TOWNSHIP OF DENVILLE MUNICIPAL COUNCIL
REGULAR MEETING
July 14, 2020, 7:30 P.M.

- Salute to the Flag
- Invocation
- Statement of Compliance with Open Public Meetings Act
- Roll Call:
  Council Members
  _____ Borowiec  _____ Coté  _____ Gabel
  _____ Buie  _____ Fahrer  _____ Golinski
  _____ Murphy, Council President

In Attendance
  _____ Mayor Andes  _____ Administrator Ward
  _____ Township Attorney Semrau  _____ Other: ____________________

PROCLAMATIONS / PRESENTATIONS / CEREMONIAL MATTERS
(Presentations are coordinated in advance with the Council President and are limited to thirty (30) minutes or less)

PUBLIC COMMENT ON THE TOWNSHIP OF DENVILLE
DOWNTOWN BUSINESS IMPROVEMENT DISTRICT 2020 BUDGET

R-20-119: Resolution Authorizing Adoption of 2020 Budget of the Township of Denville Downtown Business Improvement District

- Council Liaison/Committee Reports
- Mayor’s Report
- Administrator’s Report
- Correspondence

Public Portion (Please limit comments to a maximum of three (3) minutes)

Matters of Old/New Business: NONE

ORDINANCES FOR ADOPTION

08-20: An Ordinance Adopting a Codification and Revision of the Ordinances of the Township of Denville, County of Morris, State of New Jersey; Providing for the Maintenance of said Code; Repealing and Saving from Repeal Certain Ordinances Not Included Therein; Establishing a Penalty for Altering or
Tampering with this Code; and Making Certain Changes in Previously Adopted Ordinances

09-20: An Ordinance of the Township of Denville, in the County of Morris and State of New Jersey, to Amend Chapter 8, Parking Lots and Parking Meters, to Modify Certain Parking Regulations Pertaining to the Bloomfield Avenue, Savage Road and First Avenue Parking Lots

ORDINANCES FOR INTRODUCTION

ITEMS FOR DISCUSSION AND/OR ACTION

NONE

RESOLUTIONS

CONSENT AGENDA:

R-20-120: Resolution Authorizing Reinstatement of the Original Sewer Assessment Installment Plan for Certain Properties in the Township of Denville

R-20-121: Resolution Authorizing the Refund of Recreation Department Fee

R-20-122: Resolution Continuing the Township of Denville Municipal Alliance Committee for the Year 2020-2021

R-20-123: Resolution Authorizing the Execution of Change Order No. 1 with Tunstead Landscape and Construction Services, LLC for Field and Lawn Landscaping Services

R-20-124: Resolution to Authorize Certain Amendments to the Agreement Between the Denville Board of Education and the Township of Denville for Class III Special Officers

NON-CONSENT AGENDA:

R-20-125: Resolution Authorizing the Award of a Contract to Upgrade the Municipal Building Current Summit System Boilers to Tracer SC+ and Install a New Bacnet DDC Controllers to Monitor and Control the Boiler System in Accordance with Omni Partners Purchasing Alliance Contract 15-JLP-0231

R-20-126: Resolution Authorizing the Award of a Contract for the Purchase of a 2020 Ford Explorer Vehicle in Accordance with the New Jersey Cooperative Purchasing Alliance No. CK04
R-20-127: Resolution Authorizing the Award of a Contract for the Purchase of a New Holland TS6.110 Four Wheel Tractor and an Alamo Machete Boom Mower in Accordance with the New Jersey State Approved Cooperative ESCNJ 18/19-22 and 18/19/25

R-20-128: Resolution Authorizing the Award of a Contract for the Purchase of Two (2) 2020 Ford F350 Pick Up 4X4 Regular Cab Vehicles in Accordance with the New Jersey Cooperative Purchasing Alliance No.

R-20-129: Resolution Authorizing the Award of a Professional Services Contract for Appraisal Consultant Services in Connection with a Tax Appeal Matter

R-20-130: Resolution Authorizing the Award of a Contract for the Purchase of Denville Department of Public Works Water Fittings and Valves

R-20-131: A Resolution of the Township of Denville, in County of Morris and State of New Jersey, Authorizing a Developer’s Agreement Between the Township and Toll Brothers, Inc. in Connection with Development of 360 Franklin Avenue (Block 40001, Lot 4 & Block 40203, Lot 1)

R-20-132: Resolution Authorizing the Settlement of Certain Tax Appeals

MINUTES FOR ADOPTION

- April 7, 2020
- May 5, 2020

MOTION TO ADJOURN
RESOLUTION AUTHORIZING ADOPTION OF THE 2020 BUDGET OF THE TOWNSHIP OF DENVILLE DOWNTOWN BUSINESS IMPROVEMENT DISTRICT

BE IT RESOLVED that the following statements of revenues and appropriations shall constitute the Township of Denville Downtown Business Improvement District budget for calendar year 2020; and

BE IT FURTHER RESOLVED by the Municipal Council of the Township of Denville, County of Morris, State of New Jersey that the budget set forth is hereby adopted and shall constitute an appropriation for the purposes stated below.

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<tr>
<th>REVENUE</th>
<th>2019 ACTUAL</th>
<th>2020 BUDGET</th>
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<tr>
<td>Assessment</td>
<td>$104,160.00</td>
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<td>Township Contribution</td>
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<td>Fund Balance/Initial Contribution</td>
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<td>Government Grants - other</td>
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<td>Charitable Donation</td>
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<td>Interest Earned</td>
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<td>Total Revenue</td>
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<th>Expenses</th>
<th>2019 Actual</th>
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<td>Regular Salary</td>
<td>$67,275.00</td>
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<td>Incentive Bonus</td>
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Rent & supplies

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<tr>
<th>Items</th>
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<td>Software</td>
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Modem, Hardware, Internet $1,508.24 $1,200.00

**Economic Revitalization/Development**
- Beautification/Improvements $11,500.00 $15,000.00
- Capital Improvements $52,939.31
- Advertising/Marketing $8,178.91 $15,000.00
- Subscriptions/dues  $1,970.00 $10,000.00
- Misc Contractual Services $1,928.25 Traffic

**Special Events**
- Program Events -$7,381.00 $0.00
- Quarterly Breakfast $2.85 $1,500.00
- Lunar New Year $3,136.71 $2,000.00
- Block Party -$2,351.34 $2,000.00
- Art Walk (GNO) $707.24 $0.00
- Spring into Denville $1,396.30 $2,000.00
- Decorate a Bear $707.24 $2,000.00
- Restaurant Week $1,102.99 $2,000.00
- Pink Witches -$8,208.37 $2,000.00
- Holiday Open House & $8,310.31 $2,000.00
- Small Biz Saturday $6,000.00
- Legal Services $1,500.00
- Audit/Accounting $6,125.21 $6,000.00
- D&O Ins $0.00
- Travel/Meals $1,210.98 $2,000.00

**Total Expenses** $188,676.42 $209,300.00

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**BY ORDER OF THE MUNICIPAL COUNCIL**

**OF THE TOWNSHIP OF DENVILLE**

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

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**Certification Date:**

Tara M. Pettoni, RMC
Municipal Clerk
Ayes:
Nays:
Absent:
ORDINANCE NO. 08-20

BE IT RESOLVED that an Ordinance entitled:

An Ordinance Adopting a Codification and Revision of the Ordinances of the Township of Denville, County of Morris, State of New Jersey; Providing for the Maintenance of said Code; Repealing and Saving from Repeal Certain Ordinances Not Included Therein; Establishing a Penalty for Altering or Tampering with this Code; and Making Certain Changes in Previously Adopted Ordinances

Be Read by Title on Second Reading and a Hearing Held Thereon:

COUNCIL PRESIDENT: MOTION TO READ BY TITLE
ROLL CALL
OPEN PUBLIC HEARING
CLOSE PUBLIC HEARING

BE IT RESOLVED that an Ordinance entitled:

An Ordinance Adopting a Codification and Revision of the Ordinances of the Township of Denville, County of Morris, State of New Jersey; Providing for the Maintenance of said Code; Repealing and Saving from Repeal Certain Ordinances Not Included Therein; Establishing a Penalty for Altering or Tampering with this Code; and Making Certain Changes in Previously Adopted Ordinances

Be passed on Final Reading and that a Notice of Final Passage be published in the 07-22-2020 edition of The Citizen newspaper.

COUNCIL PRESIDENT: MOTION TO ADOPT
ROLL CALL ON ADOPTION

Dated: 07/14/2020
ORDINANCE NO. 08-20

AN ORDINANCE ADOPTING A CODIFICATION AND REVISION OF THE
ORDINANCES OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE
OF NEW JERSEY; PROVIDING FOR THE MAINTENANCE OF SAID CODE;
REPEALING AND SAVING FROM REPEAL CERTAIN ORDINANCES NOT
INCLUDED THEREIN; ESTABLISHING A PENALTY FOR ALTERING OR
TAMPERING WITH THIS CODE; AND MAKING CERTAIN CHANGES IN
PREVIOUSLY ADOPTED ORDINANCES

Be it ordained and enacted by the Township Council of the Township of Denville, County
of Morris, State of New Jersey, as follows:

§ 1-9. Adoption of Code.

Pursuant to N.J.S.A. 40:49-4, the ordinances of the Township of Denville of a general and
permanent nature adopted by the Township Council of the Township of Denville, as
revised, codified and consolidated into chapters and sections by General Code, and
consisting of Chapters 1 through 600, together with Appendixes, are hereby approved,
adopted, ordained and enacted as the "Revised General Ordinances of the Township of
Denville," hereinafter known and referred to as "this Code."

§ 1-10. Code supersedes prior ordinances.

This ordinance and this Code shall supersede all other general and permanent ordinances
enacted prior to the enactment of this Code, except such ordinances as are hereinafter
expressly saved from repeal or continued in force.

§ 1-11. When effective.

This ordinance shall take effect immediately upon passage and publication according to
law.


A copy of this Code in loose-leaf form has been filed in the office of the Township Clerk
and shall remain there for use and examination by the public until final action is taken on
this ordinance; and, if this ordinance shall be adopted, such copy shall be certified to by
the Clerk of the Township of Denville by impressing thereon the Seal of the Township, as
provided by law, and such certified copy shall remain on file in the office of the Clerk of
the Township, to be made available to persons desiring to examine the same during all
times while said Code is in effect.

Any and all additions, amendments or supplements to this Code, when passed and adopted in such form as to indicate the intent of the governing body to make them a part thereof, shall be deemed to be incorporated into such Code so that reference to the "Code of the Township of Denville" shall be understood and intended to include such additions and amendments. Whenever such additions, amendments or supplements to this Code shall be adopted, they shall thereafter be printed and, as provided hereunder, inserted in the loose-leaf book containing said Code as amendments and supplements thereto.

§ 1-14. Publication; filing.

The Clerk of the Township of Denville, pursuant to law, shall cause this Adopting Ordinance to be published, in the manner required, in a newspaper of general circulation in the Township. Sufficient copies of this Code shall be maintained in the office of the Clerk for inspection by the public at all times during regular office hours. The enactment and publication of this Adopting Ordinance, coupled with availability of copies of this Code for inspection by the public, shall be deemed, held and considered to be due and legal publication of all provisions of this Code for all purposes.

§ 1-15. Code book to be kept up-to-date.

It shall be the duty of the Clerk or someone authorized and directed by the Clerk to keep up-to-date the certified copy of the book containing this Code required to be filed in his or her office for the use of the public. All changes in said Code and all ordinances adopted subsequent to the effective date of this codification which shall be adopted specifically as part of this Code shall, when finally adopted, be included therein by reference until such changes or new ordinances are printed as supplements to said Code book, at which time such supplements shall be inserted therein.


Copies of this Code, or any chapter or portion of it, may be purchased from the Clerk, or an authorized agent of the Clerk, upon the payment of a fee authorized by the Township. The Clerk shall also arrange for procedures for the periodic supplementation of this Code.

§ 1-17. Altering or tampering with Code; penalties for violation.

It shall be unlawful for anyone to improperly change or amend, by additions or deletions, any part or portion of this Code or to alter or tamper with such Code in any manner whatsoever which will cause the law of the Township of Denville to be misrepresented thereby. Anyone violating this section or any part of this ordinance shall be subject, upon conviction, to one or more of the following: a fine of not more than $2,000, imprisonment for not more than 90 days or a period of community service not exceeding 90 days, in the discretion of the Judge imposing the same.

Each section of this Code and every part of each section is an independent section or part of a section, and the holding of any section or a part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.


Each section of this ordinance is an independent section, and the holding of any section or part thereof to be unconstitutional, void or ineffective for any cause shall not be deemed to affect the validity or constitutionality of any other sections or parts thereof.

§ 1-20. Repealer.

A. All ordinances or parts of ordinances of a general and permanent nature adopted and in force on the date of the adoption of this ordinance and not contained in this Code are hereby repealed as of the effective date of this Adopting Ordinance, except as hereinafter provided.

B. Repeal of specific ordinances. The Township Council of the Township of Denville has determined that the following ordinances are no longer in effect and hereby specifically repeals the following legislation:

   (1) Code Adoption Ordinance, adopted May 16, 1978;

   (2) The Land Use Codification Ordinance, Ord. No. 10-90.

§ 1-21. Ordinances saved from repeal.

The adoption of this Code and the repeal of ordinances provided for in § 1-20 of this ordinance shall not affect the following ordinances, rights and obligations, which are hereby expressly saved from repeal:

A. Any ordinance adopted subsequent to September 3, 2017.

B. Any right or liability established, accrued or incurred under any legislative provision prior to the effective date of this ordinance or any action or proceeding brought for the enforcement of such right or liability.

C. Any offense or act committed or done before the effective date of this ordinance in violation of any legislative provision or any penalty, punishment or forfeiture which may result therefrom.

D. Any prosecution, indictment, action, suit or other proceeding pending or any judgment rendered, prior to the effective date of this ordinance, brought pursuant to any legislative provision.
E. Any franchise, license, right, easement or privilege heretofore granted or
conferred.

F. Any ordinance providing for the laying out, opening, altering, widening, relocating,
straightening, establishing of grade, changing of name, improvement, acceptance
or vacation of any right-of-way, easement, street, road, highway, park or other
public place or any portion thereof.

G. Any ordinance or resolution appropriating money or transferring funds, promising
or guaranteeing the payment of money or authorizing the issuance and delivery of
any bond or other instruments or evidence of the Township’s indebtedness.

H. Ordinances authorizing the purchase, sale, lease or transfer of property or any
lawful contract, agreement or obligation.

I. The levy or imposition of taxes, assessments or charges or the approval of the
municipal budget.

J. The dedication of property or approval of preliminary or final subdivision plats.

K. All currently effective ordinances pertaining to the rate and manner of payment of
salaries and compensation of officers and employees.

L. Any ordinance adopting or amending the Zoning Map.

M. Any ordinance relating to or establishing a pension plan or pension fund for
municipal employees.

§ 1-22. Changes in previously adopted ordinances.

A. In compiling and preparing the ordinances for adoption and revision as part of this
Code pursuant to N.J.S.A. 40:49-4, certain grammatical changes and other minor
changes were made in one or more of said ordinances. It is the intention of the
Township Council that all such changes be adopted as part of this Code as if the
ordinances so changed had been previously formally amended to read as such.

B. In addition, the changes, amendments or revisions as set forth in Schedule A
attached hereto and made a part hereof are made herewith, to become effective
upon the effective date of this ordinance. (Chapter and section number references
are to the ordinances as they have been renumbered and appear in this Code.)

C. Nomenclature.

(1) Throughout the Revised General Ordinances of the Township of Denville, the
term “handicapped person” is revised to “person with a disability.”

(2) Within Chapter 149, Buildings, Moving of; Chapter 155, Buildings, Unfit;
Chapter 163, Carnivals, Shows and Circuses; and Chapter 419, Rooming
Houses and Boardinghouses, the term “Building Inspector” is revised to “Construction Official.”

(3) Within Chapter 195, Construction Codes, Uniform, the term “Building Code” is revised to “Division of Construction Code Enforcement and Zoning in the Department of Community Development.”

(4) Within Chapter 277, Food, the term “Division of Health” is revised to “Department of Health and Social Services.”

(5) Within Chapter 507, Swimming Pools, the term “Township Health Department” is revised to “Township Department of Health and Social Services.”

(6) Within Chapter 600, Land Use, the term “Township Board of Health” is revised to “Township Department of Health and Social Services.”

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

ATTEST: APPROVED:

_________________________ ___________________________
TARA M. PETTONI, RMC MAYOR THOMAS W. ANDES
MUNICIPAL CLERK TOWNSHIP OF DENVILLE

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Municipal Council of the Township of Denville at its meeting held on ________________ 2020.
ORDINANCE NO. 09-20

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, in the County of Morris and State of New Jersey, to Amend Chapter 8, Parking Lots and Parking Meters, to Modify Certain Parking Regulations Pertaining to the Bloomfield Avenue, Savage Road and First Avenue Parking Lots

Be Read by Title on Second Reading and a Hearing Held Thereon:

COUNCIL PRESIDENT:  MOTION TO READ BY TITLE
ROLL CALL
OPEN PUBLIC HEARING
CLOSE PUBLIC HEARING

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, in the County of Morris and State of New Jersey, to Amend Chapter 8, Parking Lots and Parking Meters, to Modify Certain Parking Regulations Pertaining to the Bloomfield Avenue, Savage Road and First Avenue Parking Lots

Be passed on Final Reading and that a Notice of Final Passage be published in the 07-22-2020 edition of The Citizen newspaper.

COUNCIL PRESIDENT:  MOTION TO ADOPT
ROLL CALL ON ADOPTION

Dated:  07/14/2020
ORDINANCE NO. 09-20

AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, IN THE COUNTY OF MORRIS AND STATE OF NEW JERSEY, TO AMEND CHAPTER 8, PARKING LOTS AND PARKING METERS, TO MODIFY CERTAIN PARKING REGULATIONS PERTAINING TO THE BLOOMFIELD AVENUE, SAVAGE ROAD AND FIRST AVENUE PARKING LOTS

WHEREAS, the Township of Denville has conducted a review of its parking regulations; and

WHEREAS, to better accommodate shoppers and visitors to the Township's business district, the Township finds it beneficial to modify certain parking regulations pertaining to the Bloomfield Avenue, Savage Road and First Avenue parking lots; and

WHEREAS, the Mayor and Administration, with the concurrence of the Police Chief, have recommended these modifications as in the best interest of the Township and its local business district.

NOW, THEREFORE, BE IT ORDAINED, by the Municipal Council of the Township of Denville, in the County of Morris and State of New Jersey, as follows:

SECTION 1. Chapter 8, Parking Lots and Parking Meters, Section 8-1.2, Parking lot restrictions, of the Township Code is hereby amended to read as follows:

8-1.2. Parking lot restrictions

No operator or owner of a vehicle shall, at any time, within the areas designated in this section or within a municipal facility, park a vehicle, or permit the parking of a vehicle:

a. In any driveway.

b. On a crosswalk or walkway.

c. On a center island or dividing strip.

d. On any grass area or planted space.

e. In any entrance or exit from any parking area.

f. In any space other than within a single space designated for parking by pavement markings or otherwise.

g. From 3:00 a.m. to 6:00 a.m. on each and every day, unless

1. The owner of the vehicle holds a Township parking permit for the First Avenue Lot and parks the vehicle in a posted permit parking space of the First Avenue Lot, as shown in orange on the attached Exhibit A; or
2. The owner of the vehicle holds a Township parking permit for the Bloomfield Avenue Lot and parks the vehicle in a posted permit parking space of the Bloomfield Avenue Lot, as shown in orange on the attached Exhibit A; or

3. The owner of the vehicle holds a Township parking permit for the Savage Road Lot and parks the vehicle in a posted permit parking space of the Savage Road Lot, as shown as Area A on the attached Exhibit B; or

4. With respect to a municipal facility, the operator of the vehicle is an employee of the municipal facility or a person having business at the municipal facility during such hours.

h. If the vehicle is over 9,000 pounds gross weight.

i. In posted spaces of the Bloomfield Avenue Lot during a snow event.

j. In the westernmost three aisles of the Bloomfield Avenue Lot each Sunday from 3:00 a.m. to 1:00 p.m., due to the Farmer's Market.

SECTION 2. Chapter 8, Parking Lots and Parking Meters, Section 8-1.3, Parking permit, of the Township Code is hereby amended to read as follows:

8-1.3. Permit Parking

No operator or owner shall park a vehicle at any time within the parking areas set forth in Section 8-2 in spaces designated as permit parking (by signage and/or roadway markings) unless the vehicle is a passenger vehicle or has a gross vehicle weight of 9,000 pounds or less, and the owner of the vehicle shall have first applied to the Township for a permit to park the vehicle within the lot and a permit has been granted by the Township and is suitably displayed on the vehicle.

a. Application for a parking permit shall be made upon forms that will be supplied by the Township Clerk.

b. The fee required to be paid for a parking permit shall be as set forth in Chapter 2A, Fees.

c. Parking permits will be issued on a yearly (calendar year), six-month (January to June or July to December), monthly (calendar month) or daily basis for specific parking lot locations. Permit parking shall not be valid at any metered space unless money is put into the meter, or in any time-limit space in excess of the posted limit.

1. Permits issued for the First Avenue Lot will be valid only in the First Avenue Lot.
2. Permits issued for the Savage Road Lot will be valid only in the Savage Road Lot.
3. All other permits will be valid in the Bloomfield Avenue, West Main Street and Mt. Tabor Train Station lots.

d. Permits are to be displayed in accordance with the following procedures:
1. All permits must be hung on the rear-view mirror, with the exception of special one-day permits, which must be displayed on the dashboard.

2. Failure to display a permit in the foregoing locations shall result in the issuance of a summons. The fact that a current permit was issued shall not be deemed a defense if it is not properly displayed.

3. Parking with a permit in a parking lot or permit parking location other than as designated on the permit will result in the issuance of a summons.

e. Permit regulations.

1. Permits must be displayed as instructed above on the first day of the permit period and each day thereafter.

2. Permits shall be required during the periods of operation set forth in Subsection 8-1.5.

3. Vehicles should be locked at all times. Denville Township shall not be responsible for lost permits or any personal possessions in vehicles.

4. All permits are transferable between vehicles, but may be used only in the lot or lots designated in the permit.

5. For all lots designated in Section 8-2, the Township Clerk's office will issue parking permits either by mail or in person at the Clerk's office on a first-come first-served basis. Applications for all permits may be obtained from the Clerk's office or from the Township's website.

6. If the permit is damaged, the old permit must be brought to the Township Clerk's office before issuance of a replacement at a fee as set forth in Chapter 2A, Fees.

7. No refunds, rebates or prorated fee shall be given for any permit.

8. Persons without a regular parking permit may obtain a special one-day parking permit issued by the Township Clerk's office for the lots designated in Subsection 8-1.3c2. One-day permits will be issued as space allows and at a cost as set forth in Chapter 2A, Fees.

9. Any person who attempts to remove or tamper with parking enforcement materials shall be subject to a fine not to exceed $2,000 or imprisonment for a period not exceeding 90 days or community service for a period not exceeding 90 days, or any combination thereof.

10. When a permit is lost or stolen, the Denville Police Department must be notified and a report made. Also, the permittee must file an affidavit with the Township Clerk's Office. Permits may be replaced at the fee set forth in Chapter 2A.

**SECTION 3.** Chapter 8, Parking Lots and Parking Meters, Section 8-1.4, Parking meter fees, of the Township Code is hereby amended to read as follows:

**8-1.4. Metered Parking**

No person shall park a vehicle within the parking areas set forth in Section 8-2 in spaces designated as metered parking (by individual meter or common meter) without paying the required fee in accordance with Chapter 2A Fees, or allow a vehicle to remain parked in excess of the paid time limit.

**SECTION 4.** Chapter 8, Parking Lots and Parking Meters, Section 8-1.5, Operation of off-street parking areas, of the Township Code is hereby retitled and amended to read as follows.
(Current Section 8-1.5, Operation of off-street parking areas, is renumbered as set forth below in Section 6.)

8-1.5. Time Limit Parking

No person shall park a vehicle within the parking areas set forth in Section 8-2 in spaces designated as time-limit parking in excess of the posted permissible time limit.

SECTION 5. Chapter 8, Parking Lots and Parking Meters, Section 8-1.6, Presumption of unlawful parking, of the Township Code is hereby reitled and amended to read as follows. (Current Section 8-1.6, Presumption of unlawful parking, is renumbered as set forth below in Section 7.)

8-1.6. Daily Free Parking

No person shall park a vehicle in the parking areas set forth in Section 8-2 in spaces designated as free daily parking in violation of Section 8-1.2.

SECTION 6. Chapter 8, Parking Lots and Parking Meters, Section 8-1.7, Operation of off-street parking areas, shall read as follows:

8-1.7. Operation of off-street parking areas

a. The Mt. Tabor Train Station Lot designated in Section 8-2 shall be operated from 9:00 a.m. to 6:00 p.m., Monday through Friday, during which period the legal parking limits shall apply.

b. The West Main Street Lot and the First Avenue Lot designated in section 8-2 shall be operated from 9:00 a.m. to 6:00 p.m., Monday through Saturday, during which period the legal parking limits and/or parking meter fees as set forth in Chapter 2A shall apply, provided that a vehicle that does not have a permit issued pursuant to Section 8-1 shall not park for more than three hours in the First Avenue Lot.

c. All off-street parking areas designated in Section 8-2, except for posted permit parking spaces authorizing overnight parking with a valid permit in the First Avenue and Bloomfield Avenue lots, shall be closed to any parking of any vehicle from 3:00 a.m. to 6:00 a.m. on each and every day.

d. Area A of the Church Street Lot (consisting of the two most southerly spaces) as designated on Exhibit C[1] shall be designated as electric vehicle charging stations and reserved for the exclusive use of electric vehicles. Any vehicle that is not an electric vehicle is prohibited from parking in the designated spaces.

SECTION 7. Previous Section 8-1.6, Presumption of unlawful parking, of the Township Code, is hereby renumbered to Section 8-1.8. The title and text remain unchanged.

SECTION 8. Previous Section 8-1.7, Unlawful overtime parking, of the Township Code, is hereby renumbered and amended to read as follows:
Section 8-1.9. Unlawful overtime parking

It shall be unlawful and an offense for any person to permit a vehicle registered in their name to remain in any parking space while the parking meter adjacent to the parking space is displaying a signal showing that the time for which the privilege granted to park in the space has expired.

SECTION 9. Previous Sections 8-1.8 through 8-1.11 of the Township Code are hereby renumbered for the purposes of codification. The titles and text remain unchanged.

SECTION 10. EFFECTIVE JANUARY 1, 2021, Chapter 2A Fees, Rates and Charges, Section 2A-4.1 Parking fees, of the Township Code, shall hereby be amended to read as follows:

Yearly permit — First Avenue Lot $250
Yearly permit — general permit $200
Six-month permit $100
Monthly permit $30
Special one-day permit $2
Replacement of lost permit $50

SECTION 11. EFFECTIVE JANUARY 1, 2021, Chapter 8, Parking Lots and Parking Meters, Section 8-1.2, Parking lot restrictions, of the Township Code is hereby amended to read as follows:

Section 8-1.2. Parking lot restrictions

No operator or owner of a vehicle shall, at any time, within the areas designated in this section or within a municipal facility, park a vehicle, or permit the parking of a vehicle:

a. In any driveway.
b. On a crosswalk or walkway.
c. On a center island or dividing strip.
d. On any grass area or planted space.
e. In any entrance or exit from any parking area.
f. In any space other than within a single space designated for parking by pavement markings or otherwise.
g. From 3:00 a.m. to 6:00 a.m. on each and every day, unless
1. The owner of the vehicle holds a Township parking permit for the First Avenue Lot and parks the vehicle in a posted permit parking space of the First Avenue Lot, as shown in orange on the attached Exhibit A; or

2. The owner of the vehicle holds a Township parking permit for the Bloomfield Avenue Lot and parks the vehicle in a posted permit parking space of the Bloomfield Avenue Lot, as shown in orange on the attached Exhibit A; or

3. With respect to a municipal facility, the operator of the vehicle is an employee of the municipal facility or a person having business at the municipal facility during such hours.

h. If the vehicle is over 9,000 pounds gross weight.

i. In posted spaces of the Bloomfield Avenue Lot during a snow event.

j. In the westernmost three aisles of the Bloomfield Avenue Lot each Sunday from 3:00 a.m. to 1:00 p.m., due to the Farmer’s Market.

**SECTION 12. EFFECTIVE JANUARY 1, 2021.** Chapter 8, Parking Lots and Parking Meters, Section 8-1.3, Parking permit, Subsection 8-1.3c of the Township Code is hereby amended to read as follows:

c. Parking permits will be issued on a yearly (calendar year), six-month (January to June or July to December), monthly (calendar month) or daily basis for specific parking lot locations. Permit parking shall not be valid at any metered space unless money is put into the meter, or in any time-limit space in excess of the posted limit.

1. Permits issued for the First Avenue Lot will be valid only in the First Avenue Lot.
2. All other permits will be valid in the Bloomfield Avenue, West Main Street and Mt. Tabor Train Station lots.

**SECTION 13.** All ordinances of the Township of Denville that are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

**SECTION 14.** If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

**SECTION 15.** This Ordinance may be renumbered for the purpose of codification.

**SECTION 16.** This Ordinance shall take effect as required by law, upon the posting of appropriate signs.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE
I hereby certify the foregoing to be a true copy of an ordinance adopted by the Municipal Council of the Township of Denville at its meeting held on ______________, 2020.
RESOLUTION AUTHORIZING REINSTATEMENT OF THE ORIGINAL SEWER ASSESSMENT INSTALLMENT PLAN FOR CERTAIN PROPERTIES IN THE TOWNSHIP OF DENVILLE

WHEREAS, on February 14, 2012, the Municipal Council confirmed sewer assessments for certain properties in the Township of Denville; and

WHEREAS, the resolution confirming said assessments authorized the payment of the assessments in yearly installments over a twenty-year period commencing April 14, 2012; and

WHEREAS, certain property owners have failed to make their installment payments when they became due; and

WHEREAS, N.J.S.A. 40:56-35 provides in pertinent part that if any such installment shall remain unpaid for 30 days after the time when said payment shall become due, either the whole assessment shall immediately become due, or the governing body may, by resolution, permit any person who is delinquent in the payment of such an installment to pay only the amount of the delinquent payment due, plus accrued interest, and have the payment of said assessment placed back on the regular installment payment schedule; and

WHEREAS, the following property owners:

DeFranco, Gibbs, Gill, Hepburn, Malatesta, Marsh, Patel, Stadlander, Uzzolina, Wendland

have petitioned the Council to permit the reinstatement of their original installment plan and have tendered to the Tax Collector the requisite amount to bring their accounts current in accordance with the above-referenced statute; and

WHEREAS, the Municipal Council wishes to allow the above-referenced property owners to resume payment of their assessments on the original installment schedules approved for their properties.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville, in the County of Morris and State of New Jersey, that the Tax Collector be authorized to accept payment of the delinquent installments due, plus interest, from the above-referenced property owners for their sewer assessments and that said property owners be permitted to pay all subsequent installments established for their properties over the balance of the twenty-year installment period previously authorized by the Municipal Council.

BE IT FURTHER RESOLVED, that should any of the above-referenced property owners default on any future installments, the full amount of the sewer assessment shall become due.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of a resolution approved by the Municipal Council at their meeting held on July 14, 2020.

Certification Date: ________________________
Tara M. Pettoni, RMC
Municipal Clerk
RESOLUTION AUTHORIZING REFUND OF RECREATION DEPARTMENT FEE

WHEREAS, certain residents of the Township of Denville have paid program fees to the Recreation Department; and

WHEREAS, these residents did not avail themselves of the program for which said fees were paid.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville that refunds, in the amounts designated in this resolution, are authorized to be issued to the residents named in said resolution as follows:

<table>
<thead>
<tr>
<th>NAME</th>
<th>REFUND AMOUNT</th>
<th>PROGRAM</th>
</tr>
</thead>
<tbody>
<tr>
<td>Keith Crowningshield</td>
<td>$35.00</td>
<td>Men’s Softball – 2020</td>
</tr>
<tr>
<td>Karen Katt</td>
<td>$15.00</td>
<td>Senior Yoga – Spring 2020</td>
</tr>
</tbody>
</table>

    BY ORDER OF THE MUNICIPAL COUNCIL
    OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: ____________________________

Tara M. Pettoni, RMC
Municipal Clerk
RESOLUTION CONTINUING THE TOWNSHIP OF DENVILLE MUNICIPAL ALLIANCE COMMITTEE FOR THE YEAR 2020-2021

BE IT RESOLVED by the Mayor and Municipal Council of the Township of Denville in the County of Morris and State of New Jersey that, in compliance with Public Law 1989, Chapter 51 and the Governor's Council on Alcoholism and Drug Abuse, the committee known as the Municipal Alliance Committee of the Township of Denville is hereby continued; and

BE IT FURTHER RESOLVED that the Municipal Alliance Committee pledges to work toward the accomplishment of the following goals as directed in the Chapter 51 Legislation:

1. Organize and coordinate the efforts of school, police, business groups and other community organizations to fight drug/alcohol abuse through any and all means available.

2. Adopt clear procedures for the intervention, treatment and discipline of students abusing alcohol and drugs.

3. Provide a comprehensive drug/alcohol abuse education and outreach program for parents.

4. Provide a comprehensive community substance awareness program.

BE IT FURTHER RESOLVED that the above-mentioned Alliance will be recognized as an Ad Hoc Advisory Committee reporting to the Mayor.

BE IT FURTHER RESOLVED that the membership of the Alliance shall include, but not be limited to, the following representatives: the Substance Abuse Coordinator, Township Official(s), Township Police representative(s), member(s) of the Board of Education, member(s) of local community organization(s), member(s) of local religious group(s), and interested private citizens.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: ____________________________

Tara M. Pettoni, RMC
Municipal Clerk
RESOLUTION AUTHORIZING THE EXECUTION OF CHANGE ORDER NO. 1 WITH TUNSTEAD LANDSCAPE AND CONSTRUCTION SERVICES, LLC FOR FIELD AND LAWN LANDSCAPING SERVICES

WHEREAS, the Township of Denville and Tunstead Landscape and Construction Services, LLC. entered into a contract dated February 20, 2019 to provide Field and Lawn landscaping services for the Public Works and Building and Grounds Department; and

WHEREAS, two additional properties were located that were not in the original contract documents; and

WHEREAS, John Ciardi, Building and Grounds Supervisor, has recommended that a change order be authorized to provide for (4) four additional cuts on Mary Ave and at the Route 46/53 ramp with a total yearly net increase in the contract sum of $1,020.00; and

WHEREAS, the Chief Financial Officer of the Township of Denville has certified in certification # 20-31, which is annexed hereto and made a part thereof, that this contract will be charged to the following budget appropriation and that adequate funds are available under the following line item account:

01-201-26-310-285  $1,020.00

WHEREAS, the Township is agreeable to granting the requested change as reflected in Change Order # 1 which will increase the contract sum from $103,920.00 to $104,940.00 for each calendar year 2020 and 2021.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Denville, in the County of Morris, and State of New Jersey, that the contract between the Township and Tunstead Landscape Services and Construction, LLC dated February 20, 2020 for the Two year services contract for Field and Lawn maintenance services in the Township of Denville, shall be amended as described in the attached Change Order # 1; and that the Mayor and Township Clerk be authorized and directed to execute said Change Order # 1 on behalf of the Township.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: ____________________________  Tara M. Pettoni, RMC
Tara M. Pettoni, Municipal Clerk
TOWNSHIP OF DENVILLE

Request For And Certification As To The Availability
Of Adequate Funds For A Contract Which Is Pending Approval
By The Governing Body

Date of Request 07/09/20

Tunstead Landscape Services and Construction LLC
6 Fairchild Place
Whippany, NJ 07981
Name and Address of Contractor

Field and lawn maintenance Change Order #1 $1,020.00
Name of Description of Pending contract Amount of Contract

This contract will be charged to the following budget appropriations as per the detailed budget:

<table>
<thead>
<tr>
<th>DEPT., ACCT. #, ORD. #</th>
<th>Current Fund</th>
<th>TOTAL</th>
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<tbody>
<tr>
<td>01-201-26-310-285</td>
<td>$1,020.00</td>
<td>$1,020.00</td>
</tr>
</tbody>
</table>

Signed: ________________________________
Department or Division Head

PLEASE ATTACH A COPY OF PROPOSED CONTRACT:

I hereby certify that adequate funds are available in the Funds under the following line item account(s):

01-201-26-310-285 $1,020.00

All Certification Payments should be placed on white vouchers with the Certification Number shown on the voucher.

COMMENTS:
Fund availability are predicated on available budget

CERT20-31

Michael J. Guarino
Chief Financial Officer
07/09/20
RESOLUTION TO AUTHORIZE CERTAIN AMENDMENTS TO THE AGREEMENT BETWEEN THE DENVILLE BOARD OF EDUCATION AND THE TOWNSHIP OF DENVILLE FOR CLASS III SPECIAL OFFICERS

WHEREAS, The Township of Denville ("Township") entered into a Shared Services Agreement ("Agreement") on June 26, 2019 with the Denville Board of Education ("BOE") for the sharing of services related to Class III Special Officers ("Officers"); and

WHEREAS, the Agreement, attached hereto and incorporated herein as Exhibit A, limits the number of Officers to a maximum of three (3), each Officer with a maximum yearly salary not to exceed $43,000; and

WHEREAS, to increase its capacity, the BOE has leased the property more commonly known as the St. Mary's Parochial School and has requested one (1) additional Officer to provide security at said facility, thereby increasing the maximum number of Officers to four (4); and

WHEREAS, the Municipal Council finds it in the best interest of the Township to authorize this amendment to the Agreement.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Denville, in the County of Morris and State of New Jersey, that the Agreement, attached hereto and incorporated herein as Exhibit A, is hereby amended as follows:

1. The maximum number of full-time equivalent Class III Special Officers permissible under the Agreement shall be increased from three (3) to four (4).
2. The maximum contribution from the BOE to the Township shall be increased from $138,000 to $180,000 for the 2020 – 2021 school year.
3. All other terms and conditions in the Agreement shall remain in place unless in conflict with the above changes.

This resolution shall take effect immediately.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: ________________  Tara M. Pettoni, RMC
Municipal Clerk
RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT TO UPGRADE THE MUNICIPAL BUILDING CURRENT SUMMIT SYSTEM BOILERS TO TRANE SC+ AND INSTALL A NEW BACNET DDC CONTROLLER TO MONITOR AND CONTROL THE BOILER SYSTEM IN ACCORDANCE WITH OMNI PARTNERS PURCHASING ALLIANCE CONTRACT #15-JLP-0231

WHEREAS, the Township of Denville may, as a contracting unit, without advertising for bids, purchase any materials, supplies or equipment through the use of a nationally recognized and accepted cooperative purchasing agreement that has been developed utilizing a competitive bidding process by another contracting unit within the State of New Jersey, or within any other state; and

WHEREAS, the Council has, by separate resolution, authorized the Township of Denville to renew a Cooperative Pricing Agreement with OMNI Partners Cooperative Government Purchasing Agreement for the purchase of goods and services; and

WHEREAS, the Township's Purchasing Agent has reviewed the bidding process of OMNI Partners Cooperative Pricing Agreement with regard to the purchase of a TRANE Tracer SC+ boilers and a BACnet DDC controller to monitor and control the boilers system and determined that the cooperative has met the requirements of using a fair and open process and that the use of this contract will result in a cost savings, after all factors have been considered; and

WHEREAS, a Notice of Intent to Award Contract under a National Cooperative Purchasing Agreement was published on June 24, 2020 in The Citizen and Daily Record newspapers; and

WHEREAS, the Municipal Council wishes to authorize the purchase of TRANE Tracer SC+ boilers and a new BACnet DDC controller through the US Communities Cooperative Pricing Agreement; and

WHEREAS, the Chief Financial Officer of the Township of Denville has certified in certification # 20-25, which is annexed hereto and made a part hereof, that this contract will be charged to the following budget appropriation and that adequate funds are available under the following line item account:

04-216-55-582-903  $46,436.00

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

1. The purchase of TRANE Tracer SC+ boilers and install a new BACnet DDC controller to monitor and control the boilers system through OMNI Partners is hereby authorized.
2. The TRANE upgrade the Municipal Building boilers to a Tracer SC+ and install a new BACnet DDC controller to monitor and control the boilers system will be acquired from TRANE US, Inc. 19 Chapin Road, Building B, Suite 200, Pine Brook, NJ 07058 in accordance with and pursuant to the US Communities Government Purchasing Alliance contract #15-JLP-0231 dated October 1, 2015 through September 30, 2020 and related documentation submitted to the Township.
3. The Mayor and Municipal Clerk are authorized to execute any and all documents, including OMNI Partners Purchasing Alliance information documentation, necessary for the purchase
of a TRANE Tracer SC+ and install a new BACnet DDC controller from TRANE US, INC. and a contract is hereby awarded for the total cost of $46,436.00.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: _____________________________ Tara M. Pettoni, RMC
Municipal Clerk
TOWNSHIP OF DENVILLE

Request For And Certification As To The Availability
Of Adequate Funds For A Contract Which Is Pending Approval
By The Governing Body

Date of Request 06/17/20

TRANE US, Inc
19 Chapin Road, Building B, Suite 200
Pine Brook, NJ 07058
Name and Address of Contractor

TRANE Tracer SC+ boilers and a BACnet DDC controller to monitor and control $46,436.00

Name of Description of Pending contract
Amount of Contract

OMNI PARTNERS PURCHASING ALLIANCE CONTRACT #15-JLP-0231

This contract will be charged to the following budget appropriations as per the detailed
budget:

<table>
<thead>
<tr>
<th>DEPT., ACCT. #, ORD. #</th>
<th>General Capital</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>04-216-55-582-903</td>
<td>$46,436.00</td>
<td>$46,436.00</td>
</tr>
</tbody>
</table>

Signed: ____________________________
Department or Division Head

PLEASE ATTACH A COPY OF PROPOSED CONTRACT

I hereby certify that adequate funds are available in the General Capital Fund under the
following line item account(s):

04-216-55-582-903 $46,436.00

All Certification Payments should be placed on white vouchers with the Certification
Number shown on the voucher.

COMMENTS:
Fund availability are predicated on available budget

CERT20-25

Michael J Guarino
Chief Financial Officer

06/17/20
RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE OF A 2020 FORD EXPLORER VEHICLE IN ACCORDANCE WITH THE NEW JERSEY COOPERATIVE PURCHASING ALLIANCE NO.CK04

WHEREAS, The Township of Denville wishes to purchase one (1) 2020 Fire Department Ford Explorer mid-size utility vehicle detailed on a quote for the Denville Fire Department; and

WHEREAS, said vehicle can be purchased from Route #23 Automall, LLC through the Morris County Co-operative Pricing Council Contract No. 15C, item 2; and

WHEREAS, the maximum amount of the contract is $29,607.00 in accordance with the attached quotation; and

WHEREAS, public bids are not required when the purchase is made through a state approved co-operative in accordance with N.J.S.A. 40A:11-12 of the Local Public Contracts Law.

WHEREAS, the Chief Financial Officer of the Township of Denville has certified in certification # 20-28, which is annexed hereto and made a part thereof, that this contract will be charged to the following budget appropriation and that adequate funds are available under the following line item account:

04-216-55-582-921 $29,607.00

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Denville, in the County of Morris, and State of New Jersey, that a contract for the purchase of one (1) 2020 Ford Explorer utility vehicle is hereby awarded to Route 23 Automall, LLC, in accordance with the terms and conditions contained in Morris County Co-operative Pricing Council contract No. 15C, item 2, and the Mayor and Township Clerk are hereby authorized to execute same.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: ___________________________ Tara M. Pettoni, RMC
Municipal Clerk
TOWNSHIP OF DENVILLE

Request For And Certification As To The Availability
Of Adequate Funds For A Contract Which Is Pending Approval
By The Governing Body

Date of Request 06/25/20

Route #23 Automall, LLC
1301 Rt 23 South
Butler, NJ 07405
Name and Address of Contractor

one (1) 2020 Ford Explorer utility vehicle $29,607.00
Name of Description of Pending contract Amount of Contract
Morris County Co-operative Pricing Council contract No. 15C, item 2

This contract will be charged to the following budget appropriations as per the detailed budget:

<table>
<thead>
<tr>
<th>DEPT., ACCT. #, ORD. #</th>
<th>General Cap</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>04-216-55-582-921</td>
<td>$29,607.00</td>
<td>$29,607.00</td>
</tr>
</tbody>
</table>

Signed: ________________________________
Department or Division Head

PLEASE ATTACH A COPY OF PROPOSED CONTRACT

I hereby certify that adequate funds are available in the Funds under the following line item account(s):

| 04-216-55-582-921 | $29,607.00 |

All Certification Payments should be placed on white vouchers with the Certification Number shown on the voucher.

COMMENTS:
Fund availability are predicated on available budget

Michael J Guarino 06/25/20
Chief Financial Officer

CERT20-28
RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE OF A NEW HOLLAND TS6.110 FOUR WHEEL DRIVE TRACTOR AND AN ALAMO MACHETE BOOM MOWER IN ACCORDANCE WITH THE NEW JERSEY STATE APPROVED COOPERATIVE ESCNJ 18/19-22 AND 18/19/25

WHEREAS, The Township of Denville wishes to purchase one (1) New Holland four wheel drive tractor and a Alamo Machete boom mower detailed on a quote for the Denville Public Works Department; and

WHEREAS, said equipment can be purchased from Cherry Valley Tractor Sales, 35 Rt#70 West, Marlton, NJ 08053-3099, through the New Jersey Cooperative ESCNJ 18/19-22 and 18/19/25; and

WHEREAS, the maximum amount of the contract is $142,683.14 in accordance with the attached quotation; and

WHEREAS, public bids are not required when the purchase is made through an authorized State of New Jersey approved cooperative contract in accordance with N.J.S.A. 40A:11-10 of the Local Public Contracts Law; and

WHEREAS, the Chief Financial Officer of the Township of Denville has certified in certification # 20-26, which is annexed hereto and made a part thereof, that this contract will be charged to the following budget appropriation and that adequate funds are available under the following line item account:

04-216-55-582-927 $142,683.14

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville, in the County of Morris, and State of New Jersey, that a contract for the purchase of one (1) New Holland four wheel drive tractor and one (1) Alamo Machete boom mower awarded to Cherry Valley Tractor Sales, in accordance with the terms and conditions contained in the New Jersey state approved co-operative ESCNJ 18/19-22 AND 18/19/25 and the Mayor and Township Clerk are hereby authorized to execute same.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: _____________________________

Tara M. Pettoni, RMC
Municipal Clerk
TOWNSHIP OF DENVILLE

Request For And Certification As To The Availability
Of Adequate Funds For A Contract Which Is Pending Approval
By The Governing Body

Date of Request 06/22/20

Cherry Valley Tractor Sales
35 Rt#70 West
NJ 08053-3099,
Name and Address of Contractor

NEW HOLLAND TS6.110 FOUR WHEEL DRIVE TRACTOR $142,683.14
Name of Description of Pending contract
New Jersey Cooperative ESCNJ 18/19-22 and 18/19/25

This contract will be charged to the following budget appropriations as per the detailed budget:

<table>
<thead>
<tr>
<th>DEPT. ACCT. #</th>
<th>ORD. #</th>
<th>General Capital</th>
<th>TOTAL</th>
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<tbody>
<tr>
<td>04-216-55-582-927</td>
<td></td>
<td>$142,683.14</td>
<td>$142,683.14</td>
</tr>
</tbody>
</table>

Signed: ____________________________
Department or Division Head

PLEASE ATTACH A COPY OF PROPOSED CONTRACT

I hereby certify that adequate funds are available in the General Capital Fund under the following line item account(s):

<table>
<thead>
<tr>
<th>DEPT. ACCT. #</th>
<th>ORD. #</th>
<th>General Capital</th>
<th>TOTAL</th>
</tr>
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<tbody>
<tr>
<td>04-216-55-582-927</td>
<td></td>
<td>$142,683.14</td>
<td>$142,683.14</td>
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<tr>
<td>0</td>
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<td>$0.00</td>
<td>$0.00</td>
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</tbody>
</table>

All Certification Payments should be placed on white vouchers with the Certification Number shown on the voucher.

COMMENTS:
Fund availability are predicated on available budget

CERT20-26

Michael J Guarino 06/22/20
Chief Financial Officer
RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR THE PURCHASE OF TWO (2) 2020 FORD F350 PICK UP 4X4 REGULAR CAB VEHICLES IN ACCORDANCE WITH THE NEW JERSEY COOPERATIVE PURCHASING ALLIANCE NO. CK04

WHEREAS, The Township of Denville wishes to purchase two (2) 2020 Department of Public Works Ford F350 pick up 4x4 regular cab detailed on a quote for the Denville Public Works Department; and

WHEREAS, said vehicle can be purchased from Ditschman Flemington Ford through the Morris County Co-operative Pricing Council Contract No. 15C; and

WHEREAS, the maximum amount of the contract is $60,533.50 in accordance with the attached quotation; and

WHEREAS, public bids are not required when the purchase is made through a state approved co-operative in accordance with N.J.S.A. 40A:11-12 of the Local Public Contracts Law.

WHEREAS, the Chief Financial Officer of the Township of Denville has certified that funds are available for this purpose.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Denville, in the County of Morris, and State of New Jersey, that a contract for the purchase of two (2) 2020 Ford F350 pick up 4x4 regular cab is hereby awarded to Ditschman Flemington Ford, in accordance with the terms and conditions contained in Morris County Co-operative Pricing Council contract No. 15C, and the Mayor and Township Clerk are hereby authorized to execute same.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk of the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council at their meeting held on July 14, 2020.

Certification Dated: ____________________________

Tara M. Pettoni, RMC
Municipal Clerk
TOWNSHIP OF DENVILLE

Request For And Certification As To The Availability
Of Adequate Funds For A Contract Which Is Pending Approval
By The Governing Body

Date of Request 06/23/20

Ditschman Flemington Ford
215 US Highway 202
Flemington, NJ 08822
Name and Address of Contractor

two (2) 2020 Ford F350 pick up 4x4 regular cab $60,533.50
Name of Description of Pending contract Amount of Contract
Morris County Co-operative Pricing Council Contract No. 15C

This contract will be charged to the following budget appropriations as per the detailed budget:

<table>
<thead>
<tr>
<th>DEPT. ACCT. # ORD. #</th>
<th>General Cap</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>04-216-55-582-926</td>
<td>$60,533.50</td>
<td>$60,533.50</td>
</tr>
</tbody>
</table>

TOTAL $60,533.50

Signed: ____________________________
Department or Division Head

PLEASE ATTACH A COPY OF PROPOSED CONTRACT

I hereby certify that adequate funds are available in the General Capital Fund under the following line item account(s):

04-216-55-582-926 $60,533.50

All Certification Payments should be placed on white vouchers with the Certification Number shown on the voucher.

COMMENTS:
Fund availability are predicated on available budget

CERT20-27

Michael J. Guarino
Chief Financial Officer
06/23/20 Date
RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT FOR APPRAISAL CONSULTANT SERVICES IN CONNECTION WITH A TAX APPEAL MATTER

WHEREAS, the Township of Denville has a need to acquire appraisal consultant services in connection with a tax appeal matter without competitive bidding pursuant to the provisions of N.J.S.A. 19:44A-20.5; and

WHEREAS, the Township Administrator has determined and certified in writing that the value of the services will exceed $17,500; and

WHEREAS, the anticipated term of this contract is for one (1) year; and

WHEREAS, Faithful & Gould has submitted a proposal indicating the firm will provide the appraisal consultant services for a sum not to exceed $18,520.00; and

WHEREAS, Faithful & Gould has completed and submitted a Business Entity Disclosure Certification which certifies that the firm has not made any reportable contributions to a political or candidate committee of the Municipal Council of the Township of Denville in the previous one (1) year, and that the contract will prohibit the firm from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer of the Township of Denville has certified in certification # 20-30, which is annexed hereto and made a part hereof, that this contract will be charged to the following budget appropriation and that adequate funds are available under the following line item account:

01-275-55-000-001 $18,520.00

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 contracts themselves must be available for public inspection.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville, County of Morris and State of New Jersey, as follows:

1. The Municipal Council hereby authorizes execution by the Mayor and Municipal Clerk of a professional services agreement with Faithful & Gould, 2318 Mill Road, Suite 1410, Alexandria, VA 22314, for appraisal consultant services in connection with a tax appeal matter.

2. This contract 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 said services are exempt from the provisions of the bidding statues in that they are services rendered or performed by a person authorized by law to practice a recognized profession and are services which require knowledge of an advanced type in a field of learning acquired by a prolonged course of
specialized instruction as distinguished from general academic instruction or
apprenticeship and training.

3. The Business Entity Disclosure Certification and the Determinations of Value
shall be placed on file with this resolution.

4. This resolution shall take effect as provided herein.

5. A Notice of this action shall be printed once in The Citizen of Morris County as
required by law.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above
to be a true and exact copy of the resolution adopted by the Municipal Council of the
Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: __________________________

Tara M. Pettoni, RMC
Municipal Clerk
TOWNSHIP OF DENVILLE

Request For And Certification As To The Availability
Of Adequate Funds For A Contract Which Is Pending Approval
By The Governing Body

Date of Request 07/09/20

FAITHFUL & GOULD
2318 Mill Road, Suite 1410
Alexandria, VA 22314
Name and Address of Contractor

Litigation for Appeals Saint Clair's LLC ............................................... $18,520.00
Name of Description of Pending contract
Amount of Contract

This contract will be charged to the following budget appropriations as per the detailed budget:

DEPT., ACCT. #, ORD. # Current Fund TOTAL
01-275-55-000-001 $18,520.00 $18,520.00

TOTAL $18,520.00

Signed: ________________________________
Department or Division Head

PLEASE ATTACH A COPY OF PROPOSED CONTRACT

I hereby certify that adequate funds are available in the Current Fund under the following line item account(s):

01-275-55-000-001 $18,520.00

All Certification Payments should be placed on white vouchers with the Certification Number shown on the voucher.

COMMENTS:

CERT20-30

Michael J Guarino
Chief Financial Officer

07/09/20
RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR THE PURCHASE OF DENVILLE DEPARTMENT OF PUBLIC WORKS WATER FITTINGS AND VALVES

WHEREAS, on July 1, 2020, the Township of Denville received the following four (4) bids for the Purchase of Denville Department of Public Works Water Fittings and Valves:

<table>
<thead>
<tr>
<th>Vendor</th>
<th>Total Shown in Bid</th>
<th>Actual Total</th>
</tr>
</thead>
<tbody>
<tr>
<td>Capitol Supply Construction Products, Inc.</td>
<td>$67,713.00</td>
<td>$67,904.40</td>
</tr>
<tr>
<td>Water Works Supply Co., Inc.</td>
<td>$67,957.61</td>
<td>$67,957.61</td>
</tr>
<tr>
<td>Raritan Supply</td>
<td>$70,133.32</td>
<td>$70,133.32</td>
</tr>
<tr>
<td>Brent Material Company</td>
<td>$72,027.50</td>
<td>$71,872.50</td>
</tr>
</tbody>
</table>

; and

WHEREAS, the Township’s Qualified Purchasing Agent has duly reviewed the bids and determined that the proposals from Capitol Supply Construction Products, Inc. ("Capitol Supply") and Brent Material Company each contain a computational error, altering the actual bid totals, as reflected in the table above; and

WHEREAS, the Township Attorney has duly reviewed the bids and determined that the computational errors are waivable defects under the Township bid specifications and the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq.; and

WHEREAS, the Township Attorney has further determined that the bid documentation from Capitol Supply does not materially conform to the bid specifications, including but not limited to, omission of notarization of the corporate acknowledgment form; omission of the required corporate resolution or proof delegating authority, and failure to complete a Statement of Bidder’s Responsibility form, which renders Capitol Supply’s proposal non-responsive under the Local Public Contracts Law; and

WHEREAS, the Township Attorney has reviewed the second lowest bid, from Water Works Supply Co., Inc. ("Water Works"), and determined that it contains all required forms, properly completed, and therefore materially conforms to the bid specifications, rendering Water Works the lowest responsive, responsible bidder under the Local Public Contracts Law; and

WHEREAS, the Municipal Council wishes to award the contract for the Purchase of Denville Department of Public Works Water Fittings and Valves to Water Works in accordance with its bid proposal; and

WHEREAS, the Chief Financial Officer of the Township of Denville has certified in certification # 20-29, which is annexed hereto and made a part thereof, that this contract will be charged to the following budget appropriations and that adequate funds are available under the following line item accounts:

<table>
<thead>
<tr>
<th>Line Item</th>
<th>Description</th>
<th>Code</th>
</tr>
</thead>
<tbody>
<tr>
<td>05-201-55-516-501</td>
<td>Bid Costs Basis</td>
<td></td>
</tr>
<tr>
<td>07-201-55-716-500</td>
<td>Bid Costs Basis</td>
<td></td>
</tr>
</tbody>
</table>

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville, in the County of Morris and State of New Jersey, as follows:
1. A contract for the Purchase of Denville Department of Public Works Water Fittings and Valves is hereby awarded to Water Works Supply Co., Inc., 660 State Highway 23, P.O. 306, Pompton Plains, NJ, 07444 in accordance with its bid.

2. The Mayor and Municipal Clerk are hereby authorized and directed to execute a contract with Water Works Supply Co., Inc. for the Purchase of Denville Department of Public Works Water Fittings and Valves.

3. This Resolution shall take effect immediately.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: __________________________  Tara M. Pettoni, RMC
                                            Municipal Clerk
TOWNSHIP OF DENVILLE

Request For And Certification As To The Availability
Of Adequate Funds For A Contract Which is Pending Approval
By The Governing Body

Date of Request 07/08/19

Water Works Supply Co., Inc.
660 State Highway 23
Pompton Plains, NJ 07444
Name and Address of Contractor

Parts & Materials for Water & Sewer Systems & Inventories
Name of Description of Pending contract

Bid Costs Basis
Amount of Contract

This contract will be charged to the following budget appropriations as per the detailed budget:

<table>
<thead>
<tr>
<th>DEPT., ACCT. #, ORD. #</th>
<th>General Cap</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>05-201-55-516-501</td>
<td>Bid Costs Basis</td>
<td></td>
</tr>
<tr>
<td>07-201-55-716-500</td>
<td>Bid Costs Basis</td>
<td></td>
</tr>
<tr>
<td></td>
<td></td>
<td>TOTAL $0.00</td>
</tr>
</tbody>
</table>

Signed: ___________________________ Department or Division Head

PLEASE ATTACH A COPY OF PROPOSED CONTRACT

I hereby certify that adequate funds are available in the General Capital Fund under the following line item account(s):

| 05-201-55-516-501 | Bid Costs Basis |
| 07-201-55-716-500 | Bid Costs Basis |

All Certification Payments should be placed on white vouchers with the Certification Number shown on the voucher.

COMMENTS:

CERT20-29
A RESOLUTION OF THE TOWNSHIP OF DENVILLE, IN COUNTY OF MORRIS AND STATE OF NEW JERSEY, AUTHORIZING A DEVELOPER’S AGREEMENT BETWEEN THE TOWNSHIP AND TOLL BROTHERS, INC. IN CONNECTION WITH DEVELOPMENT OF 360 FRANKLIN AVENUE (BLOCK 40001, LOT 4 & BLOCK 40203, LOT 1)

WHEREAS, Toll Brothers, Inc. (the “Developer”) obtained preliminary and final major site plan approval, an associated steep slope variance, certain waivers, and a de minimis exception from the residential site improvements standards in connection with development of the property designated as Block 40001, Lot 4 and Block 40203, Lot 1 on the Official Tax Map of the Township of Denville, as memorialized by a resolution of the Township Planning Board adopted on May 8, 2019; and

WHEREAS, the Developer is proceeding with such approvals in accordance with the applicable ordinances, rules and regulations of the Township and its agencies; and

WHEREAS, the Township and the Developer have negotiated an acceptable Developer’s Agreement, attached hereto as Exhibit A.

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

1. The Mayor and Clerk are hereby authorized and directed to execute the Developer’s Agreement between the Township and Developer subject to:
   a. The posting of required bonds and escrow pursuant to the Planning Board resolution adopted May 8, 2019 and this Developer’s Agreement.
   b. Submission of a Certificate of Insurance disclosing public liability insurance of $3,000,000.00 per person and $300,000.00 for property damage.

2. A copy of this Resolution shall be provided to the Township Planning Department and the Developer, for their information and guidance.

3. A copy of the Developer’s Agreement shall remain on file in the Municipal Clerk’s office and available for public inspection.

4. This Resolution shall take effect immediately.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: __________________________ Tara M. Pettoni, RMC
Municipal Clerk
RESOLUTION AUTHORIZING THE SETTLEMENT OF CERTAIN TAX APPEALS

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

<table>
<thead>
<tr>
<th>BLOCK</th>
<th>LOT</th>
<th>ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>40201</td>
<td>3, 9, 10 &amp; 1 1 &amp; 2</td>
<td>375, 389, 421 &amp; 425 Franklin Avenue</td>
</tr>
<tr>
<td>40101</td>
<td></td>
<td></td>
</tr>
<tr>
<td>62101</td>
<td>2</td>
<td>400 Morris Avenue</td>
</tr>
<tr>
<td>62101</td>
<td>5</td>
<td>66 Ford Road</td>
</tr>
<tr>
<td>62101</td>
<td>3</td>
<td>88 Ford Road</td>
</tr>
<tr>
<td>50105</td>
<td>2</td>
<td>17-19, 55, 57 &amp; 59 Hornbeck Road</td>
</tr>
<tr>
<td>50108</td>
<td>1, 77 &amp; 78</td>
<td></td>
</tr>
</tbody>
</table>

; and

WHEREAS, the Tax Assessor is of the opinion that it is in the best interest of the Borough to settle these appeals.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville, County of Morris and State of New Jersey, as follows:

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

<table>
<thead>
<tr>
<th>PROPERTY</th>
<th>YEAR</th>
<th>ORIGINAL ASSESSMENT</th>
<th>PROPOSED SETTLEMENT</th>
</tr>
</thead>
<tbody>
<tr>
<td>375, 389, 395, 421 &amp; 425 Franklin Avenue</td>
<td>2014</td>
<td>$2,454,000</td>
<td>$1,963,323</td>
</tr>
<tr>
<td>Block 40201, Lots 3, 9, 10 &amp; 1</td>
<td>2015</td>
<td>$2,454,000</td>
<td>$1,973,077</td>
</tr>
<tr>
<td>Block 40101, Lots 1 &amp; 2</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>2016</td>
<td>$3,869,300</td>
<td>$3,869,300</td>
</tr>
<tr>
<td></td>
<td>2017</td>
<td>$4,524,400</td>
<td>$2,477,736</td>
</tr>
<tr>
<td>400 Morris Avenue</td>
<td>2016</td>
<td>$5,718,000</td>
<td>$5,718,000</td>
</tr>
<tr>
<td>Block 62101, Lot 2</td>
<td>2017</td>
<td>$5,718,000</td>
<td>$5,200,000</td>
</tr>
<tr>
<td></td>
<td>2018</td>
<td>$5,718,000</td>
<td>$5,200,000</td>
</tr>
<tr>
<td></td>
<td>2019</td>
<td>$5,718,000</td>
<td>$5,200,000</td>
</tr>
<tr>
<td>66 Ford Road</td>
<td>2016</td>
<td>$7,860,000</td>
<td>$7,860,000</td>
</tr>
<tr>
<td>Block 62101, Lot 5</td>
<td>2017</td>
<td>$7,860,000</td>
<td>$7,100,000</td>
</tr>
<tr>
<td>Description</td>
<td>2018</td>
<td>2019</td>
<td>2018</td>
</tr>
<tr>
<td>--------------------------------------------------</td>
<td>---------</td>
<td>---------</td>
<td>---------</td>
</tr>
<tr>
<td></td>
<td>$7,860,000</td>
<td>$7,860,000</td>
<td>$6,850,000</td>
</tr>
<tr>
<td>88 Ford Road</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Block 62101, Lot 3</td>
<td>2016</td>
<td>$6,365,000</td>
<td></td>
</tr>
<tr>
<td></td>
<td>2017</td>
<td>$6,365,000</td>
<td></td>
</tr>
<tr>
<td></td>
<td>2018</td>
<td>$6,365,000</td>
<td></td>
</tr>
<tr>
<td></td>
<td>2019</td>
<td>$6,365,000</td>
<td></td>
</tr>
<tr>
<td>17-19, 55, 57 &amp; 59 Hornbeck Road</td>
<td>2016</td>
<td>$1,158,400</td>
<td></td>
</tr>
<tr>
<td>Block 50105, Lot 2</td>
<td>2018</td>
<td>$1,182,300</td>
<td></td>
</tr>
<tr>
<td>(2016/2018)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Block 50108, Lots 1 &amp; 78</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>(2016/2018)</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>Block 50108, Lot 77 (2016)</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

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

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

4. This Resolution shall take effect immediately.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

I, Tara M. Pettoni, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 14, 2020.

Certification Date: ________________________________  Tara M. Pettoni, RMC Municipal Clerk