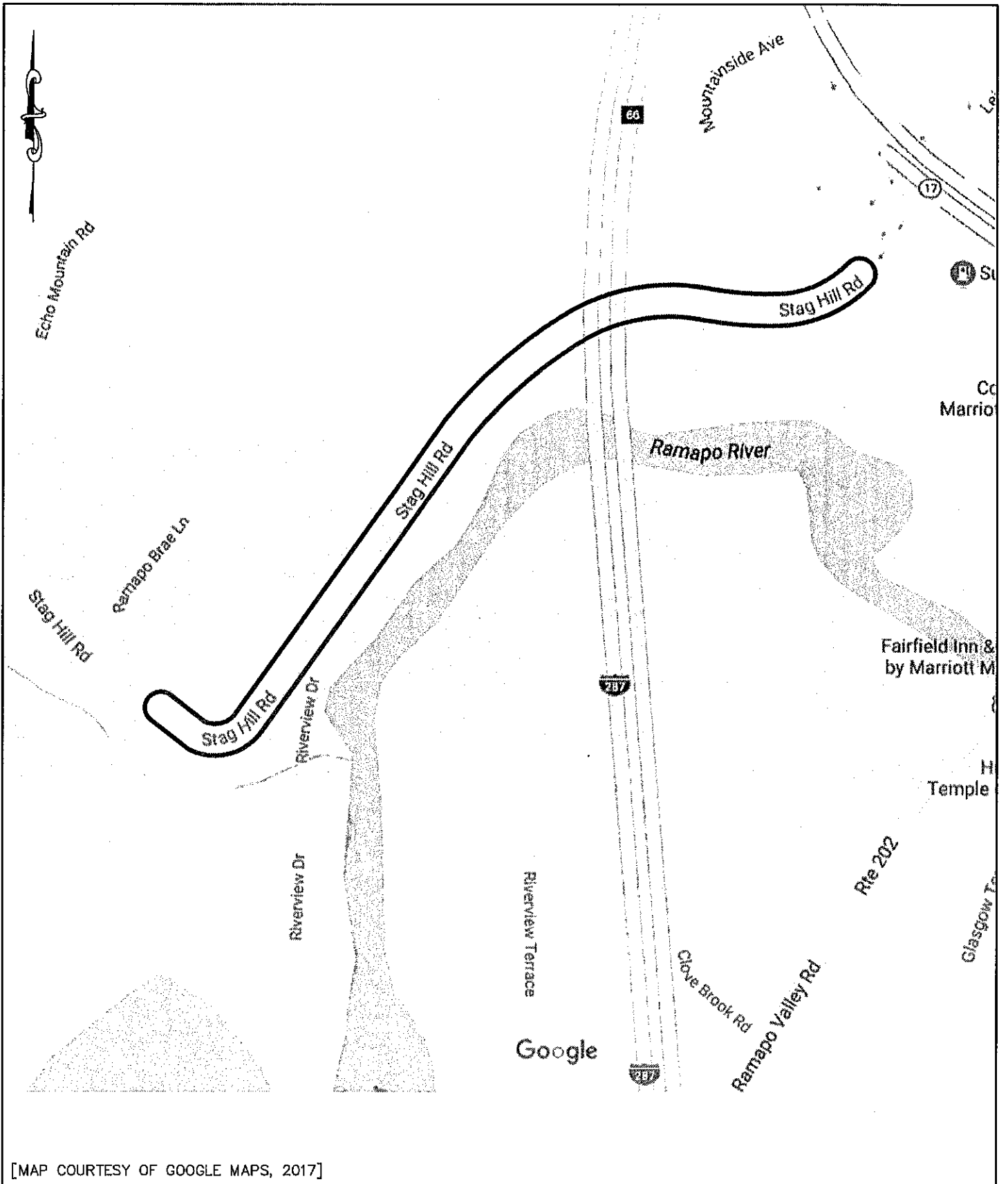
FY2018 CDBG
GRANT APPLICATION
STAG HILL ROAD
IMPROVEMENTS
TOWNSHIP OF MAHWAH



- Severe pavement deterioration including deep alligator cracking.
- Substandard beam guide rail to removed and replaced with NJDOT compliant beam guide rail.



- Pavement wheel path rutting.
- Deep pavement cracking.
- Polished aggregate.



[MAP COURTESY OF GOOGLE MAPS, 2017]



BOSWELL ENGINEERING

ENGINEERS — SURVEYORS — PLANNERS — SCIENTISTS

330 PHILLIPS AVENUE, SOUTH HACKENSACK, N.J. 07608

TEL: (201) 641-0770 • FAX: (201) 641-1831

N.J. CERTIFICATE OF AUTHORIZATION NO. 24GA27958000

STAG HILL ROAD IMPROVEMENTS
FY 2018 CDBG GRANT APPLICATION

LOCATION MAP
TOWNSHIP OF MAHWAH

BERGEN COUNTY

NEW JERSEY

2h.

EMERGENCY APPROPRIATION - CURRENT FUND

WHEREAS, an emergency has arisen with respect to the Current Fund of the Township of Mahwah as a result of increased litigation, and no adequate provision was made in the 2017 Municipal Budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is \$275,000.00

and three percent of the total operations in the Current Fund Budget for the year 2016 is \$847,272.96

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-48,

1) An emergency appropriation be and the same is hereby made for:

General Appropriations
Operations within "CAPS"

Division of Law:
Other Expenses \$175,000.00

- 2) That said emergency appropriation shall be provided in full in the 2018 municipal budget.
- 3) That two certified copies of this resolution be filed with the Director of the Division of Local Government Services.



211

Township Of Mahwah

Municipal Offices: 475 Corporate Drive
P.O. Box 733 • Mahwah, NJ 07430
Tel: 201-529-5757
Fax: 201-529-0061

Office of Administration

www.mahwahtwp.org

DATE: November 21, 2017
TO: Township Council
FROM: Denise Storms, QPA
RE: Len Thonus Air Conditioning & Heating, Inc. Alternate Non-Fair and Open Compliance Agreement

NUMBER OF PAGES INCLUDING THE COVER PAGE: 1

DPW has obtained quotes for miscellaneous air-conditioning and heating goods and services. The Purchasing Agent has determined that the aggregate value of quote items to Len Thonus Air Conditioning & Heating, Inc., for the past twelve months, will exceed \$17,500.00 which is within the Local Public Contract Law bid threshold of \$40,000.00. However, it will exceed the Pay to Play \$17,500.00 threshold.

Administration has requested and received a Business Entity Discloser Certification from, Len Thonus Air Conditioning & Heating, Inc., stating that, Len Thonus Air Conditioning & Heating, Inc., has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding November 29, 2017 to any of the named candidate committee, joint candidates committee; or political party committee representing the elected officials of the Township of Mahwah as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Therefore, pursuant to N.J.S.A. 19:44A-20.4 et seq., Administration is requesting that the Township Council consider at the November 30, 2017 Council meeting, a resolution recognizing the approval of alternate non-fair and open contracts to, Len Thonus Air Conditioning & Heating, Inc., as the lowest responsible/responsive vendor for Township of Mahwah various unrelated air-conditioning and heating goods and services, for one year preceding November 29, 2018, not to exceed \$40,000.00.

c: Mayor William Laforet
Quentin Wiest, Business Administrator
Brian Chewcaskie., Esq., Township Attorney
Kathrine Coviello, Township Clerk
Kenneth Sesholtz, CFO
Glenn Dowson, DPW Director
Len Thonus Air Conditioning & Heating



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Township Of Mahwah

Municipal Offices: 475 Corporate Drive
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Fax: 201-529-0061

Office of Administration

www.mahwahtwp.org

DATE: November 21, 2017
TO: Township Council
FROM: Denise Storms, QPA
RE: Core & Main, LP Alternate Non-Fair and Open Compliance Agreement

NUMBER OF PAGES INCLUDING THE COVER PAGE: 1

The Water and Sewer Department has obtained quotes for miscellaneous utility meter goods and services. The Purchasing Agent has determined that the aggregate value of quote items to Core & Main, LP for the past twelve months, will exceed \$17,500.00 which is within the Local Public Contract Law bid threshold of \$40,000.00. However, it will exceed the Pay to Play \$17,500.00 threshold.

Administration has requested and received a Business Entity Discloser Certification from, Core & Main, LP stating that , Core & Main, LP, has not made and will not make any reportable contributions pursuant to N.J.S.A. 19:44A-1 et seq. that, pursuant to P.L. 2004, c. 19 would bar the award of this contract in the one year period preceding November 29, 2017 to any of the named candidate committee, joint candidates committee; or political party committee representing the elected officials of the Township of Mahwah as defined pursuant to N.J.S.A. 19:44A-3(p), (q) and (r).

Therefore, pursuant to N.J.S.A. 19:44A-20.4 et seq., Administration is requesting that the Township Council consider at the November 30, 2017 Council meeting, a resolution recognizing the approval of alternate non-fair and open contracts to, Core & Main, LP, as the lowest responsible/responsive vendor for Township of Mahwah various unrelated utility meter goods and services, for one year preceding November 29, 2018, not to exceed \$40,000.00.

c: Mayor William Laforet
Quentin Wiest, Business Administrator
Brian Chewcaskie., Esq., Township Attorney
Kathrine Coviello, Township Clerk
Kenneth Sesholtz, CFO
Glenn Dowson, DPW Director
Len Thonus Air Conditioning & Heating



2j

Township Of Mahwah

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Fax: 201-529-0061

Office of Administration

www.mahwahtwp.org

TO: Township Council
FROM: Denise Storms, Admin.Asst., QPA
DATE: November 21, 2017
SUBJECT: Mahwah Township Auction/Disposal of Excess Property

NUMBER OF PAGES INCLUDING COVER PAGE:

The Township of Mahwah Police Department has 16 cell phone tower backup power batteries that were recovered and the owner could not be located. This surplus recovered property is not needed for public service.

The Township is desirous of selling these items in an "as-is" condition without expressed or implied warranties through GovDeals pursuant to State Contract T-2581 in accordance with the term and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals state that items will be auctioned online through GovDeals website. The terms of the sale and percentage of payment to GovDeals for this service is pursuant to State Contract T2581.

Therefore, pursuant to Local Finance Notice 2008-9 "Use of Online Auction Sites" and the terms of State Contract T-2581 Administration is requesting that Council consider at the November 30, 2017 Township Council meeting a resolution authorizing the auction of the 16 cell phone tower backup power batteries that were recovered and the owner could not be located and are not needed for public service in an "as-is" condition without expressed or implied warranties through GovDeals pursuant to State Contract T2581 in accordance with the terms and conditions of the State Contract and that if the 16 cell tower backup batteries do not sell they can be disposed of in accordance with all applicable environmental regulations.

This online auction will also be advertised in the official local newspaper.

Enc.

c: Mayor William C. Laforet
Quentin Wiest, Business Administrator
Brian Chewcaskie, Twp. Atty.
Kenneth Sesholtz, Financial Officer
Kathrine Coviello, Township Clerk
James Batelli, Police Chief

Office: 201.831.2012
Mobile: 201.220.2426
Fax: 201.831.2066

HQ Phone: 201.529.1000
HQ Fax: 201.529.0240
www.mahwahpd.org
Excellence in Service

A Nationally Accredited Law Enforcement Agency through CALEA - www.calea.org

From: Detective Sgt. Kevin Hebert
Sent: Wednesday, November 15, 2017 10:42 AM
To: Captain Stuart Blank <SBlank@mahwahpd.org>
Subject: batteries

We have 16 DeKa Unigy 12 volt batteries part # 12ave100et each weight 75 pounds.

From: 2015387567@vzwpix.com [<mailto:2015387567@vzwpix.com>]
Sent: Wednesday, November 15, 2017 10:11 AM
To: Detective Sgt. Kevin Hebert
Subject:

NEG

+

POS

Deka Unigy I

Part No.: 12AVR100ET

Valve Regulated Lead Acid Battery

Nominal Voltage: 12 V

Capacity: 96 AH @ 8 Hr Rate to 1.75 VPC

Float Voltage: 13.62 +/- .06 @ 25°C or 20°C

Weight: 75 lbs

Torque Value: 60 in lbs, 6.8 Nm

DG id: Non Spillable

Specific Gravity: 1.320

Acceptable Ohmic Values:

Conductance > 501 siemens

Impedance < 5.827 milliohms

Internal Resistance < 5.440 milliohms



UL Recognized
Component
MH17218



Pb

DO NOT REMOVE VENT VALVE.
WARRANTY VOID IF
VENT VALVE IS REMOVED.

SEE ADDITIONAL WARNINGS
ON TOP OF BATTERY.

Made in U.S.A.
East Penn Mfg. Co., Inc.
Lyon Station, PA 19536



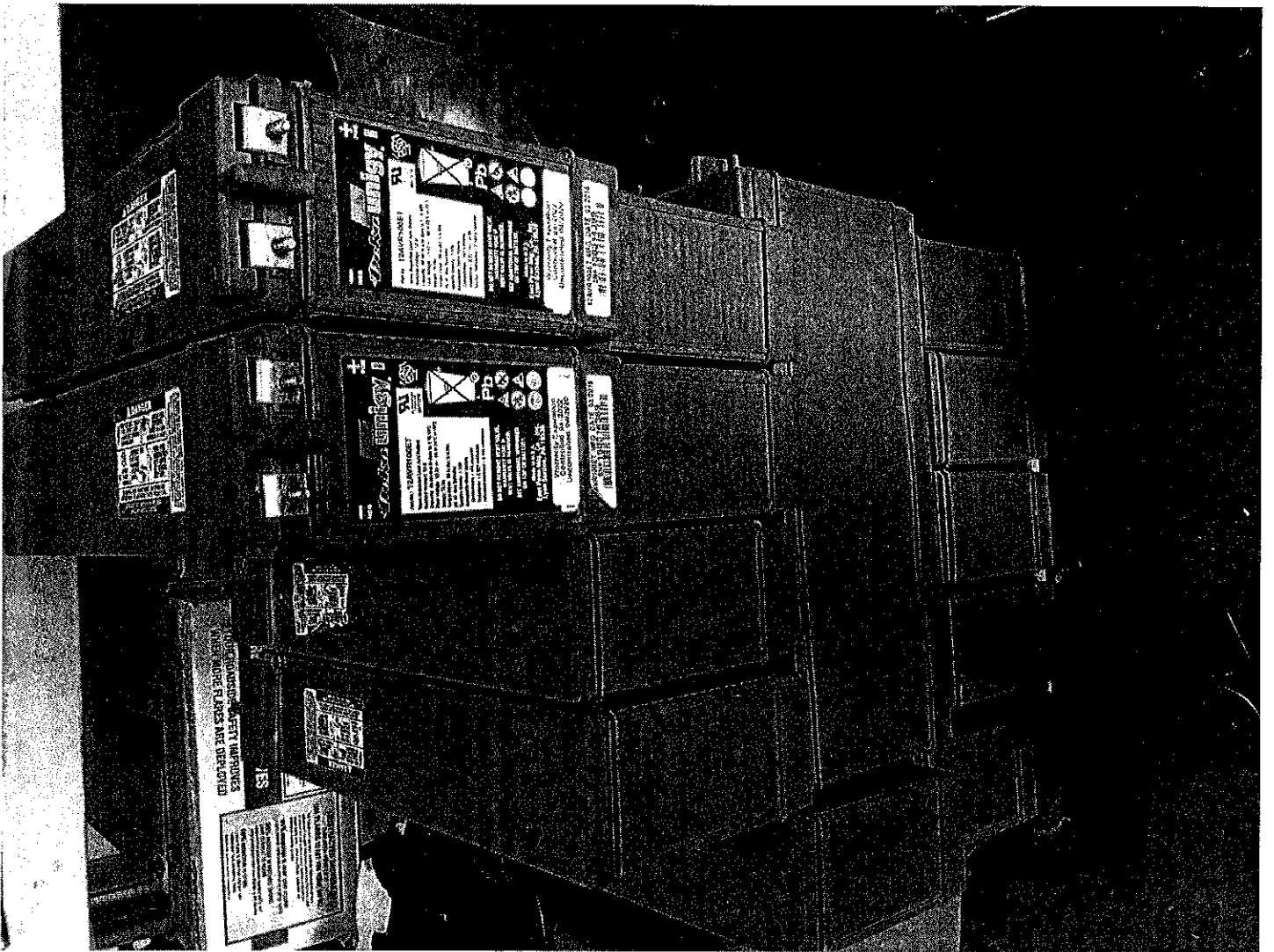
Warranty Expiration
Controlled: 04/2022
Uncontrolled: 04/2020

BRCS

JMP61237

12AVR100ET MFG. DATE 03/2015
SN# 150314388







Eveready

12AVR106T

Product: 12AVR106T
Product Description: Eveready 106 Amp Hour 12V Car Battery
Capacity: 106 Amp Hour @ 20°C (25°F) for 20 hours
Voltage: 12V
Weight: 28.5 kg (63 lbs)
Dimensions: 350mm x 175mm x 225mm (13.8" x 6.9" x 8.9")

DO NOT SHORT CIRCUIT ANY TERMINALS
DO NOT OVERCHARGE OR OVERDISCHARGE
DO NOT EXPOSE TO FLAME OR HEAT
DO NOT ATTEMPT TO REPAIR OR REWIND
DO NOT ATTEMPT TO DISASSEMBLE
DO NOT ATTEMPT TO REVERSE POLARITY

Eveready Batteries, Inc.
Lyon Station, NY 14185
Uncontrolled Code 2025

12AVR106T
UNCONTROLLED CODE 2025

Eveready

12AVR106T

Product: 12AVR106T
Product Description: Eveready 106 Amp Hour 12V Car Battery
Capacity: 106 Amp Hour @ 20°C (25°F) for 20 hours
Voltage: 12V
Weight: 28.5 kg (63 lbs)
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DO NOT OVERCHARGE OR OVERDISCHARGE
DO NOT EXPOSE TO FLAME OR HEAT
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DO NOT ATTEMPT TO DISASSEMBLE
DO NOT ATTEMPT TO REVERSE POLARITY

Eveready Batteries, Inc.
Lyon Station, NY 14185
Uncontrolled Code 2025

12AVR106T
UNCONTROLLED CODE 2025



2k₉

Township Of Mahwah

Municipal Offices: 475 Corporate Drive
P.O. Box 733 • Mahwah, NJ 07430
Tel: 201-529-5757
Fax: 201-529-0061

Office of Administration

www.mahwahtwp.org

DATE: November 21, 2017
TO: Township Council
FROM: Denise Storms, QPA
RE: United States Postal Service Electronic Funds Transfers (EFT)

NUMBER OF PAGES INCLUDING THE COVER PAGE: 1

The Township postage meter replenishments are made to the United States Postal Service CMRS-POC. The United State Postal Service does not accept purchase orders.

Pursuant to N.J.S.A. 40A:5-16(c) and N.J.A.C. 5:30-9A.1 to 9A.8 the Township Council is authorized to adopt resolutions permitting the use of electronic funds transfers in the form of an Automated Clearing House (ACH) transfer for purchases that cannot be made using purchase orders and paper checks.

Therefore, Administration is requesting that the Township Council consider at the November 30, 2017 Council meeting, a resolution authorizing the Chief Financial Officer to make Electronic Funds Transfers (EFT) in the form of an Automated Clearing House (ACH) transfer to the United Stated Postage Service for the Township postage meter replenishment.

c: Mayor William Laforet
Quentin Wiest, Business Administrator
Brian Chewcaskie., Esq., Township Attorney
Kathrine Coviello, Township Clerk
Kenneth Sesholtz, CFO



21.

Township Of Mahwah

Municipal Offices: 475 Corporate Drive
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Office of Administration

www.mahwahtwp.org

MEMO TO: Township Council
FROM: Denise Storms, QPA, Administrative Assistant
DATE: November 21, 2017
SUBJECT: Bid MTB #17-11 "Township of Mahwah Solid Waste Collection" bid review

The Township of Mahwah Bid MTB #17-11 "Township of Mahwah Solid Waste Collection Services" was advertised in The Bergen Record and the Newark Star Ledger on September 20, 2017. The bid opening was held on November 21, 2017, at 11:30 AM. Eight vendors requested bids and the Township received one bid from Suburban Disposal, 54 Montesano Road, Fairfield, New Jersey 07004 as follows:

Option #1 Dumpster Locations 2x/week household waste and 1x/week bulky waste and Curbside Locations 2x/week household waste and 1x/week bulky waste Alternate A Refrigerant/Freezer/AC Collection 1x/month

Option #1 One year \$1,040,000.00/yr
Alternate A One year \$ 15,000.00/yr.

Option #2 Dumpster Locations 2x/week household waste and 1x/week bulky waste and Curbside Locations 2x/week household waste and 1x/week bulky waste Alternate A Refrigerant/Freezer/AC Collection 1x/month

Year One \$1,040,000.00
Year Two \$1,060,000.00
Year Three \$1,080,000.00
Alternate A
Year One \$ 15,000.00
Year Two \$ 15,000.00
Year Three \$ 15,000.00

Option #3 Dumpster Locations 2x/week household waste and 1x/week bulky waste and
Curbside Locations 2x/week household waste and 1x/week bulky waste
Alternate A Refrigerant/Freezer/AC Collection 1x/month

Year One	\$1,040,000.00
Year Two	\$1,060,000.00
Year Three	\$1,080,000.00
Year Four	\$1,110,000.00
Year Five	\$1,135,000.00
Alternate A	
Year One	\$ 15,000.00
Year Two	\$ 15,000.00
Year Three	\$ 15,000.00
Year Four	\$ 17,000.00
Year Five	\$ 17,000.00

The funds for this award will come from D01-219.

c: Mayor William Laforet
Quentin Wiest, Business Administrator
Brian Chewcaskie, Esq., Township Attorney
Kathrine Coviello, Township Clerk
Kenneth Sesholtz, CFO
Glenn Dowson, DPW Director
Suburban Disposal



Township Of Mahwah

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Office of Administration

www.mahwahtwp.org

MEMO TO: Township Council
FROM: Denise Storms, QPA, Administrative Assistant
DATE: January 31, 2017
SUBJECT: Bid MTB #16-20 "Township of Mahwah Solid Waste Collection" bid recommendation

Township Resolution #045-17 rejected all bids for MTB#16-20 "Township of Mahwah Solid Waste Collection" pursuant to N.J.S.A. 40A:11-13.2(a) and was rebid.

The Township of Mahwah Bid MTB #17-02 "Township of Mahwah Solid Waste Collection Services" was advertised in The Bergen Record and the Newark Star Ledger on January 12, 2017. The bid opening was held on January 31, 2017, at 11:30 a.m. Seven vendors requested bids and the Township received one bid from Suburban Disposal, 54 Montesano Road, Fairfield, New Jersey 07004 as follows:

Base Bid Dumpster Locations 2x/week household waste and 1x/week bulky waste and Curbside Locations 2x/week household waste and 1x/week bulky waste

One year	\$1,020,000/yr =	\$1,020,000.00
Two years	\$1,030,000/yr =	\$2,060,000.00
Three years	\$1,040,000/yr =	\$3,120,000.00

Alternate "A" Refrigerant/Freezers/AirConditioners Materials 2x/month

One year	\$ 29,000/yr =	\$ 29,000.00
Two years	\$ 30,000/yr =	\$ 60,000.00
Three years	\$ 30,000/yr =	\$ 90,000.00

A review of the bid, by Administration, the Department of Public Works and the Township Attorney, indicated that Suburban Disposal was the lowest responsive/responsible bidder for the base and Alternate "A".

However, Council determined, at the January 5, 2017 Council meeting, that the lowest bid for MTB#16-20 substantially exceeds the contracting unit's appropriation for the goods or

services and the bid was rejected. The Base and Alternate "A" bid proposal for MTB#17-02 has not changed from MTB#16-20 bid submittal.

c: Mayor William Laforet
Quentin Wiest, Business Administrator
Brian Chewcaskie, Esq., Township Attorney
Kathrine Coletta, Township Clerk
Kenneth Sesholtz, CFO
Glenn Dowson, DPW Director
Suburban Disposal



Township Of Mahwah

Municipal Offices: 475 Corporate Drive
P.O. Box 733 • Mahwah, NJ 07430
Tel: 201-529-5757
Fax: 201-529-0061

Office of Administration

www.mahwahtwp.org

MEMO TO: Township Council

FROM: Denise Storms, QPA, Administrative Assistant

DATE: January 9, 2017

SUBJECT: Bid MTB #16-20 "Township of Mahwah Solid Waste Collection" bid recommendation

The Township of Mahwah Bid MTB #16-20 "Township of Mahwah Solid Waste Collection Services" was advertised in The Bergen Record and the Newark Star Ledger on October 06, 2016. The bid opening was held on December 29 2016, at 2:00 p.m. Seven vendors requested bids and the Township received one bid from Suburban Disposal, 54 Montesano Road, Fairfield, New Jersey 07004 as follows:

Base Bid Dumpster Locations 2x/week household waste and 1x/week bulky waste and
Curbside Locations 2x/week household waste and 1x/week bulky waste

One year	\$1,020,000/yr =	\$1,020,000.00
Two years	\$1,030,000/yr =	\$2,060,000.00
Three years	\$1,040,000/yr =	\$3,120,000.00

Alternate "A" Refrigerant/Freezers/AirConditioners Materials 2x/month

One year	\$ 29,000/yr =	\$ 29,000.00
Two years	\$ 30,000/yr =	\$ 60,000.00
Three years	\$ 30,000/yr =	\$ 90,000.00

A review of the bid, by Administration, the Department of Public Works and the Township Attorney, indicated that Suburban Disposal was the lowest responsive/responsible bidder.

However, Council determined, at the January 5, 2017 Council meeting, that the lowest bid substantially exceeds the contracting unit's appropriation for the goods or services. Therefore, pursuant to N.J.S.A. 40A:11-13.2(b) the Council rejects all bids. These services will be re-bid.

c: Mayor William Laforet
Quentin Wiest, Business Administrator
Brian Chewcaskie, Esq., Township Attorney
Kathrine Coletta, Township Clerk
Kenneth Sesholtz, CFO
Glenn Dowson, DPW Director
Suburban Disposal



Township Of Mahwah

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Office of Administration

www.mahwahtwp.org

MEMO TO: Township Council
FROM: Denise Storms, QPA, Administrative Assistant
DATE: January 14, 2014
SUBJECT: Bid MTB #13-21 "Township of Mahwah Solid Waste Collection" bid recommendation

The Township of Mahwah Bid MTB #13-21 "Township of Mahwah Solid Waste Collection Services" was advertised in The Bergen Record and the Newark Star Ledger on October 25, 2013. The bid opening was held on December 27 2013, at 11:30 AM. Eleven vendors requested bids and the Township received one bid from Suburban Disposal, 54 Montesano Road, Fairfield, New Jersey 07004 as follows:

Option #1 Dumpster Locations 2x/week household waste and 1x/week bulky waste and Curbside Locations 2x/week household waste and 1x/week bulky waste
One year \$842,000.00/yr = \$ 842,000.00
Two years \$842,000.00/yr = \$1,684,000.00
Three years \$842,000.00/yr = \$2,526,000.00

Option #2 Dumpster Locations 2x/week household waste and 1x/week bulky waste Curbside Locations 1x/week household waste and 1x/week bulky waste
One year \$794,000.00/yr = \$ 794,000.00
Two years \$794,000.00/yr = \$1,588,000.00
Three years \$794,000.00/yr = \$2,382,000.00

Option #3 Dumpster Locations 2x/week household waste and 1x/week bulky waste Curbside Locations- April 1 – Sept. 30-2x/week household waste and 1x/week bulky waste.
Curbside Locations-Oct. 1 – Mar. 31-1x/week household waste and 1x/week bulky waste.
One year \$794,000.00/yr. = \$ 794,000.00
Two years \$794,000.00/yr. = \$1,588,000.00
Three years \$794,000.00/yr = \$2,382,000.00

Alternate "A" Refrigerant Materials 1x/month---included in option #1 or #2 or #3 for years one, two or three.

Alternate "B" Refrigerant Materials 2x/month---included in option #1 or #2 or #3 for years one, two or three.

A review of the bid, by Administration, the Department of Public Works and the Township Attorney, indicated that Suburban Disposal was the lowest responsive/responsible bidder.

Therefore, it is Administration's recommendation to award MTB#13-21 to Suburban Disposal, for a two-year contract as follows:

Option #3 Dumpster Locations 2x/week household waste and 1x/week bulky waste
Curbside Locations- April 1 – Sept. 30-2x/week household waste and 1x/week bulky waste.
Curbside Locations-Oct. 1 – Mar. 31-1x/week household waste and 1x/week bulky waste.

One year	\$794,000.00/yr. =	\$ 794,000.00
Two years	\$794,000.00/yr. =	\$1,588,000.00
Three years	\$794,000.00/yr =	\$2,382,000.00

Alternate "B" Refrigerant Materials 2x/month---included in option #1 or #2 or #3 for years one, **two** or three.

The funds for this award will come from D01-219.

c: Mayor William Laforet
Brian Campion, Business Administrator
Brian Chewcaskie, Esq., Township Attorney
Kathrine Coletta, Township Clerk
Kenneth Sesholtz, CFO
Keith Hallissey, DPW Director
Suburban Disposal

3b.

Kathy Coviello

From: Joanne Becker
Sent: Wednesday, November 15, 2017 1:15 PM
To: William Laforet; Quentin Wiest; Kathy Coviello
Cc: Marianne Poland; Linda Pertuz; Fire Chief (mahwahfirechief@gmail.com); Denise Storms; Chief James N. Batelli
Subject: 2018 Fire Department Election Results

The following are the election results for the 2018 Fire Department Chiefs:

Chief of the Department: Kenneth Warnet
1st Assistant Chief: Michael Roe
2nd Assistant Chief: Cord Meyer

Kathy, please forward to the Township Council.
Thank you.

Joanne Becker
Mahwah Fire Department
Township of Mahwah
201-529-5757 x 274
jbecker@mahahtwp.org

RESOLUTION
TOWNSHIP OF MAHWAH
 PO BOX 733
 MAHWAH NJ 07430

Resolution #396-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, Township of Mahwah Resolution #357-17 awarded a Professional Services Contract to Valley System for Blue and White Collar Municipal Employee and CDL physicals and, Firefighter Applicant and HAZMAT volunteer physicals and Hepatitis B Vaccines and Titers and Tuberculosis Testing and Training for the term commencing October 13, 2017 through July 31, 2018.

WHEREAS, the Prostate Blood Test was unintentionally left out of the scope of tests included in the physicals.

BE IT RESOLVED, by the Township Council of the Township of Mahwah, County of Bergen, State of New Jersey, that Resolution #357-17 shall be amended to include Prostate Test (PSA blood test) at \$45.00 per test; all other components of the award shall remain the same.

BE IT FURTHER RESOLVED, that the Township Clerk shall forward a copy of this Resolution to the Business Administrator, Administrative Assistant/QPA, CFO, and Valley Physician Services, PC d/b/a Valley Medical Group, 15 Essex Road, Suite 506, Paramus, New Jersey 07652.

BE IT FURTHER RESOLVED, that the Township Clerk shall keep a copy of this Resolution and Contract on file and available for inspection in the Office of the Township Clerk.

I hereby certify that this resolution consisting of one page(s), was adopted at a meeting of the Township Council of the Township of Mahwah, 30th day of November, 2017.

 Kathrine G. Coviello, RMC, CMC, MMC
 Municipal Clerk

 Robert Hermansen
 Council President

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. Box 733
MAHWAH, NJ 07430

Resolution #397-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

See attached Transfer of Appropriations, consisting of one (1) page (s).

Certification

I hereby certify that this resolution consisting of one page(s) was adopted at a meeting of the Township Council of the Township of Mahwah, on the 30th day of November, 2017.

Kathrine G. Coviello, RMC/CMC/MMC
Municipal Clerk

Robert Hermansen
Council President

TRANSFER OF APPROPRIATIONS

WHEREAS, certain transfer of funds for various 2017 budget appropriations are necessary to cover anticipated expenditures; and

WHEREAS, N.J.S.A. 40A:4-58 provides for transfers from appropriations with an excess over and above the amount deemed to be necessary to fulfill the purpose for such appropriations, to those appropriations deemed to be insufficient;

NOW, THEREFORE, BE IT RESOLVED by the Governing Body of the Township of Mahwah, that the transfers be made between the 2017 budget appropriations as follows:

<u>CURRENT FUND</u>	<u>FROM</u>	<u>TO</u>
GENERAL APPROPRIATIONS		
Operations - within "CAPS"		
Bureau of Treasury:		
Other Expenses	\$3,000.00	
Office of the Township Clerk:		
Salaries & Wages		\$3,000.00
Division of Engineering:		
Other Expenses	25,000.00	
Division of Law:		
Other Expenses		25,000.00
Bureau of Treasury:		
Other Expenses	3,000.00	
Division of Planning & Zoning:		
Salaries & Wages		3,000.00
DPW Motor Pool:		
Other Expense	10,000.00	
Police Administration:		
Other Expenses		10,000.00
	-----	-----
	\$41,000.00	\$41,000.00
	=====	=====

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. BOX 733
MAHWAH, NJ 07430

Resolution #399-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, the Township of Mahwah has recently become involved in litigation entitled *Bergen Rockland Eruv Association, Inc., Yisroel Friedman and S. Moshe Pinkasovits vs. The Township of Mahwah*; and

WHEREAS, Resolution #305-17 dated August 24, 2017 awarded a Professional Services contract to Cleary Giacobbe Alfieri Jacobs, LLC in the amount of \$50,000.00 to represent the Township in these litigation services; and

WHEREAS, Resolution #334-17 dated September 14, 2017 amended Resolution #305-17 decreasing the contract amount to \$30,000.00;

WHEREAS, said contract needs to be amended to increase the contract amount due to anticipated additional litigation services through year-end 2017;

NOW THEREFORE BE IT RESOLVED that the Mahwah Township Council does hereby amend said contract in the additional amount of \$40,000.00 for a total contract amount of \$70,000.00; and

BE IT FURTHER RESOLVED that a notice of this action be printed in the official newspaper of the Township of Mahwah; and

BE IT FURTHER RESOLVED that the Township Clerk shall keep a copy of this Resolution on file and available for inspection in the Office of the Township Clerk and that the Township Clerk shall forward a copy of this Resolution to the Business Administrator, Administrative Assistant/QPA, CFO, Accounts Payable, and Cleary Giacobbe Alfieri Jacobs, LLC, 955 State Route 34, Suite 200, Matawan, New Jersey 07747.

I hereby certify that this resolution consisting of two page(s), was adopted at a meeting of the Township Council of the Township of Mahwah, on the 30th day of November 2017.

Kathrine Coviello RMC/CMC/MMC
Municipal Clerk

Robert Hermansen
Council President

RESOLUTION
TOWNSHIP OF MAHWAH Resolution #400-17
P.O. BOX 733
MAHWAH, NJ 07430 Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, a Bergen County Community Development grant of \$336,000.00 has been proposed to the Township Council by Township Engineer, Boswell McClave Engineering, for the 2018 Stag Hill Road Improvements to Mountainside Avenue to Ramapo Brae Lane, in the municipality of the Township of Mahwah; and

WHEREAS, pursuant to the State Interlocal Services Act, Community Development funds may not be spend in a municipality without authorization by the Governing Body; and

WHEREAS, the aforesaid project is in the best interest of the people of the Township of Mahwah; and

WHEREAS, this Resolution does not obligate the financial resources of the municipality and is intended solely to expedite expenditure of the aforesaid Community Development funds.

NOW, THEREFORE BE IT RESOLVED that a copy of this resolution shall be sent to the Director of the Bergen County Community Development Program so that implementation of the aforesaid project may be expedited.

BE IT FURTHER RESOLVED that the Township Clerk shall keep a copy of this Resolution on file and available for inspection in the Office of the Township Clerk and

that the Township Clerk shall forward a copy of this resolution to the Business Administrator, Administrative Assistant/QPA, CFO, Township Engineer, and Carmela Sciglitano, Contract Administrator II, County of Bergen Community Development, One Bergen County Plaza, 4th Floor, Hackensack, New Jersey 07601-7076.

I hereby certify that this resolution consisting of two pages was adopted at a meeting of the Township Council of the Township of Mahwah, 30th day of November, 2017.

Kathrine Coviello RMC/CMC/MMC
Municipal Clerk

Robert Hermansen
Council President

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. BOX 733
MAHWAH, NJ 07430

Resolution #401-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, the Township Council of the Township of Mahwah has recently become involved in litigation entitled *Attorney General of New Jersey vs. The Township Council of the Township of Mahwah*; and

WHEREAS, the Township Council believes that it would be in the best interest of the Township to retain counsel experienced in this type of litigation; and

WHEREAS, the Township Council desires to retain the firm of Methfessel & Werbel to represent the Township Council at the rates as set forth on the attached proposal for these services with a limit not to exceed the sum of \$30,000.00; and

WHEREAS, Methfessel & Werbel has indicated a willingness to perform the aforementioned services for the amount offered; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the anticipated aggregate value of this professional service to Methfessel & Werbel will exceed \$17,500.00; and

WHEREAS, the Township Council is awarding this contract at this time without the submission of the Political Contribution Disclosure and other documents required ten (10) days in advance in accordance with N.J.S.A. 19:44A-20.4, et seq., as an exigency exists for these services as a result of the need for immediate legal assistance with respect to the above litigation; and

WHEREAS, Methfessel & Werbel will complete and submit a Business Entity Disclosure Certification, which certifies that Methfessel & Werbel has not made any reportable contributions to a political or candidate committee in the Township of Mahwah in the previous one year, and that it is prohibited from making any reportable contributions through the term of the contract; and

WHEREAS, the Township Council and Methfessel & Werbel will enter into a professional service contract for the services to be rendered with respect to the litigation entitled *Attorney General of New Jersey vs. The Township Council of the Township of Mahwah*;

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Mahwah hereby authorizes the Mayor and Township Clerk to execute the Agreement between the Township and Methfessewl & Werbel at the rate and reimbursable fees as set forth on the attached proposal not to exceed the total sum of \$30,000.00, and that adoption of the Resolution is contingent upon the Township C.F.O. submitting a certificate as to the availability of funds, and the Township Clerk shall attach said certificate to the original of this Resolution.

BE IT FURTHER RESOLVED that the Township Council of the Township of Mahwah authorizes the Purchasing Agent to approve purchase orders to Methfessel & Werbel, as an alternate non-fair and open contract for professional services, as said.

BE IT FURTHER RESOLVED that Methfessel & Werbel shall submit a complete Business Entity Disclosure Certification within ten (10) days of adoption of this Resolution.

BE IT FURTHER RESOLVED that said Contract is being awarded pursuant to N.J.S.A. 40A:11.5 et seq. because the practice of Professional Legal Services are regulated by law and because it has been determined that the personnel of Methfessel & Werbel, attorneys-at-law, are authorized to practice said profession.

BE IT FURTHER RESOLVED that a notice of this action shall be printed in the official newspaper of the Township of Mahwah.

BE IT FURTHER RESOLVED, that the Township Clerk be and she is hereby authorized and directed to maintain a copy of the Agreement in her offices for public inspection, pursuant to law.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to the Township Chief Financial Officer and the law firm of Methfessel & Werbel, and copies to the Business Administrator, Administrative Assistant/QPA, and Township Attorney.

I hereby certify that this resolution consisting of two pages was adopted at a meeting of the Township Council of the Township of Mahwah, 30th day of November, 2017.

Kathrine Coviello RMC/CMC/MMC
Municipal Clerk

Robert Hermansen
Council President

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. BOX 733
MAHWAH, NJ 07430

Resolution #402-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, the Township of Mahwah has recently become involved in litigation entitled *Porrino et al vs. The Township of Mahwah and Mahwah Township Council*; and

WHEREAS, the Township Council believes that it would be in the best interest of the Township to retain counsel experienced in this type of litigation; and

WHEREAS, the Township Council desires to retain the firm of Cleary Giacobbe Alfieri Jacobs, LLC at the rates as set forth on the attached proposal for these services to represent the Township of Mahwah with a limit not to exceed the sum of \$50,000.00; and

WHEREAS, Cleary Giacobbe Alfieri Jacobs, LLC has indicated a willingness to perform the aforementioned services for the amount offered; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the anticipated aggregate value of this professional service to Cleary Giacobbe Alfieri Jacobs, LLC will exceed \$17,500.00; and

WHEREAS, Cleary Giacobbe Alfieri Jacobs, LLC has completed and submitted a Business Entity Disclosure Certification, which certifies that Cleary Giacobbe Alfieri Jacobs, LLC has not made any reportable contributions to a political or candidate committee in the Township of Mahwah in the previous one year, and that it is prohibited from making any reportable contributions through the term of the contract; and

WHEREAS, the Township of Mahwah and Cleary Giacobbe Alfieri Jacobs, LLC will enter into a professional service contract for the services to be rendered with respect to the litigation entitled *Porrino et al vs. The Township of Mahwah and Mahwah Township Council*.

NOW, THEREFORE BE IT RESOLVED that the Township Council of the Township of Mahwah hereby authorizes the Mayor and Township Clerk to execute the Agreement between the Township and Cleary Giacobbe Alfieri Jacobs, LLC at the rates as set forth on the attached proposal not to exceed the total sum of \$50,000.00, and that adoption of the Resolution is contingent upon the Township C.F.O. submitting a certificate as to the availability of funds, and the Township Clerk shall attach said certificate to the original of this Resolution.

BE IT FURTHER RESOLVED that the Township Council of the Township of Mahwah authorizes the Purchasing Agent to approve purchase orders to Cleary Giacobbe Alfieri Jacobs, LLC, as an alternate non-fair and open contract for professional services, as said.

BE IT FURTHER RESOLVED that said Contract is being awarded pursuant to N.J.S.A. 40A:11.5 et seq. because the practice of Professional Legal Services are regulated by law and because it has been determined that the personnel of Cleary Giacobbe Alfieri Jacobs, LLC, attorneys-at-law, are authorized to practice said profession.

BE IT FURTHER RESOLVED that a notice of this action be printed in the official newspaper of the Township of Mahwah.

BE IT FURTHER RESOLVED, that the Township Clerk be and she is hereby authorized and directed to maintain a copy of the Agreement in her offices for public inspection, pursuant to law.

BE IT FURTHER RESOLVED that a certified copy of this resolution shall be provided to the Township Chief Financial Officer and the law firm of Cleary Giacobbe Alfieri Jacobs, LLC, and copies to the Business Administrator, Administrative Assistant/QPA, and Township Attorney.

I hereby certify that this resolution consisting of two pages was adopted at a meeting of the Township Council of the Township of Mahwah, 30th day of November, 2017.

Kathrine Coviello RMC/CMC/MMC
Municipal Clerk

Robert Hermansen
Council President

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. Box 733
MAHWAH, NJ 07430

Resolution # 403-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

See attached Emergency Appropriations, consisting of one (1) page (s).

I hereby certify that this resolution consisting of one page(s) was adopted at a meeting of the Township Council of the Township of Mahwah, on the 30th day of November, 2017.

Kathrine G. Coviello, RMC/CMC/MMC
Municipal Clerk

Robert Hermansen
Council President

EMERGENCY APPROPRIATION - CURRENT FUND

WHEREAS, an emergency has arisen with respect to the Current Fund of the Township of Mahwah as a result of increased litigation, and no adequate provision was made in the 2017 Municipal Budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation of an emergency appropriation for the purpose above mentioned, and

WHEREAS, the total amount of emergency appropriations created including the appropriation to be created by this resolution is \$275,000.00

and three percent of the total operations in the Current Fund Budget for the year 2016 is \$847,272.96

NOW, THEREFORE, BE IT RESOLVED (not less than two-thirds of all the members thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-48,

1) An emergency appropriation be and the same is hereby made for:

General Appropriations
Operations within "CAPS"

Division of Law:
Other Expenses \$175,000.00

- 2) That said emergency appropriation shall be provided in full in the 2018 municipal budget.
- 3) That two certified copies of this resolution be filed with the Director of the Division of Local Government Services.

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. Box 733
MAHWAH, NJ 07430

Resolution #404-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, the Township of Mahwah has a need to acquire various unrelated air conditioning and heating supplies and services as an alternate non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44-20.5; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the aggregate value of quote items for the twelve months to Len Thonus Air Conditioning and Heating, Inc., will exceed \$17,500; and

WHEREAS, the anticipated term of this approval is through November 29, 2018; and

WHEREAS, Len Thonus Air Conditioning and Heating, Inc., has completed and submitted a Business Entity Disclosure Certification which certifies that Len Thonus Air Conditioning and Heating, Inc., has not made any reportable contributions to a political or candidate committee in the Township of Mahwah in the previous one year, and that it is prohibited from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Mahwah authorizes the Purchasing Agent to approve purchase orders for Len Thonus Air Conditioning and Heating, Inc., through November 29, 2018 as described herein not to exceed, in the aggregate, \$40,000.00; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that the Township Clerk shall keep a copy of this Resolution on file and available for inspection in the Office of the Township Clerk and that the Township Clerk shall forward a copy of this Resolution to the Business Administrator, Administrative Assistant/QPA, DPW Director, CFO, Accounts Payable, and Len Thonus Air Conditioning and Heating, Inc., 113 Cedar Hill Avenue, Mahwah, New Jersey 07430.

I hereby certify that this resolution consisting of one page(s), was adopted at a meeting of the Township Council of the Township of Mahwah, on the 30th day of November 2017.

 Kathrine G. Coviello, RMC/CMC/MMC
 Municipal Clerk

 Robert Hermansen
 Council President

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. Box 733
MAHWAH, NJ 07430

Resolution #405-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, the Township of Mahwah has a need to acquire various unrelated water and sewer meter supplies and services as an alternate non-fair and open contract pursuant to the provisions of N.J.S.A. 19:44-20.5; and

WHEREAS, the Purchasing Agent has determined and certified in writing that the aggregate value of quote items for the twelve months to Core and Main, LP., will exceed \$17,500; and

WHEREAS, the anticipated term of this approval is through November 29, 2018; and

WHEREAS, Core and Main, LP., has completed and submitted a Business Entity Disclosure Certification which certifies that Core and Main, LP., has not made any reportable contributions to a political or candidate committee in the Township of Mahwah in the previous one year, and that it is prohibited from making any reportable contributions through the term of the contract.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Mahwah authorizes the Purchasing Agent to approve purchase orders for Core and Main, LP., through November 29, 2018 as described herein not to exceed, in the aggregate, \$40,000.00; and

BE IT FURTHER RESOLVED that the Business Disclosure Entity Certification and the Determination of Value be placed on file with this resolution.

BE IT FURTHER RESOLVED that the Township Clerk shall keep a copy of this Resolution on file and available for inspection in the Office of the Township Clerk and that the Township Clerk shall forward a copy of this Resolution to the Business Administrator, Administrative Assistant/QPA, DPW Director, CFO, Accounts Payable, and Core and Main, LP., 1830 Craig Park Court, St. Louis, Missouri 63146

I hereby certify that this resolution consisting of one page(s), was adopted at a meeting of the Township Council of the Township of Mahwah, on the 30th day of November 2017.

 Kathrine G. Coviello, RMC/CMC/MMC
 Municipal Clerk

 Robert Hermansen
 Council President

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. Box 733
MAHWAH, NJ 07430

Resolution #406-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, the Township of Mahwah Police Department recovered 16 cell phone tower backup power batteries that are not needed for public service; and

WHEREAS, the Township is desirous of selling these items in an “as is” condition without express or implied warranties; and

WHEREAS, GovDeals is on NJ State Contract T-2581 and is approved in Local Finance Notice 2008-9; and

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Mahwah as follows:

- (1) The Township of Mahwah Police Department recovered 16 cell phone tower backup batteries which are not needed for public service and shall be auctioned on line conducted through GovDeals pursuant to State Contract T-2581 in accordance with the terms and conditions of the State Contract. The terms and conditions of the agreement entered into with GovDeals is available online at govdeals.com and also available at the office of Municipal Clerk, of the Township of Mahwah.
- (2) The sale will be conducted online and the address of the auction site is govdeals.com
- (3) The sale is being conducted pursuant to Local Finance Notice 2008-09.
- (4) The excess 16 cell phone tower backup power batteries as identified shall be sold in an “as-is” condition without expressed or implied warranties with the successful bidder required to execute a Hold Harmless and Indemnification Agreement concerning use of said excess vehicles.
- (5) The Township of Mahwah reserves the right to accept or reject any bid submitted.

- (6) The Township shall dispose of the 16 cell phone tower backup power batteries in accordance with all applicable environmental regulations if the item does not sell on GovDeals auction.

BE IT FURTHER RESOLVED that a notice of date, time and place of the public sale together with a description of the items to be sold will be advertised in the official newspaper, pursuant to N.J.S.A 40A:11-36.

BE IT FURTHER RESOLVED that the Municipal Clerk shall forward a copy of this Resolution to the Business Administrator; CFO; Administrative Assistant/QPA, Police Chief; and GovDeals, 100 Capitol Commerce Blvd., Suite 110, Montgomery Alabama 36117.

I hereby certify that this resolution consisting of two page(s), was adopted at a meeting of the Township Council of the Township of Mahwah, on this 30th day of November, 2017.

Kathrine Coviello RMC/CMCMMC
Municipal Clerk

Robert Hermansen
Council President

RESOLUTION
TOWNSHIP OF MAHWAH
P.O. Box 733
MAHWAH, NJ 07430

Resolution #407-17

Date: November 30, 2017

Name	Motion	Second	Yes	No	Abstain	Absent
Ariemma						
Ervin						
May						
Sbarra						
Wong						
Wysocki						
Hermansen						

WHEREAS, the Township Council of the Township of Mahwah is authorized to adopt resolutions permitting the use of electronic funds transfers- Electronic Funds Transfers (EFT) in the form of an Automated Clearing House (ACH) transfer for purchases that cannot be made using purchase orders and paper checks, pursuant to N.J.S.A. 40A:5-16(c) and N.J.A.C. 5:30-9A.1 to 9A.8; and

WHEREAS, the Township Council finds that EFT in the form of an ACH payment should be authorized to the United States Postal Service CMRS-POC, P.O. Box 7247-0255, Philadelphia, Pennsylvania 19170-0255 for Township postage meter replenishments; and

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Mahwah authorizes the Chief Financial Officer to process EFT payments to the United States Postal Service CMRS-POC, P.O. Box 7247-0255, Philadelphia, Pennsylvania 19170-0255 for Township postage meter replenishments.

BE IT FURTHER RESOLVED that the Township Clerk shall keep a copy of this Resolution on file and available for inspection in the Office of the Township Clerk and that the Township Clerk shall forward a copy of this Resolution to the Business Administrator, Administrative Assistant/QPA, CFO, Accounts Payable, and United States Postal Service CMRS-POC, P.O. Box 7247-0255, Philadelphia, Pennsylvania 19170-0255.

I hereby certify that this resolution consisting of one page(s), was adopted at a meeting of the Township Council of the Township of Mahwah, on the 30th day of November 2017.

 Kathrine G. Coviello, RMC/CMC/MMC
 Municipal Clerk

 Robert Hermansen
 Council President