TOWNSHIP OF DENVILLE MUNICIPAL COUNCIL
REGULAR MEETING
August 11, 2015, 7:30 P.M.

• Salute to the Flag
• Invocation
• Notice of Public Meeting
• Roll Call:
  Council Members
  _____ Gabel      _____ Kuser      _____ Smith
  _____ Lyden      _____ Fitzpatrick  _____ Scollans
  _____ Golinski, Council President

In Attendance
  _____ Mayor Andes   _____ Administrator Ward
  _____ Township Attorney Jansen   _____ Other: ________________________

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

Proclamation for Kiwanis International’s 100th Anniversary
R-15-170: Resolution Recognizing Kiwanis International’s 100th Anniversary

• 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

ORDINANCES FOR ADOPTION

#19-15: Bond Ordinance Providing for Various Capital Improvements in and by the Township of Denville, in the County of Morris, New Jersey, Appropriating $136,500 Therefor and Authorizing the Issuance of $104,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof

#20-15: An Ordinance to Amend Chapter XIV, Streets, Curbs and Sidewalks, of the General Ordinances of the Township of Denville, Regarding Sidewalks in the Downtown Business District
ORDINANCES FOR INTRODUCTION

#21-15: An Ordinance to Amend Chapter XXII, Parks and Recreation Areas, of the General Ordinances of the Township of Denville, with Respect to Veterans Memorial Field

#22-15: An Ordinance to Amend Chapter VIII, Parking Lots and Parking Meters, of the General Ordinances of the Township of Denville, with Respect to the Church Street Lot

#23-15: An Ordinance of the Township of Denville, County of Morris and State of New Jersey in Regard to Parking on Hornbeck Road

ITEMS FOR DISCUSSION AND/OR ACTION

NONE

RESOLUTIONS

CONSENT AGENDA:


R-15-172: Resolution Authorizing Raffle Licenses in the Township of Denville

R-15-173: Resolution Authorizing Refund of Recreation Department Fees

R-15-174: Resolution Authorizing Refunds of COAH Development Fees


R-15-176: Resolution Requesting Approval of Items of Revenue and Appropriation Pursuant to N.J.S.A. 40A:4-87

R-15-177: Resolution Authorizing Renewal of Alcoholic Beverage Licenses in the Township of Denville for 2015-2016

NON-CONSENT AGENDA:

R-15-178: Resolution Authorizing the Award of the Contract for Janitorial Services

R-15-179: Resolution to Close the Hurricane Irene Relief Fund Account and Reallocate the Balance to Public Assistance Trust Fund II


R-15-182: Resolution Recommending the Endorsement of a Wetlands Waiver/Mapping Revision

R-15-183: Resolution Authorizing the Refund of Money Due to the Redemption of a Tax Sale Certificate in the Amount of $9,651.42

R-15-184: Resolution Authorizing the Refund of Money Due to the Redemption of a Tax Sale Certificate in the Amount of $37,344.97

R-15-185: Resolution Authorizing the Refund of Money Due to the Redemption of a Tax Sale Certificate in the Amount of $3,855.25

R-15-186: Resolution Authorizing the Refund of Money Due to the Redemption of a Tax Sale Certificate in the Amount of $3,482.85

R-15-187: Resolution Rejecting Bids Received for an Outdoor Mobile Stage and Granting Permission to Re-Bid

MINUTES FOR ADOPTION

- July 14, 2015

MOTION TO ADJOURN
RESOLUTION RECOGNIZING KIWANIS INTERNATIONAL’S 100TH ANNIVERSARY

WHEREAS, Kiwanis International is one of the largest service organizations in the world with more than 600,000 members of all ages and abilities in more than 80 nations; and

WHEREAS, the members of the Kiwanis Club of Denville, chartered on August 27, 1948, are devoted to improving the world, one child and one community at a time by seeking primacy to the human and spiritual rather than the material values of life; and

WHEREAS, in addition to improving lives, Kiwanis Club members promote the development of community leaders, positive role models, intercultural understanding and cooperation, and opportunities for fellowship, personal growth, professional development and community service; and

WHEREAS, the first Kiwanis Club started its service in Detroit, Michigan, USA, in 1915; and

WHEREAS, Kiwanis International celebrates its Centennial Anniversary of the founding of the Detroit Kiwanis Club No. 1; and

WHEREAS, the service provided by the Kiwanis Club of Denville will continue to have a positive impact on our community and citizens.

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Denville, County of Morris, State of New Jersey, does hereby proclaim this 11th day of August 2015, as Kiwanis International Day, and hereby calls upon all residents of the Township of Denville, New Jersey to render support to the members of this organization and to make themselves aware of Kiwanis International, whose members this day are providing meaningful service to our homes, schools and community.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, 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 August 11, 2015.

Certification Date:        Kathryn M. Bowditch, RMC
                          Municipal Clerk
COUNCIL PRESIDENT:
CONTINUE THE PUBLIC HEARING on Bond Ordinance Providing for Various Capital Improvements in and by the Township of Denville, in the County of Morris, New Jersey, Appropriating $136,500 Therefor and Authorizing the Issuance of $104,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof

This public hearing was opened on July 14, 2015 and continued to this evening.

CLOSE PUBLIC HEARING

BE IT RESOLVED that an Ordinance entitled:

Bond Ordinance Providing for Various Capital Improvements in and by the Township of Denville, in the County of Morris, New Jersey, Appropriating $136,500 Therefor and Authorizing the Issuance of $104,000 Bonds or Notes of the Township to Finance Part of the Cost Thereof

Be passed on Final Reading and that a Notice of Final Passage be Published in the 08-19-2015 issue of The Citizen Newspaper.

COUNCIL PRESIDENT:    MOTION TO ADOPT
ROLL CALL ON ADOPTION
ORDINANCE #19-15

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF DENVILLE, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING $136,500 THEREFOR AND AUTHORIZING THE ISSUANCE OF $104,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF DENVILLE, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Denville, in the County of Morris, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of $136,500, including the sum of $32,500 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of $104,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.
Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is various capital improvements, consisting of the acquisition of 911 software and hardware desk upgrade and renovation, including all work and materials necessary therefor and incidental thereto and further including all related costs and expenditures necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must
include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 5 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance.
by $104,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding $6,500 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking
is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

TOWNSHIP OF DENVILLE
COUNTY OF MORRIS
STATE OF NEW JERSEY

ATTEST:

Kathryn M. Bowditch, Clerk

By: Thomas W. Andes, Mayor

CERTIFICATION

I, Kathryn M. Bowditch, Clerk of the Township of Denville, do hereby certify the foregoing to be a true copy of an Ordinance adopted by the Township at a meeting held on , 2015.

Kathryn M. Bowditch, RMC, Clerk
UNDINANCE #20-15

BE IT RESOLVED that an Ordinance entitled:

An Ordinance to Amend Chapter XIV, Streets, Curbs and Sidewalks, of the General Ordinances of the Township of Denville, Regarding Sidewalks in the Downtown Business District

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 to Amend Chapter XIV, Streets, Curbs and Sidewalks, of the General Ordinances of the Township of Denville, Regarding Sidewalks in the Downtown Business District

Be passed on Final Reading and that a Notice of Final Passage be Published in the 08-19-2015 issue of The Citizen newspaper.

COUNCIL PRESIDENT:  MOTION TO ADOPT
ROLL CALL ON ADOPTION
ORDINANCE #20-15
AN ORDINANCE TO AMEND CHAPTER XIV, STREETS, CURBS AND SIDEWALKS, OF THE GENERAL ORDINANCES OF THE TOWNSHIP OF DENVILLE, REGARDING SIDEWALKS IN THE DOWNTOWN BUSINESS DISTRICT

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 XIV, Streets, Curbs and Sidewalks, Section 14-3, Curbs and Sidewalks, is hereby amended in the following particulars only:

a. Subsection 14-3.1, Construction Required, is hereby amended to read as follows:

"14-3.1 Construction Required.

Sidewalks and curbs shall be constructed and maintained as defined, required and set forth in Chapter 19, Land Use Ordinance in connection with a subdivision or site plan and in accordance with heretofore established lines, grades and standards.

b. Subsection 14-3.2, Repairs Required, paragraph b., item (1) is hereby amended to read as follows:

"(1) In the downtown business district, all sidewalks which require repair and/or replacement shall be constructed entirely of concrete paving stones laid in accordance with the specifications attached hereto as Appendix A or suitable substitute approved by the Township Engineer. The color and patterns of the concrete paving stones shall be configured as illustrated in Appendix B. In all cases, a Road Opening Permit must be obtained prior to any construction/reconstruction."

c. Subsection 14-3.2, Repairs Required, paragraph b. is hereby amended and supplemented by the addition of item (3) to read as follows:

"(3) In the downtown business district owners of the land fronting on sidewalks may install benches for general public use. The benches shall meet specific color,
construction and location requirements as specified herein. A request to install benches shall be submitted to the Township Engineer for review and approval. Approval by the Township Engineer shall not constitute an easement or any other legal rights of ownership to maintain benches within the municipal right-of-way. Benches installed within the limits of the sidewalk area on private property shall be exempt from Site Plan approval but must be approved by the Township Engineer.

Ownership of benches shall remain with the property owner. All benches shall be maintained by the property owners in good condition. Benches deemed to be in poor condition or unsafe shall be removed immediately upon request by the Township. The Township shall have the right to remove any bench for improvements, replacement or repair of the municipal infrastructure within the right-of-way. The Township will not be responsible for any damage to the benches.

All such benches shall meet the following specifications in order to achieve uniformity throughout the downtown business district:

(a) All benches shall be of a green color which is as close as possible to the color of the downtown clock tower. The configuration and construction shall also be consistent with municipal benches installed at the clock tower. Acceptable manufacturers/model numbers shall be Wabash Valley Heritage Series Style #SPHR305 or approved equal.

(b) Benches shall be commercial grade and for public use. Benches shall be installed in accordance with the manufacturer’s recommendations and guidelines. Benches shall be firmly secured to the sidewalk to prevent movement during normal use. All benches shall be approximately six (6) feet wide.

(c) The location of benches shall not obstruct pedestrian movement or be inconsistent with the basic development plan for the downtown business


district. Installation of benches shall be limited to the right-of-way fronting the
subject property unless otherwise approved by the Township Engineer.

(d) All other benches/outdoor seating shall be prohibited except as permitted
pursuant to Ord. §4-11, Sidewalk Cafes."

SECTION 2. All Ordinances of the Township of Denville, which are inconsistent
with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, sentence, clause of 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 4. The provisions of this ordinance may be renumbered for purposes
of codification.

SECTION 5. This Ordinance shall take effect immediately upon final passage,
approval and publication as required by law.

TOWNSHIP OF DENVILLE
COUNTY OF MORRIS
STATE OF NEW JERSEY

ATTEST:

Kathryn M. Bowditch, Clerk

By: Thomas W. Andes, Mayor
APPENDIX A

DENVILLE TOWNSHIP STANDARD SPECIFICATION BRICK PAVERS

DESCRIPTION

This specification covers the installation of concrete paving stones in the designated downtown business district.

The installation of these pavers will be done according to two different pavement sections. These sections are designated separately on the detail and have slightly different makeups. The pavers will be installed in the areas as designated on the plans unless otherwise directed by the Township Engineer. Included in the construction will be the furnishing of all pavers, all labor, and other supplies necessary and incidental to the installation per the manufacturer’s specifications.

MATERIALS

Materials used to manufacture pavers shall conform to the following:

2) Aggregates – ASTM C-33 (Washed, graded sand and natural aggregates).
3) Manufacturing shall take place on an Omag Single Layer paving machine.

Compressive Strength – The average compressive strength of the test sample shall not be less than 8000 PSI.

Absorption – The average absorption of the test sample shall not be greater than 5 percent.

Paving mix designs shall be 35% 3/16 stone, 65% concrete sand, 17% Type 1 Portland Cement and 3% powder iron oxide pigment.

CONSTRUCTION DETAIL “A”

The concrete pavers (Pedestrian Areas) shall be 8” x 4” x 2 - 3/8 inch thick. The color and pattern of installation shall be as specified in Appendix B.

Subgrade to be compacted to a 95 percent density, with particular attention being paid to trenches and filled foundation areas.

Base requirements shall be a 6” minimum of compacted dense grade aggregate, DGA quarry process material compacted to a 95 percent density.
The sand setting bed shall be loosely screened concrete sand to a thickness of 1 ½ inch. After sand has been screened, it will not be disturbed or pre-compacted.

Aluminum edge restraint shall be painted black from the factory.

CONSTRUCTION DETAIL “B”

The concrete pavers (Traffic Areas) shall be 8" x 4" x 3-1/8 inch thick. Color of pavers and pattern shall be as specified in Appendix B.

Subgrade to be compacted to a 95 percent density, with particular attention being paid to trenches and filled foundation areas.

Base requirements shall be a 4” concrete slab, which shall conform to the specifications for the concrete sidewalk. Inserted shall be No. 6x6 welded wire mesh grid. The setting layer shall be 1 inch of mortar, which shall be screened.

INSTALLATION

Laying of pavers shall be done by experienced crew members. Pavers shall be laid hand tight with care taken to maintain straight and true lines.

Cutting where necessary shall be accomplished by a masonry saw.

After pavers are installed and the cutting has been completed, the stones shall be compacted into the loose sand with a plate-type vibrating compactor, one pass on all areas.

Sand shall be swept into the joints and vibrated with a plate-type compactor until joints are full. Joints shall be filled all the way to the bottom of the chamber on the pavers. Excess sand shall be swept off and removed from the site.
NOTE: COLOR TO BE APPROVED BY THE TOWNSHIP ENGINEER

DOWNTOWN BUSINESS DISTRICT
CONCRETE PAVER PATTERN
NOT TO SCALE

NOTE: COLOR TO BE APPROVED BY THE TOWNSHIP ENGINEER
ORDINANCE #21-15

BE IT RESOLVED that an Ordinance entitled:

An Ordinance to Amend Chapter XXII, Parks and Recreation Areas, of the General Ordinances of the Township of Denville, with Respect to Veterans Memorial Field

Be Introduced and Read by Title on First Reading:

COUNCIL PRESIDENT: MOTION TO INTRODUCE
DISCUSSION ON ORDINANCE
ROLL CALL ON INTRODUCTION

BE IT RESOLVED that an Ordinance entitled

An Ordinance to Amend Chapter XXII, Parks and Recreation Areas, of the General Ordinances of the Township of Denville, with Respect to Veterans Memorial Field

Be Passed on First Reading

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 09-01-2015 at 7:30 p.m. in the evening, prevailing time, at the municipal building in said Township of Denville at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Municipal Clerk be authorized and directed to advertise this ordinance in The Citizen newspaper according to law.

COUNCIL PRESIDENT: MOTION TO PASS ON FIRST READING
ROLL CALL

Dated: 08-11-2015
AN ORDINANCE TO AMEND CHAPTER XXII, PARKS AND RECREATION AREAS, OF THE GENERAL ORDINANCES OF THE TOWNSHIP OF DENVILLE, WITH RESPECT TO VETERANS MEMORIAL FIELD

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 XXII, Parks and Recreation Areas, Section 22-6, General Provisions, Subsection 22-6.1, Park Hours, is hereby amended and supplemented in the following particulars:

a. Paragraph b, Veteran Memorial Park, is hereby amended to read as follows:

"b. Veterans Memorial Park.

1. Seasons:

a. Regular season. All fields except turf fields – April 1 to October 31. Turf Fields – The first Monday after the first Sunday in March to November 15th.

b. Off season. Turf fields only – November 16th to the first Sunday before the first Monday in March.

2. Hours of operation:

a. Regular season. Monday-Saturday: 8:00 a.m. to 10:30 p.m., weather permitting. Sunday: 10:00 a.m. to 8:00 p.m., weather permitting

b. Off season. Turf fields only – Saturday and Sunday only 10 a.m. to dusk."

b. A new paragraph i, is hereby added to read as follows:

"i. Inclement weather. Turf fields shall remain open during rain events but all other fields are subject to closure during heavy rain events. All fields will close in the event of thunder or lightning, freezing rain or snow. Snow will not be removed from fields under any circumstances. An event of thunder or lightning shall include the presence of thunder or lightning in the distance, which presence shall, in accordance with state law, require the field to be cleared for a minimum of thirty (30) minutes after the last bolt of lightning or clap of thunder is seen or heard."
SECTION 2. Chapter XXII, Parks and Recreation Areas, Section 22-6, General Provisions, Subsection 22-6.5, Activities, is hereby amended and supplemented by the addition of paragraph aa to read as follows:

"aa. Drones."

SECTION 3. Chapter XXII, Parks and Recreation Areas, Section 22-6, General Provisions, Subsection 22-6.6, Rules and Regulations, is hereby amended and supplemented by the addition of paragraph e. to read as follows:

"e. Veterans Memorial Park.

1. Rules and Regulations for use of the Turf Fields. In addition to the rules and regulations contained in this chapter, the following rules and regulations shall apply to the use of the turf fields at Veterans Memorial Park and shall be in effect at all times and apply to all persons using the fields. Permit holders shall be held liable for damage to the turf field and field use privileges may be suspended and/or revoked for a violation of the rules, in addition to the penalties set forth at Section 22-9:

(a) User groups with field use permits issued by the Denville Recreation Office shall have priority over other user groups for the specific date(s) and time(s) listed on the permit. Field use permits are non-transferrable.

(b) User groups consisting of 9 or more players, coaches and/or spectators must obtain a field use permit from the Denville Recreation Office prior to utilizing the field.

(c) User groups shall not enter the field area prior to the time listed upon their approved permit and shall commence exiting the field area no less than five (5) minutes before their allotted time expires.

(d) User groups shall leave the field area in an acceptable and clean condition. All garbage must be removed after each use. User groups are required to remove or replace equipment that the group brought or moved onto the turf field. Each user group is responsible for removing anything carried onto the field, including but not limited to: water bottles, sport drink bottles, cups, extra gear, etc.

(e) If a user group encounters a defect in the turf and/or if the field was left in an unclean or otherwise unacceptable condition, please notify the Denville Recreation Department immediately.

(f) Playing on the turf field when the field is listed as CLOSED is strictly prohibited.

(g) Coaches are responsible for the conduct and behavior of their respective players and spectators.

(h) Spectators are prohibited from being on the turf field at any time.
(i) Only freestanding field markers and sports equipment are permitted to be used on the turf field. No stakes, posts, poles and/or markers of any kind are permitted to be driven into the turf field.

(j) Marking, painting or taping lines on the turf field is prohibited.

(k) No food is allowed on the turf field. This includes but is not limited to: chewing gum, candy, sunflower seeds, grapes, oranges and nuts.

(l) No colored sports drinks are permitted on the turf field.

(m) No smoking or chewing of tobacco is permitted on the turf field.

(n) No alcohol is permitted on the turf field.

(o) No glass or metal beverage containers of any kind are permitted on the field.

(p) No metal spiked shoes of any kind or screw-in plastic cleats are permitted on the turf field. Allowable footwear on the turf field includes molded rubber cleats, turf shoes or running shoes. All footwear shall be clean and free of mud.

(q) No tables, canopies or tents are permitted on the turf field.

(r) No chairs of any kind are permitted on the turf field.

(s) No golfing, shot putting, javelin or discus throwing are permitted on the turf field.

(t) No model airplanes, radio controlled airplanes, radio controlled helicopters, drones or model rockets are permitted on the turf field.

(u) No pets of any kind are permitted on the turf field, with the exception of service animals.

(v) No motorized vehicles of any kind are permitted on the turf field, except that disabled persons may use electric wheelchairs and scooters in accordance with accommodations required pursuant to the Americans with Disabilities Act; provided that such motorized vehicles do not cause damage to the turf field surface.

(w) No bicycles, rollerblades, scooters or skateboards are permitted on the turf field.

(x) Any specialized equipment for games, practices or training must be pre-approved by the Recreation Director before said equipment may be used on the turf field.

(y) No fireworks, fire pits, open fire or open flame are permitted on the turf field.

(z) No activities or actions, deemed detrimental to the turf field by the Denville Recreation Department, shall be permitted on the turf field.
(aa) The provisions of section 22-7 of this chapter regarding protection of property, as well as any additional provisions of general applicability, shall be enforced.

SECTION 4. All Ordinances of the Township of Denville, which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 5. If any section, subsection, sentence, clause of 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 6. The provisions of this ordinance may be renumbered for purposes of codification.

SECTION 7. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

ATTEST: 

KATHRYN M. BOWDITCH, RMC MUNICIPAL CLERK

APPROVED:

MAYOR THOMAS W. ANDES 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 ____________, 2015

Kathryn M. Bowditch, RMC Municipal Clerk
ORDINANCE #22-15

BE IT RESOLVED that an Ordinance entitled:

An Ordinance to Amend Chapter VIII, Parking Lots and Parking Meters, of the General Ordinances of the Township of Denville, with Respect to the Church Street Lot

Be Introduced and Read by Title on First Reading:

COUNCIL PRESIDENT: MOTION TO INTRODUCE
DISCUSSION ON ORDINANCE
ROLL CALL ON INTRODUCTION

BE IT RESOLVED that an Ordinance entitled

An Ordinance to Amend Chapter VIII, Parking Lots and Parking Meters, of the General Ordinances of the Township of Denville, with Respect to the Church Street Lot

Be Passed on First Reading

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 09-01-2015 at 7:30 p.m. in the evening, prevailing time, at the municipal building in said Township of Denville at which time and place all persons interested shall be given an opportunity to be heard concerning said said ordinance.

BE IT FURTHER RESOLVED that the Municipal Clerk be authorized and directed to advertise this ordinance in The Citizen newspaper according to law.

COUNCIL PRESIDENT: MOTION TO PASS ON FIRST READING
ROLL CALL

Dated: 08-11-2015
ORDINANCE #22-15

AN ORDINANCE TO AMEND CHAPTER VIII, PARKING LOTS AND PARKING METERS, OF THE GENERAL ORDINANCES OF THE TOWNSHIP OF DENVILLE, WITH RESPECT TO THE CHURCH STREET LOT

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 VIII, Parking Lots and Parking Meters, Section 8-1, Township Parking Lots, subsection 8-1.5, Operation of Off-street Parking Areas, is hereby amended and supplemented by the addition of paragraph e. to read as follows:

"e. Area A of the Church Street Lot (consisting of the two (2) most southwesterly spaces) as designated on Exhibit C shall be designated as Electric Vehicle Charging Stations and reserved for the exclusive use of electric vehicles. Any vehicle which is not an electric vehicle is prohibited from parking in the designated spaces."

SECTION 2. Chapter VIII, Parking Lots and Parking Meters, Section 8-1, Township Parking Lots, subsection 8-1.11, Penalties, is hereby amended and supplemented by the addition of the following penalty:

"Parking in violation of subsection 8-1.5.e. $35.00"

SECTION 3. All Ordinances of the Township of Denville, which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 4. If any section, subsection, sentence, clause of 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 5. The provisions of this ordinance may be renumbered for purposes of codification.

SECTION 6. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.
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 ____________, 2015

Kathryn M. Bowditch, RMC
Municipal Clerk
CHURCH STREET MUNICIPAL PARKING LOT
Denville Township
MORRIS COUNTY, NEW JERSEY
SCALE: 1"=30'

EXHIBIT C
ORDINANCE #23-15

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris and State of New Jersey in Regard to Parking on Hornbeck Road

Be Introduced and Read by Title on First Reading:

COUNCIL PRESIDENT: MOTION TO INTRODUCE
DISCUSSION ON ORDINANCE
ROLL CALL ON INTRODUCTION

BE IT RESOLVED that an Ordinance entitled

An Ordinance of the Township of Denville, County of Morris and State of New Jersey in Regard to Parking on Hornbeck Road

Be Passed on First Reading

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 09-01-2015 at 7:30 p.m. in the evening, prevailing time, at the municipal building in said Township of Denville at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

BE IT FURTHER RESOLVED that the Municipal Clerk be authorized and directed to advertise this ordinance in The Citizen newspaper according to law.

COUNCIL PRESIDENT: MOTION TO PASS ON FIRST READING
ROLL CALL

Dated: 08-11-2015
ORDINANCE #23-15

AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY
OF MORRIS AND STATE OF NEW JERSEY IN REGARD TO
PARKING ON HORNBECK ROAD

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. No person shall park a vehicle at any time upon any of the following described
streets or parts of streets:

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>Hornbeck Road</td>
<td>Southeast</td>
<td>From U.S. Route 46 to Woodland Ave, a distance of 171 feet.</td>
</tr>
</tbody>
</table>

SECTION 2. Appropriate signs shall be erected and maintained as required by the NJ
Department of Transportation.

SECTION 3. 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 4. 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 5. 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

ATTEST: 
KATHRYN M. BOWDITCH, RMC
MUNICIPAL CLERK

APPROVED:
MAYOR THOMAS W. ANDES
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 ____________, 2015

_________________________________________
Kathryn M. Bowditch, RMC
Municipal Clerk
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:
Kessel Glaab Jacobson De Venuto
Muziani / Isello Berthelot Mammon

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, Kathryn M. Bowditch, 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 August 11, 2015.

Certification Date: ___________________________  Kathryn M. Bowditch, RMC
                              Municipal Clerk
BE IT RESOLVED by the Municipal Council of the Township of Denville that the applications for the following RAFFLES be approved and the Municipal Clerk be authorized to issue said licenses on behalf of the Municipality.

<table>
<thead>
<tr>
<th>NAME OF ORGANIZATION</th>
<th>TYPE OF RAFFLE</th>
<th>DATE</th>
</tr>
</thead>
<tbody>
<tr>
<td>HSA St. Mary's</td>
<td>Off Prem. 50/50</td>
<td>02-06-2016</td>
</tr>
<tr>
<td>11th Hour Animal Rescue, Inc.</td>
<td>On Prem. 50/50</td>
<td>10-21-2015</td>
</tr>
<tr>
<td>HSA St. Mary’s</td>
<td>Bingo</td>
<td>11-13-2015</td>
</tr>
</tbody>
</table>

I, Kathryn M. Bowditch, 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 August 11, 2015.

CERTIFICATION DATE: ___________________________ Kathryn M. Bowditch, RMC  
Municipal Clerk
RESOLUTION AUTHORIZING REFUND OF RECREATION DEPARTMENT FEES

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, be authorized to be issued to the residents named in said resolution as follows:

<table>
<thead>
<tr>
<th>NAME</th>
<th>REFUND AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Iris Prvulovi</td>
<td>$ 25.00</td>
</tr>
<tr>
<td>Wendy Fitzsimmons</td>
<td>$145.00</td>
</tr>
</tbody>
</table>

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE


CERTIFICATION DATED: KATHRYN M. BOWDITCH MUNICIPAL CLERK
RESOLUTION AUTHORIZING REFUNDS OF COAH DEVELOPMENT FEES

WHEREAS, the permit payers listed below have overpaid the COAH Development Fee in the amounts shown; and

WHEREAS, the permit payers have requested that the amounts listed below be refunded.

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Denville that a refund from the Housing Trust Fund be made to the following named individuals as a result of the overpayments.

<table>
<thead>
<tr>
<th>NAME</th>
<th>PERMIT NUMBER</th>
<th>AMOUNT</th>
<th>REVENUE ACCOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Allison Mutter</td>
<td>150071</td>
<td>$825.00</td>
<td>17-280-56-000</td>
</tr>
<tr>
<td>Jeff McEntee</td>
<td>150577</td>
<td>$ 24.00</td>
<td>17-280-56-000</td>
</tr>
</tbody>
</table>

I, Kathryn M. Bowditch, Municipal Clerk of the Township of Denville, do hereby certify the above to be a true and exact copy of a resolution adopted by the Municipal Council of the Township of Denville at their meeting held on August 11, 2015.

Certification Date: ____________________________
Kathryn M. Bowditch, RMC
Municipal Clerk
RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDS
FOR DRIVE SOBER OR GET PULLED OVER 2015
STATEWIDE LABOR DAY CRACKDOWN
FROM 08-21-2015 THROUGH 09-07-2015

WHEREAS, the Township of Denville Police Department had applied for the “DRIVE SOBER OR GET PULLED OVER 2015 STATEWIDE LABOR DAY CRACKDOWN GRANT” from the New Jersey Division of Highway Traffic Safety; and

WHEREAS, the State of New Jersey has awarded said grant to the Township of Denville in the amount of $5,000; and

WHEREAS, the grant will pay for Police Officers to work overtime to enforce laws effecting the safety and welfare of the people of Denville and to raise awareness about the dangers of drinking and driving.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville that authorization is hereby granted to accept the “DRIVE SOBER OR GET PULLED OVER 2015 STATEWIDE LABOR DAY CRACKDOWN GRANT” from the State of New Jersey in the amount of $5,000 and for the Mayor, Chief of Police and Chief Municipal Finance Officer to sign the Grant Acceptance Conditions on behalf of the municipality.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, 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 August 11, 2015.

Certification Date: ___________________  Kathryn M. Bowditch, RMC
Municipal Clerk
RESOLUTION REQUESTING APPROVAL OF ITEMS OF REVENUE AND
APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-87

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

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

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Denville, in the County of Morris, State of New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget of the year 2015 in the sum of $5,000.00, which is now available from NJ Division of Highway Traffic Safety Drive Sober or Get Pulled Over 2015 Statewide Crackdown Grant.

BE IT FURTHER RESOLVED that the like sum of $5,000.00 is hereby appropriated under the caption Drive Sober or Get Pulled Over.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

I, Kathryn M Bowditch, Municipal Clerk of the Township of Denville, do hereby certify the above to be a true and exact copy of a resolution adopted by the Municipal Council of the Township of Denville at their meeting held August 11, 2015.

Certification Dated: ________________________________

Kathryn M Bowditch, RMC
Municipal Clerk
RESOLUTION AUTHORIZING RENEWAL OF ALCOHOLIC BEVERAGE LICENSES IN THE TOWNSHIP OF DENVILLE FOR 2015-2016

BE IT RESOLVED, by the Municipal Council of the Township of Denville that the following Alcoholic Beverage Control Licenses be approved for the year July 1, 2015 through June 30, 2016.

<table>
<thead>
<tr>
<th>LICENSE NUMBER</th>
<th>FEE</th>
<th>LICENSEE</th>
<th>ESTABLISHMENT</th>
<th>ADDRESS</th>
</tr>
</thead>
<tbody>
<tr>
<td>1408-31-011-001</td>
<td>$188.00</td>
<td>FADA Group, Inc.</td>
<td>Sogo</td>
<td>248 U.S. Highway 46 West</td>
</tr>
<tr>
<td>1408-33-010-005</td>
<td>$2,500.00</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, 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 August 11, 2015.

Certification Date: ___________________________  Kathryn M. Bowditch, RMC
                                                               Municipal Clerk
WHEREAS, on June 16, 2015, the Township of Denville received one bid for Janitorial Services – 3rd Re-Bid; and

WHEREAS, Chelbus Cleaning Company, Inc. is the lowest responsible and responsive bidder for $39,995.00; and

WHEREAS, the Municipal Council wishes to award the Janitorial Services Contract to Chelbus Cleaning Company, Inc. in accordance with its bid proposal; and

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, as follows:

1. A contract for Janitorial Services is hereby awarded to Chelbus Cleaning Company, Inc., 275 Newton-Sparta Road, Newton, New Jersey in accordance with its bid for the price of $39,995.00, which contract is subject to three (3) one (1) year extensions upon mutual agreement of the parties.

2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Chelbus Cleaning Company, Inc.

3. This Resolution shall take effect immediately.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, 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 August 11, 2015.

Certification Dated: ___________________________ Kathryn M. Bowditch, RMC Municipal Clerk
CONTRACT FOR THE TOWNSHIP OF DENVILLE
JANITORIAL SERVICES

THIS CONTRACT made this ______ day of ____________, 2015, by and between:

TOWNSHIP OF DENVILLE, a municipal corporation
of the State of New Jersey,
with offices at
1 St. Mary's Place
Denville, New Jersey 07834
(Hereinafter, "Owner")

and

CHELBUS CLEANING COMPANY, INC.
with offices at
275 Newton-Sparta Road
Newton, New Jersey 07860
(Hereinafter, "Contractor")

WITNESSETH:

In consideration of the agreements herein contained, to be performed by the parties hereto, and of the payments hereinafter agreed to be made, it is mutually agreed as follows:

1. The Contractor will furnish "JANITORIAL SERVICES", as specified in the contract documents, which are incorporated herein by reference.

2. The Contractor will furnish all of the materials, supplies, tools, equipment, labor and all things necessary for the provision of "JANITORIAL SERVICES", in an expeditious, substantial and workmanlike manner, to the satisfaction of the Owner, and in compliance with the specifications.

3. The Contractor will begin the work as soon as practicable after receipt of the Notice to Proceed from the Owner and will complete the same within the time periods as set forth in the contract documents, unless the period for completion is extended pursuant to the contract documents. Contract period shall commence on September 1, 2015 and run through August 31, 2016.
4. The Contractor agrees to perform all of the work described in the contract documents and agrees to comply with all the terms and conditions therein for the price or prices submitted by him in his proposal and as accepted by the governing body of the Owner. Said prices shall be full compensation for the furnishing of "JANITORIAL SERVICES" and for all losses and damages arising out of the nature of the work or from any unforeseen difficulty encountered in the prosecution of the work and for all risks of any kind connected with the work and for all expenses incurred by or in consequence of the work.

5. The Township reserves the right to terminate this Contract in the event the Contractor fails to comply with any of the terms and conditions of the Contract documents and fails to perform the services in a satisfactory manner. In the event the Contractor's work is deemed unsatisfactory and/or the Contractor fails to comply with any of the terms and conditions of the Contract documents, the Township shall provide the Contractor with notice of said deviation and allow the Contractor three (3) days to remedy the issue(s). The Contractor may be given a chance to be heard by the Township Administrator within ten (10) days from said deviation should the Contractor dispute the notice presented to him/her. Should the Contractor fail to alleviate the issues presented by the Township, the Township may terminate the Contract by sending a written letter to the Contractor indicating same. Upon breach of contract and termination thereof, the Township may seek any and all appropriate remedies and damages against the Contractor in the Superior Court of New Jersey, Law Division which shall include the difference in price between this Contract and the subsequent Contract the Township would have to enter into in order to mitigate its damages.

6. The term "contract documents" means and will consist of all of the bid documents including, but not limited to, the Notice to Bidders, Instruction to Bidders, Proposal, Bid Bond, Form of Contract, General Conditions, Performance Bond, Notice of Award, Notice to Proceed, Drawings, Plans, Detailed Specifications, General Requirements and Addenda.
The contract documents enumerated above are hereby made a part of this contract as though they were physically attached hereto and by execution of this contract the Contractor acknowledges that he has examined and is familiar with the contents of the said contract documents.

7. The Owner will make payment to the Contractor in the manner and at such time as is set forth in the contract documents and in such amount as is required by the contract documents.

8. This Contract shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors and assigns.

9. The Contractor herein represents that neither the Contractor nor any person owning five percent or more of the stock or equity interest in the Contractor’s business has been convicted of an offense under N.J.S.A. 2C:27-2, 2C:27-6, 2C:27-7, or 2C:29-4 subsequent to September 13, 1977. This representation is made pursuant to P.L. 1977 Chapter 214.

10. This agreement may be extended for three (3) one (1) year extensions, if both parties are in agreement.

IN WITNESS WHEREOF, the parties hereto have caused these presents to be signed by their proper corporate officers and their proper corporate seals to be affixed hereto the day and year as indicated in the acknowledgments attached hereto and made a part hereof.

ATTEST:

Kathryn M. Bowditch, RMC
Municipal Clerk

TOWNSHIP OF DENVILLE

By: ____________________________
Thomas W. Andes
Mayor

WITNESS:

By: ____________________________
I CERTIFY that on , 2015 Kathryn M. Bowditch personally came before me and this person acknowledged under oath, to my satisfaction, that: (a) this person is the Clerk of the TOWNSHIP OF DENVILLE, the municipal corporation named in the attached document; (b) this person is the attesting witness to the signing of this document by the proper municipal officer who is Thomas W. Andes, the Mayor of the municipal corporation; (c) this document was signed and delivered by the municipal corporation as its voluntary act duly authorized by a proper resolution of the Council; (d) this person knows the proper seal of the municipal corporation which was affixed to this document; and (e) this person signed this proof to attest to the truth of these facts.

Kathryn M. Bowditch, Municipal Clerk

(Notary sign, seal, stamp)

INDIVIDUAL ACKNOWLEDGMENT

I CERTIFY that on , 2015, personally came before me and acknowledged under oath, to my satisfaction, that: (a) this person is the Clerk of the TOWNSHIP OF DENVILLE, the municipal corporation named in the attached document; (b) this person is the attesting witness to the signing of this document by the proper municipal officer who is Thomas W. Andes, the Mayor of the municipal corporation; (c) this document was signed and delivered by the municipal corporation as its voluntary act duly authorized by a proper resolution of the Council; (d) this person knows the proper seal of the municipal corporation which was affixed to this document; and (e) this person signed this proof to attest to the truth of these facts.

Sworn and subscribed to before me this day of , 2015.

(Notary sign, seal, stamp)
LIMITED LIABILITY COMPANY ACKNOWLEDGMENT

STATE OF NEW JERSEY,
COUNTY OF _________: SS:

BE IT REMEMBERED that on this day of _________, 2015, before me, the subscribers, personally appeared _________, Member of _________, LLC; _________, Member of _________, LLC; and _________, Member of _________, LLC, who, I am satisfied, are the persons who signed the within instrument, and they acknowledged that they signed the within instrument, and that the within instrument is the voluntary act and deed of such limited liability company.

A Notary Public of New Jersey
My Commission Expires
RESOLUTION TO CLOSE THE HURRICANE IRENE RELIEF FUND ACCOUNT AND REALLOCATE THE BALANCE TO PUBLIC ASSISTANCE TRUST FUND II

WHEREAS, the Township of Denville received monetary donations to assist the residents of Denville effected by Hurricane Irene in 2011; and

WHEREAS, there were two (2) large distributions in late-2011 and early-2012 to those residents and businesses that were impacted by Hurricane Irene; and

WHEREAS, there is a balance remaining in the Hurricane Irene Relief Fund that is no longer needed for its original intended specific purpose; and

WHEREAS, it is the Township’s intent to utilize these funds to continue to assist the residents of Denville through the Public Assistance Trust Fund II, which is administered through the Township’s Social Services Department.

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 account balance in the Hurricane Irene Relief Fund be transferred to the Public Assistance Trust Fund II.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, 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 August 11, 2015.

Certification Date: ____________________________

Kathryn M. Bowditch, RMC
Municipal Clerk
RESOLUTION TO AMEND RESOLUTION R-15-166

WHEREAS, on July 14, 2015, the Township of Denville adopted R-15-166 authorizing a refund of a duplicate tax payment to Elite Title Group; and

WHEREAS, the amount of the refund authorized by the resolution was incorrectly stated as $1,766.12 when it should have been $1,776.12, a shortfall of $10.00.

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. That R-15-166 is hereby amended to reflect the refund for Block 50410, Lot 3, 27 Orchard Street as $1,776.12.

2. That the Tax Collector is hereby authorized and directed to prepare a voucher to refund the difference of $10.00.

3. That the Chief Financial Officer is hereby authorized and directed to deliver the refund check to the Tax Collector to be delivered to Elite Title Group, 22 Ridge Road, Lyndhurst, NJ 07071 after the refund has been recorded in the taxpayer’s history file.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, Municipal Clerk of the Township of Denville do hereby certify the above to be a true and exact copy of resolution adopted by the Municipal Council at their meeting held on August 11, 2015.

Certification Dated: ___________________________ Kathryn M. Bowditch, RMC Municipal Clerk
RESOLUTION OF THE TOWNSHIP OF DENVILLE WAIVING CERTAIN FEES ASSOCIATED WITH TEMPORARY FOOD LICENSES FOR FUND RAISING EVENTS SPONSORED BY THE DENVILLE P.T.A. AND B.O.E.

WHEREAS, the Denville Parent Teacher Association ("P.T.A.") and Denville Board of Education ("B.O.E.") promote various fund raising events each year in which food is sold and/or served; and

WHEREAS, the aforementioned events raise monies for special projects and programs aimed at enriching the education of our community's children; and

WHEREAS, the Denville Health Department, in accordance with the NJ State Health Code, is required to ensure that all regulations of the State of New Jersey associated with the distribution of food and/or beverages are strictly adhered to for the safety and wellbeing of the public; and

WHEREAS, pursuant to Section 2A-6 of the General Code of the Township of Denville, a twenty-dollar ($20) fee exists for both a "Blanket Temporary Food Establishment License" and an "Individual Booth, Stand or Conveyance [license]."

NOW, THEREFORE, BE IT RESOLVED, that the Municipal Council of the Township of Denville hereby waives the aforementioned twenty-dollar ($20) fee for all fund raising events sponsored by the P.T.A. and B.O.E.

This resolution shall take effect immediately.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, 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 August 11, 2015.
RESOLUTION RECOMMENDING THE ENDORSEMENT OF A WETLANDS WAIVER/MAPPING REVISION

WHEREAS, Glenmont Commons Developers, LLC desires to connect premises known and designated as Tax Block 10002, Lot 3 on the Tax Map of the Township of Denville and located on Casterline Road, to the municipal system for the ultimate discharge to the Rockaway Valley Regional Sewerage Authority (RVRSA); and

WHEREAS, Glenmont Commons Developers, LLC received preliminary approval for a four (4) lot subdivision of the premises from the Planning Board of the Township of Denville on December 9, 2009 (hereinafter "the Project"); and

WHEREAS, a portion of the property to be connected to the municipal system contains designated wetlands (Environmentally Sensitive Areas – ESA) as defined by the United States Fish and Wildlife Service; and

WHEREAS, one of the conditions imposed by the United States Environmental Protection Agency (USEPA) upon the grant for the construction of the RVRSA facilities prevents the connection of any sewer generating building(s), facility(s), or any construction on any parcel of land containing any wetlands (ESA’s) to the RVRSA collection system for a period of 50 years after November 29, 1983; and

WHEREAS, said grant conditions provide for exceptions to the prohibition if approved in writing by the Regional Administrator of USEPA, Region 2; and

WHEREAS, the waiver request procedures, established by the USEPA and the New Jersey Department of Environmental Protection (USEPA), require the grantee (i.e. RVRSA) approve the submission of the waiver/mapping revision; and

WHEREAS, by Resolution dated March 13, 1986, the RVRSA determined that issues relating to the approval or denial of such a request are more appropriately the subject of evaluation by the officials of the municipality within which the site of the proposed project is located than by members of a regional sewerage authority; and

WHEREAS, the RVRSA also determined in said Resolution that it will not take any action upon a waiver request until it received a “written recommendation of endorsement by the appropriate officials or body of the affected municipality;” and

WHEREAS, the application of Glenmont Commons Developers, LLC for a waiver request/mapping revision for the Project has been reviewed by the Township Administrator and the Municipal Council.

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

1. The waiver request/mapping revision submitted by Glenmont Commons Developers, LLC for the Project is hereby granted a written recommendation of endorsement.
2. This endorsement is made in connection with the designated Project only and shall not be construed to apply to any other proposed development of Block 10002, Lot 3.

3. The Clerk is hereby authorized and directed to forward a certified copy of this Resolution to the RVRSA.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, 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 August 11, 2015.

Certification Dated: ___________________________  Kathryn M. Bowditch, RMC
Municipal Clerk
RESOLUTION AUTHORIZING THE REFUND
OF MONEY DUE TO THE REDEMPTION
OF A TAX SALE CERTIFICATE

WHEREAS, the Township of Denville held a Tax Lien Sale on 10/8/2014 for Delinquent 2013 Calendar Year Water & Sewer and a Tax Sale Certificate was purchased by US Bank/ For BV001 Trust on Block 31209 Lot 4 C0002; and

WHEREAS, the owner of said property has paid to the Tax Collector all moneys due for the Redemption of said Tax Sale Certificate.

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 is hereby authorized and directed to prepare a voucher to refund the amount shown below to the named lien holder; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to forward the check to the Tax Collector to be delivered to said lien holder after proper notation has been made on the Tax Records.

<table>
<thead>
<tr>
<th>BLOCK /LOT</th>
<th>PURCHASER OF LIEN</th>
<th>REFUND</th>
</tr>
</thead>
<tbody>
<tr>
<td>31209 4 C0002</td>
<td>US Bank/ For BV001 Trust 50 South 16th St. Suite 1950 Philadelphia, PA 19102-2513</td>
<td>$9,651.42</td>
</tr>
</tbody>
</table>

Certificate #2014-012
Loc: 4 Joanne Dr. Unit 1-B.

Premium Returned $3,100.00


CERTIFICATION DATED: KATHRYN M. BOWDITCH, RMC MUNICIPAL CLERK
RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE

WHEREAS, the Township of Denville held a Tax Lien Sale on 10/17/2012 for Delinquent 2011 Calendar Year Taxes, Water & Sewer and a Tax Sale Certificate was purchased by Virgo Municipal Finance Fund, LP on Block 41303 Lot 3; and

WHEREAS, the owner of said property has paid to the Tax Collector all moneys due for the Redemption of said Tax Sale Certificate.

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 is hereby authorized and directed to prepare a voucher to refund the amount shown below to the named lien holder; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to forward the check to the Tax Collector to be delivered to said lien holder after proper notation has been made on the Tax Records.

<table>
<thead>
<tr>
<th>BLOCK / LOT</th>
<th>PURCHASER OF LIEN</th>
<th>REFUND</th>
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</thead>
<tbody>
<tr>
<td>41303 3</td>
<td>Virgo Municipal Finance Fund LP % Blue Virgo Capital Management</td>
<td>$37,344.97</td>
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<tr>
<td></td>
<td>380 Lexington Ave. Floor 17</td>
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<tr>
<td></td>
<td>New York, NY 10168</td>
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</table>

Certificate #2012-013
Loc: 9 Wilson Ave

Premium Returned $7,100.00

RESOLUTION AUTHORIZING THE REFUND
OF MONEY DUE TO THE REDEMPTION
OF A TAX SALE CERTIFICATE

WHEREAS, the Township of Denville held a Tax Lien Sale on 11/15/2013 for Delinquent 2012 Calendar Year Water & Sewer and a Tax Sale Certificate was purchased by US Bank/ For BV001 Trust on Block 31205 Lot 11; and

WHEREAS, the owner of said property has paid to the Tax Collector all moneys due for the Redemption of said Tax Sale Certificate.

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 is hereby authorized and directed to prepare a voucher to refund the amount shown below to the named lien holder; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to forward the check to the Tax Collector to be delivered to said lien holder after proper notation has been made on the Tax Records.

<table>
<thead>
<tr>
<th>BLOCK / LOT</th>
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<tbody>
<tr>
<td>31205</td>
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<td>50 South 16th St.</td>
<td></td>
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<tr>
<td></td>
<td>Suite 1950</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Philadelphia, PA 19102-2513</td>
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</table>

Certificate #2013-012
Loc: 16 Memory Ln.
Premium Returned $2,100.00


CERTIFICATION DATED:  KATHRYN M. BOWDITCH, RMC MUNICIPAL CLERK
RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE

WHEREAS, the Township of Denville held a Tax Lien Sale on 11/15/2013 for Delinquent 2012 Calendar Year Water and a Tax Sale Certificate was purchased by US Bank/ For BV001 Trust on Block 51102 Lot 2; and

WHEREAS, the owner of said property has paid to the Tax Collector all moneys due for the Redemption of said Tax Sale Certificate.

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 is hereby authorized and directed to prepare a voucher to refund the amount shown below to the named lien holder; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby authorized and directed to forward the check to the Tax Collector to be delivered to said lien holder after proper notation has been made on the Tax Records.

<table>
<thead>
<tr>
<th>BLOCK /LOT</th>
<th>PURCHASER OF LIEN</th>
<th>REFUND</th>
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<tbody>
<tr>
<td>51102 2</td>
<td>US Bank/ For BV001 Trust</td>
<td>$3,482.85</td>
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<td>50 South 16th St. Suite 1950</td>
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<td></td>
<td>Philadelphia, PA 19102-2513</td>
<td></td>
</tr>
</tbody>
</table>

Certificate #2013-030
Loc: 19 Arden Rd.
Premium Returned $2,200.00


CERTIFICATION DATED: KATHRYN M. BOWDITCH, RMC MUNICIPAL CLERK
RESOLUTION

WHEREAS, the Township of Denville solicited bids (Re-Bid #8-2015) for an outdoor mobile stage; and

WHEREAS, on August 5, 2015, the Township received one bid from Century Industries; and

WHEREAS, the sole bid submitted is non-responsive as well as being in excess of the amount budgeted for the project.

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. That the bid received from Century Industries is hereby rejected.
2. That the Township Purchasing Agent is authorized to re-bid the contract.
3. This Resolution shall take effect immediately.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, 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 August 11, 2015.

Certification Dated: ____________________________  Kathryn M. Bowditch, RMC
Municipal Clerk