TOWNSHIP OF DENVILLE  MUNICIPAL COUNCIL
REGULAR MEETING 7:30 P.M.  DATE: 3-19-13

PUBLIC COMMENTS:
COUNCIL REQUESTS THAT PUBLIC COMMENTS BE LIMITED TO (3) THREE MINUTES PER PERSON

PRESENTATIONS:
COUNCIL REQUESTS THAT PRESENTATIONS BE LIMITED TO (30) MINUTES OR LESS AND MUST BE PRE-ARRANGED WITH THE MUNICIPAL CLERK

SALUTE TO THE FLAG  MEETING OPENED:________________
INVOCATION  MEETING CLOSED:________________
NOTICE OF PUBLIC MEETING
ROLL CALL
KUSER______GABEL_______GOLINSKI________LYDEN________
SCOLLANS______SMITH________PRESIDENT FITZPATRICK________
IN ATTENDANCE
MAYOR ANDES_________ADMINISTRATOR WARD________
TOWNSHIP ATTORNEY __________________________________
OTHERS: ____________________________________________

CEREMONIAL MATTERS AND/OR PRESENTATIONS

 Council Liaison/Committee Reports

Mayor's Report

Administrator's Report

Public Portion
MATTERS OF OLD AND/OR NEW BUSINESS

R-13-76 - INTRODUCTION OF THE 2013 DENVILLE MUNICIPAL BUDGET

ORDINANCE(S) FOR ADOPTION

#5-13  EXPLANATION: LAND ACQUISITION – VALVA PROPERTY LOCATED AT ECHO LANE AND MICHAEL STREET

AN ORDINANCE AUTHORIZING THE ACQUISITION OF A PORTION OF BLOCK 10401, LOT 13 IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS AND STATE OF NEW JERSEY AND PROVIDING FOR THE APPROPRIATION OF $300,000 FROM A GRANT FROM THE MORRIS COUNTY OPEN SPACE FUND; $125,000 FROM A GRANT FROM NEW JERSEY GREEN ACRES PROGRAM, AND $75,000 FROM THE OPEN SPACE TRUST FUND OF THE TOWNSHIP OF DENVILLE

#6-13  EXPLANATION: EXCEED BUDGET APPROPRIATION LIMITS AND ESTABLISH A CAP BANK

CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A: 4-45.14)

ORDINANCE(S) FOR INTRODUCTION

ITEMS FOR DISCUSSION AND/OR ACTION
RESOLUTIONS  #  CONSENT AGENDA ITEMS

R-13-68#  RESOLUTION AUTHORIZING CHANGE ORDER #1 FOR A TIME EXTENSION TO TQM CONSTRUCTION CORPORATION

R-13-69#  RESOLUTION REFUNDING THE PAYMENT OF TAXES OVERPAID DUE TO JUDGEMENT BY THE TAX COURT OF NEW JERSEY - $2,304.00

NON-CONSENT RESOLUTIONS:

R-13-70  RESOLUTION AUTHORIZING CHANGE ORDER #1, RESULTING IN A DECREASE IN THE CONTRACT SUM WITH TILCON NEW YORK, INC.

R-13-71  RESOLUTION AUTHORIZING CHANGE ORDER #2, RESULTING IN A INCREASE IN THE CONTRACT SUM WITH DENVILLE LINE PAINTING, INC.

R-13-72  RESOLUTION AUTHORIZING CHANGE ORDER #1, RESULTING IN A DECREASE IN THE CONTRACT SUM WITH PM CONSTRUCTION CORP.

R-13-73  RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR ADDITIONS AND ALTERATIONS TO THE VALLEY VIEW FIRE COMPANY NO. 3

R-13-74  RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE - $45,505.95

R-13-75  RESOLUTION REFUNDING THE PAYMENT OF TAXES OVERPAID FOR CALENDAR YEAR 2012 - $3,500.00

MINUTES FOR ADOPTION: 3-5-13

MOTION TO ADJOURN
Section 1.

Municipal Budget of the _______ Township _______ of Denville _______ , County of _______ Morris _______ for the Fiscal Year 2013

Be it Resolved, that the following statements of revenues and appropriations shall constitute the Municipal Budget for the year 2013;

Be it Further Resolved, that said Budget be published in the The Citizen of Morris County _____________

in the issue of __________________________ March 27, 2013.

The Governing Body of the _______ Township _______ of Denville _______ does hereby approve the following as the Budget for the year 2013.

RECORDED VOTE

(Ayes) __________________________ (Nays) __________________________

Absent

Notice is hereby given that the Budget and the Tax Resolution was approved by the Governing Body _______ of the Township _______.

of _______ Denville _______ , County of _______ Morris _______ , on March 19 _______ , 2013

A Hearing on the Budget and Tax Resolution will be held at Municipal Building , on April 16 _______ , 2013 at

7:30 o'clock (P.M.)

at which time and place objections to said Budget and Tax Resolution for the year 2013 may be presented by taxpayers or other interested persons.

Sheet 2
<table>
<thead>
<tr>
<th>Description</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>General Appropriations For: (Reference to item and sheet number should be omitted in advertised budget)</td>
<td></td>
</tr>
<tr>
<td>1. Appropriations within &quot;CAPS&quot;</td>
<td></td>
</tr>
<tr>
<td>(a) Municipal Purposes ((Item H-1, Sheet 19) (N.J.S.A. 40A:4-45.2))</td>
<td>14,941,549.00</td>
</tr>
<tr>
<td>2. Appropriations excluded from &quot;CAPS&quot;</td>
<td></td>
</tr>
<tr>
<td>(a) Municipal Purposes ((Item H-2, Sheet 28) (N.J.S.A. 40A:4-45.3 as amended))</td>
<td>3,197,013.07</td>
</tr>
<tr>
<td>(b) Local District School Purposes in Municipal Budget (Item K, Sheet 29)</td>
<td></td>
</tr>
<tr>
<td>Total General Appropriations excluded from &quot;CAPS&quot; (Item O, Sheet 29)</td>
<td>3,197,013.07</td>
</tr>
<tr>
<td>3. Reserve for Uncollected Taxes (Item M, Sheet 29)- Based on Estimated 97.00% Percent of Tax Collections</td>
<td>2,000,830.95</td>
</tr>
<tr>
<td>4. Total General Appropriations (Item 9, Sheet 29)</td>
<td></td>
</tr>
<tr>
<td>Building Aid Allowance for Schools-State Aid</td>
<td></td>
</tr>
<tr>
<td>2013 - $</td>
<td>20,139,393.02</td>
</tr>
<tr>
<td>5. Less: Anticipated Revenues Other Than Current Property Tax (Item 5, Sheet 11) (i.e. Surplus, Miscellaneous Revenues and Receipts from Delinquent Taxes)</td>
<td>7,671,028.00</td>
</tr>
<tr>
<td>6. Difference: Amount to be Raised by Taxes for Support of Municipal Budget (as follows)</td>
<td></td>
</tr>
<tr>
<td>(a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes (Item 6(a), Sheet 11)</td>
<td>11,385,513.95</td>
</tr>
<tr>
<td>(b) Addition to Local District School Tax (Item 6(b), Sheet 11)</td>
<td></td>
</tr>
<tr>
<td>(c) Minimum Library Tax</td>
<td>1,062,851.07</td>
</tr>
</tbody>
</table>
ORDINANCE #5-13

SHORT EXPLANATORY DESCRIPTION OF ORDINANCE: LAND ACQUISITION - VALVA PROPERTY LOCATED AT ECHO LANE AND MICHAEL STREET

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
AN ORDINANCE AUTHORIZING THE ACQUISITION OF A PORTION OF BLOCK 10401, LOT 13 IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, AND STATE OF NEW JERSEY AND PROVIDING FOR THE APPROPRIATION OF $300,000 FROM A GRANT FROM THE MORRIS COUNTY OPEN SPACE FUND; $125,000 FROM A GRANT FROM NEW JERSEY GREEN ACRES PROGRAM, AND $75,000 FROM THE OPEN SPACE FUND OF THE TOWNSHIP OF DENVILLE

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 AUTHORIZING THE ACQUISITION OF A PORTION OF BLOCK 10401, LOT 13 IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, AND STATE OF NEW JERSEY AND PROVIDING FOR THE APPROPRIATION OF $300,000 FROM A GRANT FROM THE MORRIS COUNTY OPEN SPACE FUND; $125,000 FROM A GRANT FROM NEW JERSEY GREEN ACRES PROGRAM, AND $75,000 FROM THE OPEN SPACE FUND OF THE TOWNSHIP OF DENVILLE

BE PASSED ON FINAL READING AND THAT A NOTICE OF FINAL PASSAGE BE PUBLISHED IN THE MARCH 27, 2013 ISSUE OF THE CITIZEN.

COUNCIL PRESIDENT: MOTION TO ADOPT
ROLL CALL ON ADOPTION
NOTICE IS HEREBY GIVEN THAT THE ABOVE ENTITLED ORDINANCE WAS REGULARLY, DULY AND FINALLY PASSED AT A MEETING OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS AND STATE OF NEW JERSEY, HELD ON 3-19-13

DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK
AN ORDINANCE AUTHORIZING THE
ACQUISITION OF A PORTION OF BLOCK 10401,
LOT 13 IN THE TOWNSHIP OF DENVILLE,
COUNTY OF MORRIS, AND STATE OF NEW
JERSEY AND PROVIDING FOR THE
APPROPRIATION OF $300,000 FROM A GRANT
FROM THE MORRIS COUNTY OPEN SPACE
FUND; $125,000 FROM A GRANT FROM NEW
JERSEY GREEN ACRES PROGRAM, AND
$75,000 FROM THE OPEN SPACE TRUST FUND
OF THE TOWNSHIP OF DENVILLE

WHEREAS, the Local Lands and Buildings Law, N.J.S.A. 40A:12-1, et seq.,
provides that a municipality may, by ordinance, provide for the acquisition of real property or an
interest therein by purchase, gift, devise, lease, exchange, or condemnation in the manner
provided in the Eminent Domain Act, N.J.S.A. 20:3:1, et seq.; and

WHEREAS, the Municipal Council of the Township of Denville has determined
that it is in the interest of the Township to purchase property known as an approximately five (5)
acre portion of Block 10401, Lot 13, to be designated as Lot 13.02, as described on Schedule A,
from George Valva and Patricia Valva, Trustees of the Valva Family Trust; and

WHEREAS, a grant has been awarded to the Township in the amount of
$300,000 from the Morris County Open Space Trust Fund for this acquisition; and

WHEREAS, a grant has been awarded to the Township in the amount of
$125,000 from the New Jersey Department of Environmental Protection, Green Acres Program.

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. The Township of Denville hereby authorizes the acquisition of the
approximately five (5) acre portion of Block 10401, Lot 13 described on Schedule A for open
space purposes for the sum of $500,000 from George Valva and Patricia Valva, Trustees of the
Valva Family Trust.

SECTION 2. The net sum of $300,000 to be funded by a grant from the Morris County Open Space Trust Fund is hereby appropriated for the purposes set forth in Section 1.

SECTION 3. The net sum of $125,000 to be funded by a grant from the NJDEP, Green Acres Program, is hereby appropriated for the purposes set forth in Section 1.

SECTION 4. The net sum of $75,000 for the acquisition costs is hereby appropriated from the Open Space Trust Fund of the Township of Denville, County of Morris, State of New Jersey for the purposes set forth in Section 1.

SECTION 5. The Mayor and Municipal Clerk and all other proper officers and employees of the Township are hereby authorized and directed to take any and all steps necessary to effectuate the purposes of this ordinance.

SECTION 6. No debt is to be authorized by the enactment and passage of this ordinance.

SECTION 7. 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 8. 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 9. 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:

By:

Donna I. Costello, Municipal Clerk
Thomas W. Andes, Mayor
DESCRIPTION OF PROPERTY

LOT 13.02 - BLOCK 10401
TOWNSHIP OF DENVILLE, MORRIS COUNTY, NEW JERSEY

Commencing at the terminus of the southerly right-of-way line of Michael Street (50' right-of-way) near a monument found, said point being the corner common to Lots 13.01 and 13.02, Block 10401, running, thence:

1. N 74°41'02" W, 608.40 feet along Lot 13.01, Block 10401, thence;

2. S 50°13'36" W, 75.43 feet along the same, thence;

3. N 39°46'21" W, 88.49 feet along Lot 18, Block 10401 to an iron pin and cap set in the municipal boundary line between the Townships of Denville and Randolph, thence;

4. N 08°16'56" E, 165.60 feet along said municipal boundary line and along Randolph Township Lot 5.05, Block 22 to a 21' birch tree, thence;

5. N 68°08'52" W, 168.40 feet along Denville Township Lot 12, Block 11301 to a point near an iron pipe found, thence;

6. N 73°42'19" E, 175.00 feet along the same to a point near an iron pipe found, thence;

7. S 72°28'42" E, 488.83 feet along the same and along Lots 11, 10 and 9, Block 11301 to an iron pin and cap set, thence;

8. S 46°42'19" W, 116.87 feet along Lots 2 and 1, Block 10403 to an iron pipe found, thence;

9. S 15°18'58" W, 218.71 feet along said Lot 1 and the terminus of Michael Street to the point or place of beginning.

Containing 217,800 square feet or 5.000 acres of land, more or less.

Subject to a utility easement dedicated to Lot 13.01, Block 10401 described as follows:

Commencing at the terminus of the southerly right-of-way line of Michael Street (50' right-of-way) near a monument found, said point being the corner common to Lots 13.01 and 13.02, Block 10401, running, thence:

1. N 74°41'02" W, 40.00 feet along Lot 13.01, Block 10401, thence;

2. N 80°18'58" E, 66.57 feet across Lot 13.02, Block 10401 to a point in the terminus of Michael Street, thence;

3. S 15°18'58" W, 40.00 feet along said Michael Street to the point or place of beginning.

Containing 800 square feet or 0.018 acres of land, more or less.

Subject to any other easements or restrictions that may exist.

The above description is based on a map entitled "Minor Subdivision Plan, Block 10401, Lot 13, Michael Street & Echo Lane, Township of Denville, Morris County, New Jersey", dated 1/23/20, prepared by Dykstra Walker Design Group. Bearings are In accordance with New Jersey State Plane Coordinate System NAD 83.

Kenneth G. Dykstra, Professional Land Surveyor
New Jersey License No. 24GB03297200
ORDINANCE #6-13

SHORT EXPLANATORY DESCRIPTION OF ORDINANCE: EXCEED BUDGET APPROPRIATION LIMITS AND ESTABLISH A CAP BANK

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:

CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP
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:
CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP

BE PASSED ON FINAL READING AND THAT A NOTICE OF FINAL PASSAGE BE PUBLISHED IN THE MARCH 27, 2013 ISSUE OF THE CITIZEN.

COUNCIL PRESIDENT: MOTION TO ADOPT
ROLL CALL ON ADOPTION

ORDINANCE #6-13
CALENDAR YEAR 2013 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP

NOTICE IS HEREBY GIVEN THAT THE ABOVE ENTITLED ORDINANCE WAS REGULARLY, DULY AND FINALLY PASSED AT A MEETING OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS AND STATE OF NEW JERSEY, HELD ON 3-19-13

DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK
CALENDAR YEAR 2013
ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.0% unless authorized by ordinance to increase it to 3.5% over the previous year’s final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5% percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Municipal Council of the Township of Denville in the County of Morris finds it advisable and necessary to increase its CY 2013 budget by up to 3.5% over the previous year’s final appropriations; in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Municipal Council hereby determines that a 3.5% increase in the budget for said year, amounting to $219,913 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS the Municipal Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW THEREFORE BE IT ORDAINED, by the Municipal Council of the Township of Denville, in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring, that, in the CY 2013 budget year, the final appropriations of the Township of Denville shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5%, amounting to $513,129, and that the CY 2013 municipal budget for the Township of Denville be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

ATTEST:                              APPROVED:

_______________________________    _______________________________
DONNA I. COSTELLO, RMC/CMC         MAYOR THOMAS W. ANDES
MUNICIPAL CLERK                   TOWNSHIP OF DENVILLE
RESOLUTION NO. -13

WHEREAS, the Township of Denville and TQM Construction Corporation entered into a contract dated August 17, 2012 for Renovations to the Denville Police Department; and

WHEREAS, the Township previously approved Change Order #1 which increased the contract price to $484,900; and

WHEREAS, the contract required that the project be substantially completed within 180 days or by February 14, 2013; and

WHEREAS, TQM has requested an extension of time to complete the contract; and

WHEREAS, EI Associates have recommended that a change order be adopted authorizing an extension in the completion date of the contract from February 14, 2013 to April 17, 2013; and

WHEREAS, the Township is agreeable to granting the extension as reflected in Change Order #2.

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 TQM Construction Corporation dated August 17, 2012, shall be amended as described in the attached Change Order #2; and that the Mayor and Township Clerk be authorized and directed to execute said Change Order #2 on behalf of the Township.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, DONNA I. COSTELLO, MUNICIPAL CLERK OF THE TOWNSHIP OF DENVILLE, DO HEREBY CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION APPROVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE AT THEIR MEETING HELD ON MARCH 19, 2013

CERTIFICATION DATED: DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK
Change Order No. 2
IN CONNECTION WITH THE POLICE DEPARTMENT RENOVATIONS PROJECT

CONTRACTOR
TQM Construction Corporation
21 Pine Street
Rockaway, NJ 07866

PROJECT:
Police Department Renovations

OWNER:
Township of Denville,
a Municipal Corporation of the
State of New Jersey
1 St. Mary's Place
Denville, New Jersey 07834

The Agreement between the Owner and Contractor for the Project, dated August 17, 2012 (hereinafter, “Agreement”), is hereby amended to reflect the following changes:

1. The time for completion of the project is hereby extended from February 14, 2013 to April 17, 2013.

All other terms and conditions set forth in the Agreement shall remain in full force and effect.

Approved by Owner
TOWNSHIP OF DENVILLE

Thomas W. Andes, Mayor
Donna I. Costello, Clerk
Dated:

Approved by Contractor
TQM CONSTRUCTION CORPORATION

Dated:
RESOLUTION REFUNDING THE PAYMENT
OF TAXES OVERPAID DUE TO JUDGEMENT
BY THE TAX COURT OF NEW JERSEY

WHEREAS, it has been found that the following 2012 taxes have been overpaid due to a Judgement by the Tax Court of New Jersey.

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 in the following name to refund said overpayment; 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 taxpayer after the refund has been recorded in the taxpayer history files.

<table>
<thead>
<tr>
<th>BLOCK/LOT</th>
<th>OWNER /MORTGAGE CO.</th>
<th>AMOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>10201 3</td>
<td>Avinash G / Vasanti A Tilak 22 North Ridge Road Denville, NJ 07834</td>
<td>$2,304.00</td>
</tr>
</tbody>
</table>

Property Location- 22 North Ridge Rd.

I, DONNA COSTELLO, MUNICIPAL CLERK OF THE TOWNSHIP OF DENVILLE, DO HEREBY CERTIFY THE ABOVE TO BE TRUE AND EXACT COPY OF RESOLUTION ADOPTED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE AT THEIR MEETING HELD ON__________________________

CERTIFICATION DATE DONNA I COSTELLO, RMC/CMC
RESOLUTION NO. 13

WHEREAS, the Township of Denville entered into a contract under the 2012 Morris County Co-op Contract #6 with Tilcon New York, Inc. for the Bloomfield Avenue Improvements; and

WHEREAS, the Township Engineer has recommended that a change order be authorized for the adjustment in as-built quantities which results in a net decrease in the amount of $30,865.92; and

WHEREAS, the Township is agreeable to granting the requested changes as reflected in Change Order #1 which will decrease the contract sum from $148,708.00 to $117,842.08.

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 Tilcon New York under the 2012 Morris County Co-op Contract 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


CERTIFICATION DATED:

DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK
Change Order No. 1
BLOOMFIELD AVENUE IMPROVEMENTS

CONTRACTOR
Tilcon New York, Inc.
625 Mt. Hope Road
Wharton, NJ 07885

PROJECT:
Bloomfield Avenue Improvements

OWNER:
Township of Denville,
a Municipal Corporation of the
State of New Jersey
1 St. Mary’s Place
Denville, New Jersey 07834

The Agreement between the Owner and Contractor for the Project under the 2012 Morris County Co-op Contract #6 (hereinafter, "Agreement"), is hereby amended to reflect the following changes:

1. Adjustment of as-built quantities for a net decrease of $30,865.92 in accordance with the attached proposal.

2. The Contract price is revised from $148,708.00 to $117,842.08.

All other terms and conditions set forth in the Agreement shall remain in full force and effect.

Approved by Owner
TOWNSHIP OF DENVILLE

________________________________________
Thomas W. Andes, Mayor

________________________________________
Donna I. Costello, Clerk

Approved by Contractor
TILCON NEW YORK, INC.

________________________________________

Dated:

Dated:
NEW JERSEY DEPARTMENT OF TRANSPORTATION  
LOCAL AID PROJECTS  
CHANGE ORDER NUMBER - No. 1  
STATE AID PROJECT

<table>
<thead>
<tr>
<th>Project</th>
<th>Bloomfield Avenue Improvements</th>
</tr>
</thead>
<tbody>
<tr>
<td>Municipality</td>
<td>Township of Denville</td>
</tr>
<tr>
<td>County</td>
<td>Morris County</td>
</tr>
<tr>
<td>Contractor</td>
<td>Tilcon New York</td>
</tr>
</tbody>
</table>

In accordance with the project Supplementary Specification, the following are changes in the contract.
Location and Reason for Change (Attach additional sheets if needed)

As-Built quantities, Night Paving, Change in Morris County Co-Op Pay Items

<table>
<thead>
<tr>
<th>Item No.</th>
<th>Description</th>
<th>(Quantity +/-)</th>
<th>Unit Price</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Hot Mix Asphalt 9.5 M64</td>
<td>-294.43</td>
<td>$63.88/Ton</td>
<td>(18,808.19)</td>
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<tr>
<td>2</td>
<td>HMA Milling 3&quot; or less</td>
<td>-12,000</td>
<td>$3.00/SY</td>
<td>(37,500.00)</td>
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<tr>
<td>3</td>
<td>Asphalt Price Adjustment Allowance</td>
<td>Allowance</td>
<td></td>
<td>(9,416.15)</td>
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<tr>
<td>CO-1</td>
<td>Night Paving Surcharge</td>
<td>1,305.37</td>
<td>$6.00/Ton</td>
<td>7,833.42</td>
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<tr>
<td>CO-2</td>
<td>Night Milling Surcharge</td>
<td>11,500</td>
<td>$0.60/SY</td>
<td>6,900.00</td>
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<tr>
<td>CO-3</td>
<td>Morris County Co-Op Pricing</td>
<td>11,500</td>
<td>$1.75/SY</td>
<td>20,125.00</td>
</tr>
</tbody>
</table>

Amount of Original Contract ("As-Ordered") $...149,708.68.................. Extra $...34,898.12............................

Adjusted Amount Based on Change
Order Nos ........................................... $...117,812.08..................

% Increase in Contract
(Indicate Decrease or Increase) ............................................. 30.8%...

(Engineer) .............................................. (Date)  

Preceding Officer ....................................... (Date)  

Contractor ................................................. (Date)  

(Submit four (4) copies to the Local Highway Design District Office)
NEW JERSEY DEPARTMENT OF TRANSPORTATION
DIVISION OF LOCAL AID
AND ECONOMIC DEVELOPMENT
RECOMMENDATION OF AWARD
STATE AID PROJECT

BE IT RESOLVED

that ___________________________ Township of Denville

hereby recommends to the New Jersey Department of Transportation that the contract for

Bloomfield Avenue Improvements
(Name of Project)

in the Township of Denville County of Morris
(Name of Municipality)

be awarded to Tilcon New York via 2012 Morris County Cooperative Pricing Council

whose bid amounted to $ 148,708.00 subject to the approval of the Department.

That the presiding officer of this body be and is hereby directed to sign for and on its behalf the contract in the prescribed form for said construction.

That the clerk of this body be and is hereby directed to seal said contract with the corporate seal of this body and to attest to the same.

Approved by the Township of Denville on ____________.
(Name of Local Government) (Date of Award)

(Presiding Officer) (Date)

(Clerk) (Date)

(Affix Seal)
New Jersey Department of Transportation  
Division of Local Aid And Economic Development  
Summary of Bids - State Aid

---

**Project**: MCCPC - Bloomfield Avenue Improvements  
**Municipality**: Denville Township  
**County**: Morris County

<table>
<thead>
<tr>
<th>Item #</th>
<th>Description</th>
<th>Quantity</th>
<th>Unit</th>
<th>Unit Price</th>
<th>Amount</th>
<th>Unit Price</th>
<th>Amount</th>
<th>Unit Price</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>1</td>
<td>Hot Mix Asphalt 9.5 K664 Surface Course, 2&quot; Thick</td>
<td>1,600</td>
<td>Tons</td>
<td>$63.88</td>
<td>$102,208.00</td>
<td>$63.88</td>
<td>$102,208.00</td>
<td>$72.10</td>
<td>$115,360.00</td>
</tr>
<tr>
<td>2</td>
<td>HMA Milling 3&quot; or less</td>
<td>12,500</td>
<td>SY</td>
<td>$3.00</td>
<td>$37,500.00</td>
<td>$3.00</td>
<td>$37,500.00</td>
<td>$2.50</td>
<td>$31,250.00</td>
</tr>
<tr>
<td>3</td>
<td>Asphalt Price Adjustment Allowance</td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**Total**  
$148,708.00  
$148,708.00  
$155,610.00

---

I hereby certify that this is a true copy of the bids received on **12-8-12**.  

[Signature]  
John K. Ruschke, P.E.  
License No. 37148
RESOLUTION NO. __13

WHEREAS, the Township of Denville entered into a contract under the 2012 Morris County Co-op Contract #6 with Denville Line Painting, Inc. for the Bloomfield Avenue Improvements; and

WHEREAS, the Township Engineer has recommended that a change order be authorized for the adjustment in as-built quantities which results in a net increase in the amount of $1,945.50; and

WHEREAS, the Township is agreeable to granting the requested changes as reflected in Change Order #2 which will increase the contract sum from $3,960.00 to $5,905.50.

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 Denville Line Painting, Inc. under the 2012 Morris County Co-op Contract shall be amended as described in the attached Change Order #2; and that the Mayor and Township Clerk be authorized and directed to execute said Change Order #2 on behalf of the Township.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, DONNA I. COSTELLO, MUNICIPAL CLERK OF THE TOWNSHIP OF DENVILLE, DO HEREBY CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION APPROVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE AT THEIR MEETING HELD ON MARCH 19, 2013

CERTIFICATION DATED: DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK
CONTRACTOR
Denville Line Painting, Inc.
2 Green Pond Road
Rockaway, NJ 07866

OWNER:
Township of Denville,
a Municipal Corporation of the
State of New Jersey
1 St. Mary's Place
Denville, New Jersey 07834

The Agreement between the Owner and Contractor for the Project under the 2012 Morris County Co-op Contract #6 (hereinafter, "Agreement"), is hereby amended to reflect the following changes:

1. Adjustment of as-built quantities for a net increase of $1,945.50 in accordance with the attached proposal.

2. The Contract price is revised from $3,960.00 to $5,905.50.

All other terms and conditions set forth in the Agreement shall remain in full force and effect.

Approved by Owner
TOWNSHIP OF DENVILLE

Thomas W. Andes, Mayor
Donna I. Costello, Clerk
Dated:

Approved by Contractor
Denville Line Painting, INC.

Dated:
In accordance with the project Supplementary Specification, the following are changes in the contract.

Location and Reason for Change (check the box below and insert text here).

As-Built quantities, change in Morris County Co-Op Pay Items

<table>
<thead>
<tr>
<th>Item No.</th>
<th>Description</th>
<th>Quantity</th>
<th>Unit Price</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>4&quot; Traffic Striping</td>
<td>-8,200</td>
<td>$0.08</td>
<td>(656.00)</td>
</tr>
<tr>
<td></td>
<td>Parking (4&quot;)</td>
<td>-2,100</td>
<td>$0.70</td>
<td>(1,470.00)</td>
</tr>
<tr>
<td></td>
<td>Crosswalks (6&quot;)</td>
<td>-1,600</td>
<td>$1.10</td>
<td>(1,760.00)</td>
</tr>
<tr>
<td></td>
<td>Traffic Marking symbols</td>
<td>130</td>
<td>$5.75</td>
<td>747.50</td>
</tr>
<tr>
<td></td>
<td>Morris County Co-Op Pricing</td>
<td>10,300</td>
<td>$0.28</td>
<td>2,884.00</td>
</tr>
<tr>
<td></td>
<td>4&quot; Traffic Stripes, Epoxy Resin</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Morris County Co-Op Pricing</td>
<td>1,600</td>
<td>$0.75</td>
<td>1,200.00</td>
</tr>
<tr>
<td></td>
<td>Traffic Marking Lines, Thermoplastic</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td></td>
<td>Construction Layout</td>
<td>1</td>
<td>$1,000.00</td>
<td>1,000.00</td>
</tr>
</tbody>
</table>

Amount of Original Contract ("As-Ordered") $3,166.00.........

Adjusted Amount Based on Change Order Nos. $5,905.50.......

% Increase in Contract (Indicate Decrease or Increase) .....49.1%...

Extra Supplemental Reduction Penalties Total Change $5,811.50 $1,886.00 $247.50 $1,945.50

Approved (Local Aid District Engineer) (Date)

(Engineer) (Date)

(Presiding Officer) (Date)

(Contractor) (Date)

(1) Contractor incurred penalties for deficient % Air Voids see Form DS-8S.

(Submit four (4) copies to the Local Highway Design District Office)
NEW JERSEY DEPARTMENT OF TRANSPORTATION
DIVISION OF LOCAL AID
AND ECONOMIC DEVELOPMENT
RECOMMENDATION OF AWARD
STATE AID PROJECT

BE IT RESOLVED

that ______________________

~T~o~w~n~s~h~i~p~o~f~D~e~n~v~i1~le~

______________________

hereby recommends to the New Jersey Department of Transportation that the contract for

______________________

Bloomfield Avenue Improvements

(Name of Project)

______________________

in the Township of Denville

County of ______ Morris

(Name of Municipality)

be awarded to ______ Denville Line Painting via 2012 Morris County Cooperative Pricing

Council

whose bid amounted to $ __3,960.00___ subject to the approval of the Department.

That the presiding officer of this body be and is hereby directed to sign for and on its behalf the
contract in the prescribed form for said construction.

That the clerk of this body be and is hereby directed to seal said contract
with the corporate seal of this body and to attest to the same.

Approved by the Township of Denville on ____________

(Name of Local Government) (Date of Award)

______________________

(Presiding Officer) (Date)

______________________

(Clerk) (Date)

(Affix Seal)
New Jersey Department of Transportation  
Division of Local Aid And Economic Development  
Summary of Bids - State Aid

**Project**: MCCPC - Bloomfield Avenue Improvements  
**Municipality**: Denville Township  
**County**: Morris County

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</thead>
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<tr>
<td>1</td>
<td>Traffic striping on roadways (4&quot;), yellow or white</td>
<td>8,200</td>
<td>LF</td>
<td>$0.08</td>
<td>$656.00</td>
</tr>
<tr>
<td>2</td>
<td>Parking (4&quot;)</td>
<td>2,100</td>
<td>LF</td>
<td>$0.70</td>
<td>$1,470.00</td>
</tr>
<tr>
<td>3</td>
<td>Crosswalks (6&quot;)</td>
<td>1,600</td>
<td>LF</td>
<td>$1.10</td>
<td>$1,760.00</td>
</tr>
<tr>
<td>4</td>
<td>Traffic Marking Symbols</td>
<td>20</td>
<td>SF</td>
<td>$5.75</td>
<td>$115.00</td>
</tr>
</tbody>
</table>

<table>
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<tr>
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<td>$1,760.00</td>
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<tr>
<td>4</td>
<td>Traffic Marking Symbols</td>
<td>20</td>
<td>SF</td>
<td>$5.75</td>
<td>$115.00</td>
</tr>
</tbody>
</table>

**TOTAL**  |                      |  |  |   |  |

I hereby certify that this is a true copy of the bids received on 12-8-12.

John K. Ruschke, P.E.  
License No. 37148
RESOLUTION NO. -13

WHEREAS, the Township of Denville and PM Construction Corp. entered into a contract dated October 25, 2011 for the Water Main Improvement Project, Beaver Brook Road, Ford Road and Wood Road; and

WHEREAS, John Ruschke, P.E. has recommended that a change order be authorized for the elimination of the paving and other quantity reductions for a total decrease in the contract sum of $108,664.24; and

WHEREAS, the Township is agreeable to granting the requested changes as reflected in Change Order #1 which will decrease the contract sum to $365,585.76.

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 PM Construction Corp. dated October 25, 2011, 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, DONNA I. COSTELLO, MUNICIPAL CLERK OF THE TOWNSHIP OF DENVILLE, DO HEREBY CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF A RESOLUTION APPROVED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE AT THEIR MEETING HELD ON March 19, 2013

CERTIFICATION DATED: DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK
Change Order No. 1
To Authorize a Reduction in the Work in Connection with the
Water Main Improvement Project, Beaver Brook Lane, Ford Road and Wood Road

CONTRACTOR
PM Construction Corp.
1310 Hillside Avenue
Hillside, NJ 07205

PROJECT:
Water Main Improvement Project
Beaver Brook Lane, Ford Road and Wood Road

OWNER:
Township of Denville,
a Municipal Corporation of the
State of New Jersey
1 St. Mary's Place
Denville, New Jersey 07834

The Agreement between the Owner and Contractor for the Project, dated October 25, 2011, (hereinafter, "Agreement"), is hereby amended to reflect the following changes:


2. The total compensation to be paid by the Owner to the Contractor for Change Order No. 1 shall be reduced by $108,664.24 for a new contract amount of $365,585.76.

All other terms and conditions set forth in the Agreement shall remain in full force and effect.

Approved by Owner
TOWNSHIP OF DENVILLE

______________________________________________________________

Thomas W. Andes, Mayor

______________________________________________________________

Donna I. Costello, Clerk

Dated: _____________________________

Approved by Contractor
PM Construction Corp.

______________________________________________________________

Dated: _____________________________
RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR ADDITIONS AND ALTERATIONS TO THE VALLEY VIEW FIRE COMPANY NO. 3

WHEREAS, on January 23, 2013, the Township of Denville received bids for the Additions & Alterations to the Valley View Fire Company No. 3; and

WHEREAS, Riefolo Construction Company is the lowest responsible and responsive bidder and submitted a bid in the amount of $903,000; and

WHEREAS, the Municipal Council wishes to award the contract for the Additions & Alterations to the Valley View Fire Company No. 3 to Riefolo Construction Company 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 the Additions & Alterations to the Valley View Fire Company No. 3 is hereby awarded to Riefolo Construction Company, 12 Railroad Place, Belleville, NJ 07109, in accordance with its bid for the price of $903,000.

2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Riefolo Construction Company.

3. This Resolution shall take effect immediately.

I, DONNA I. COSTELLO, MUNICIPAL CLERK OF THE TOWNSHIP OF DENVILLE, DO HEREBY CERTIFY THE ABOVE TO BE A TRUE COPY OF A RESOLUTION ADOPTED AT THE 3-19-13 MUNICIPAL COUNCIL MEETING.

CERTIFICATION DATED: DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK

R-13-73
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 03/19/13

Riefolo Construction Company
12 Railroad Place
Beilville, NJ 07109
Name and Address of Contractor

Valley View Fire House $903,000.00
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>General Capital</th>
<th>TOTAL</th>
</tr>
</thead>
<tbody>
<tr>
<td>04-261-55-546-901</td>
<td>$84,000.00</td>
<td>$84,000.00</td>
</tr>
<tr>
<td>04-216-55-540-901</td>
<td>819,000.00</td>
<td>819,000.00</td>
</tr>
</tbody>
</table>

<p>| | |</p>
<table>
<thead>
<tr>
<th></th>
<th></th>
</tr>
</thead>
<tbody>
<tr>
<td></td>
<td>TOTAL $903,000.00</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):

<table>
<thead>
<tr>
<th>DEPT., ACCT. #, ORD. #</th>
<th>Amount</th>
</tr>
</thead>
<tbody>
<tr>
<td>04-261-55-546-901</td>
<td>$84,000.00</td>
</tr>
<tr>
<td>04-216-55-540-901</td>
<td>819,000.00</td>
</tr>
</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.

Michael J Guerino 03/19/13
Chief Financial Officer
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 12/2/2011 for Delinquent 2010 Calendar Year Taxes & Water, and a Tax Sale Certificate was purchased by US Bank Cust\Emp IV, Cap One on Block 51102 Lot 1; 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 person 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>51102 I</td>
<td>US Bank Cust\Emp IV, Cap One</td>
<td>$45,505.95</td>
</tr>
<tr>
<td></td>
<td>50 South 16th Street Suite 1950 Philadelphia, PA 19102-2513</td>
<td></td>
</tr>
</tbody>
</table>

Certificate # 2011-043

Premium Returned $20,200.00

I, DONNA I. COSTELLO, 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 OF THE TOWNSHIP OF DENVILLE AT THEIR MEETING HELD ON ____________.

CERTIFICATION DATED: DONNA I COSTELLO, RMC/CMC MUNICIPAL CLERK
RESOLUTION REFUNDING THE PAYMENT
OF TAXES OVERPAID FOR
CALENDAR YEAR 2012

WHEREAS, it has been found that the following taxes were overpaid due to
taxpayer paying after property was sold.

NOW, THEREFORE, BE IT RESOLVED, that the Tax Collector is hereby authorized
and directed to prepare a voucher in the following name to refund said overpayment
made in error; and

BE IT FURTHER RESOLVED, that the Chief Financial Officer is hereby
authorized and directed to deliver the check to the Tax Collector to be delivered to said
taxpayer after the refund has been recorded in the taxpayer’s history file.

<table>
<thead>
<tr>
<th>BLOCK/LOT</th>
<th>OWNER /MORTGAGE CO.</th>
<th>REFUND</th>
</tr>
</thead>
<tbody>
<tr>
<td>21502 5</td>
<td>Kevin W Mayo</td>
<td>$3,500.00</td>
</tr>
<tr>
<td></td>
<td>7 Evergreen Pl.</td>
<td></td>
</tr>
<tr>
<td></td>
<td>Chadds Ford, PA 19317-9677</td>
<td></td>
</tr>
</tbody>
</table>

Loc: was 197 Casterline Rd.

I, DONNA COSTELLO, 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 OF THE TOWNSHIP OF DENVILLE AT THEIR
MEETING HELD ON__________________________.

CERTIFICATION DATED: DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK