TOWNSHIP OF DENVILLE  MUNICIPAL COUNCIL  REGULAR MEETING
7:30 P.M.  DATE:  OCTOBER 1, 2013

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
NOTICE OF PUBLIC MEETING  MEETING CLOSED:_________________
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

CORRESPONDENCE

MATTERS OF OLD AND/OR NEW BUSINESS

ORDINANCE(S) FOR ADOPTION

NONE

ORDINANCE(S) FOR INTRODUCTION

NONE

ITEMS FOR DISCUSSION AND/OR ACTION

2013 BEST PRACTICES INVENTORY
(DOCUMENT INCLUDED IN COUNCIL AGENDA COPY)

RESOLUTIONS    # CONSENT AGENDA ITEMS

R-13-203#  RESOLUTION AUTHORIZING EXECUTION OF A DOCUMENT ENTITLED "FEDERAL FISCAL YEAR 2013 CERTIFICATIONS AND ASURANCES FOR FEDERAL TRANSIT ADMINISTRATION ASSISTANCE PROGRAMS"

R-13-204#  RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDS FOR UNITED STATES DEPARTMENT OF JUSTICE BULETPROOF VEST PARTICIPATION GRANT (BVP)
R-13-205# RESOLUTION AUTHORIZING EXECUTION OF AN EXTENSION DEVELOPER’S AGREEMENT BETWEEN THE TOWNSHIP OF DENVILLE AND RJR DEVELOPERS, LLC

R-13-206# RESOLUTION AUTHORIZING ACCEPTANCE OF A GRANT FOR DRUNK DRIVING ENFORCEMENT PROGRAM PURSUANT TO N.J.S.A. 39:4-50.8/N.J.A.C. 13:86

R-13-207# RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDS FOR DRIVE SOBER OR GET PULLED OVER 2013 STATEWIDE LABOR DAY CRACKDOWN GRANT

R-13-208# RESOLUTION AUTHORIZING A REFUND OF A COAH DEVELOPMENT FEE IN THE AMOUNT OF $137.00

R-13-209# RESOLUTION AUTHORIZING A REFUND OF A COAH DEVELOPMENT FEE IN THE AMOUNT OF $81.00

R-13-210# RESOLUTION AUTHORIZING A REFUND OF A COAH DEVELOPMENT FEE IN THE AMOUNT OF $58.00

R-13-211# RESOLUTION AUTHORIZING REINSTATEMENT OF THE ORIGINAL SEWER ASSESSMENT INSTALLMENT PLAN FOR CERTAIN PROPERTIES IN THE TOWNSHIP OF DENVILLE

R-13-212# RESOLUTION AUTHORIZING RAFFLE LICENSES IN THE TOWNSHIP OF DENVILLE

NON-CONSENT RESOLUTIONS

R-13-213 RESOLUTION AUTHORIZING AWARD OF CONTRACT TO DFFLM, LLC IN ACCORDANCE WITH STATE CONTRACT #83557 FOR A 2014 FORD F350 4WD CAB AND CHASSIS IN THE AMOUNT OF $38,661.00

MINUTES FOR ADOPTION 9-10-13 9-17-13

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<th>General Management - GM</th>
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<tr>
<td>1</td>
<td>Sharing services has been promoted for many years as a means to control costs. In addition to sharing resources such as labor, facilities and equipment with a county or with neighboring communities, shared services include similar agreements with school boards, independent authorities and fire districts. Shared services do not include cooperative purchasing, cooperative pricing or commodity resale agreements. Did your municipality actively negotiate (i.e. meet with representatives from a neighboring town, your county or another local unit) and/or enter into at least one new shared service agreement in the preceding year?</td>
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<td>2</td>
<td>Has your municipality reviewed its policies and staffing requirements for providing traffic safety around utility and construction work, and implemented policies to assure that the most efficient and cost-effective approach is taken? Traffic safety policies for utility and construction work should balance the interests of public safety with those of controlling costs. For example, uniformed police officers controlling a cul-de-sac may be excessive; while parking a policeman in a patrol car on a major highway to act in lieu of a “crash truck” may be insufficient and could endanger the officer. An appropriate traffic safety plan should include parameters governing when police officers, flag men and safety apparatus are used in different circumstances.</td>
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<td>3</td>
<td>Has your municipality adopted a vehicle use policy prohibiting personal use of municipal vehicles, and providing that employees authorized to use such vehicles for commuting to/from work have a fringe benefit value added to the gross income reported on the employee's W-2 (unless the vehicle meets the &quot;qualified non-personal vehicle&quot; criteria specified by the IRS)?</td>
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<td>4</td>
<td>Has the appropriate administrative official reviewed the State Comptroller's June 25, 2013 Report with respect to local government legal fees, and does your municipality follow the best practices outlined in the checklist annexed as an Appendix to the report?</td>
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### Best Practices Worksheet CY 2013/SFY2014

#### Denville Township (Morris)

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<thead>
<tr>
<th>Question</th>
<th>Answer</th>
<th>Comments</th>
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<tr>
<td>Municipalities and their agencies are allowed to prohibit the award of public contracts to business entities that have made certain campaign contributions exceeding $300 and to limit the contributions that the holders of a contract can make during the term of a contract to $300. A model ordinance concerning pay-to-play can be found at [<a href="http://www.nj.gov/dca/divisions/dlgs/resources/muni_st">http://www.nj.gov/dca/divisions/dlgs/resources/muni_st</a> Docs/pay_to_play ordinance-contractor.doc](<a href="http://www.nj.gov/dca/divisions/dlgs/resources/muni_st">http://www.nj.gov/dca/divisions/dlgs/resources/muni_st</a> Docs/pay_to_play ordinance-contractor.doc). Has your municipality adopted a pay-to-play ordinance pursuant to N.J.S.A. 40A:11-51 that is more restrictive than state statutory requirements?</td>
<td>Yes</td>
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<td>Does your municipality maintain an up-to-date municipal website containing at minimum the following: past three years adopted budgets; the current year's proposed budget including the full adopted budget for current year when approved by governing body; most recent annual financial statement and audits; notification(s) for solicitation of bids and RFPs; easily accessible contact information for elected and appointed officials, municipal administrator or manager, municipal clerk, police chief, municipal court administrator and all department heads; and meeting dates, minutes and agendas for the governing body, planning board, board of adjustment and all commissions?</td>
<td>Yes</td>
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<td>Does your municipality require its elected officials to attend on an annual basis at least one instructional course, approved for continuing education credit by DLGS, covering the responsibilities and obligations of elected officials (for example: ethics, municipal finance, labor relations, risk management, shared services, purchasing, land use administration, personnel, technology etcetera)? This item may also be satisfied through in-house education provided by a professional, vendor or staff member provided they have significant expertise in their profession and routinely prepare public presentations.</td>
<td>Yes</td>
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<td>Are ordinances codified on an annual basis, with both the code and any uncodified ordinances (including salary ordinances) made available online?</td>
<td>Yes</td>
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<td>9</td>
<td>With regard to your municipality's collective bargaining agreements that replaced contracts expiring on or after 1/1/11, is the overall impact of the aggregate economic costs limited to an average increase of 2% or less per year over the contract term? An example of such analysis can be found on the &quot;PERC Summary Form; Public Sector; Non-Police and Non-Fire; Section V Impact of Settlement&quot; and &quot;PERC Summary Form; Police and Fire; Section VII Impact of Settlement&quot;</td>
<td>Yes</td>
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<td>10</td>
<td>Internal accounting control processes, procedures and authorizations are designed to safeguard assets and to limit the risk of loss or misstatement. Does your CFO evaluate and discuss this risk assessment annually with your governing body or an appropriate subcommittee of the governing body (such as the Audit or Finance Committee) with a focus on developing accounting control processes, procedures and authorizations designed to limit the risk of loss or misstatement?</td>
<td>Yes</td>
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<td>11</td>
<td>An accounting policy manual documenting all internal accounting control processes, procedures and authorizations is of great value for staff to understand these safeguards. Are internal accounting control processes, procedures and authorizations documented and communicated to staff?</td>
<td>Yes</td>
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<td>12</td>
<td>Yes</td>
<td>With respect to note sales, proper disclosure and communication with potential bidders can yield optimal results for a municipality. Knowing when to sell on a negotiated or competitive basis, aggregating note sales as much as possible, along with casting a &quot;wide net&quot; to attract the maximum number of bidders for a competitive note sale, is critical to achieving the lowest possible interest rate. Is your municipality doing all of the following: 1) comparing any negotiated proposals with actual market data to assess whether a competitive sale is more optimal; 2) marketing note sales beyond publishing the notice required by N.J.S.A. 40A:2-30 and beyond displaying a notice on your municipal website; 3) consolidating note sales to a single sale per year, unless unexpected circumstances lead to an unavoidable need for a second sale; 4) issuing a prospectus, official statement or other document to potential lenders disclosing all material financial and budget information; and 5) refraining from conducting competitive note sales around the time of major holidays (such as, but not limited to, the period between Christmas and New Year's Day) except only.</td>
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<td>13</td>
<td>Yes</td>
<td>Changes in energy markets could potentially offer substantial savings for local governments. Local Finance Notice 2012-12 provides important guidance on the competitive procurement of energy. Has your CFO, head purchasing official or other appropriate municipal official evaluated and discussed with your governing body (or an appropriate subcommittee thereof) whether the cooperative or competitive procurement of energy would benefit your municipality?</td>
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<td>14</td>
<td>Yes</td>
<td>Having a Finance Committee can provide an efficient means to represent the governing body by performing in depth research, plans and reviews in fiscal areas such as audit, budget and accounting workflow rules, as well as evaluating vendor, professional and labor contracts. Does your municipality have a Finance Committee made up of at least one governing body member, the chief administrative officer, CFO, head purchasing agent and other appropriate personnel, as may be needed, that meets at least monthly and discusses all significant financial issues?</td>
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<td><strong>Yes</strong></td>
<td>Audit findings address areas needing improvement. Ignoring these findings devalues the process; therefore, municipalities should correct noted deficiencies. Have all audit findings from the 2011 audit been 1) identified in the corrective action plan and 2) addressed such that they are not repeated in the 2012 audit? If the answer is no, please list the repeat findings in the comments section and, upon appeal by the municipality, the Director shall determine based on the comment(s) whether the finding(s) is/are sufficiently material to warrant a &quot;no&quot; answer.</td>
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<td><strong>Yes</strong></td>
<td>The CFO should be capable of preparing the annual financial statement, annual debt statement and budget schedules. Excessive auditor assistance on these documents could create a perception that the auditor is not truly independent of the client in auditing the client's financial statements. At a minimum, each CFO should prepare balanced and reconciled financial records including books of original entry, general ledgers, subsidiary ledgers and other computer reports that accurately analyze and reflect the municipality's financial position. These records should have sufficient detail for an accountant with sufficient knowledge of New Jersey's municipal accounting system to extract information necessary to prepare financial and debt statements. This requires that, within acceptable tolerance, all financial transactions (cash and non-cash) be posted in the general ledger and that all general ledger accounts be supported by subsidiary ledgers, reports, reconciliations or are otherwise analyzed. A &quot;yes&quot; answer is appropriate for this question if 1) your CFO prepares the annual financial statement, annual debt statement and annual</td>
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<td><strong>Prospective</strong></td>
<td>The Local Finance Board recently adopted new rules, outlined in Local Finance Notice 2013-17, expanding municipalities' ability to purchase goods and services with procurement cards. The most significant change is the elimination of the prior per-transaction monetary limitation on P-Cards (15% of local unit's bid threshold) where a Qualified Purchasing Agent manages a local unit's P-Card program. Has your CFO, head purchasing official or other appropriate municipal official evaluated and discussed with your governing body (or an appropriate subcommittee thereof) how and whether a procurement card program could benefit the municipality or, if a procurement card program already exists, whether the program complies with the new regulations?</td>
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<td>1408</td>
<td>Denville Township (Morris)</td>
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<td>18</td>
<td>Yes</td>
<td>Grant programs can create a significant burden on a municipality's cash flow if program expenses are either not timely reimbursed or are charged to other operating accounts instead of to the grant. Are all grant revenues, along with their corresponding appropriations, reviewed at least quarterly to determine that all program expenses have 1) been filed for reimbursement and 2) have been properly charged to the grant, with follow up communication to grantor agencies in instances where payments are delayed?</td>
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<tr>
<td>19</td>
<td>Yes</td>
<td>Has your municipality fully and accurately disclosed in the &quot;Budget Message&quot; section of your CY2013/SFY 2014 budget the following: Revenues at Risk; Non-Recurring Cost Reductions; Anticipated CY2014/SFY 2015 Appropriation increases; and Structural Balance Offsets as detailed in Local Finance Notice 2011-37?</td>
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<td>20</td>
<td>Yes</td>
<td>In preparing your annual budget it is important for both the governing body and public to understand the concept of surplus and how it accumulates (or declines) over the years. A formal policy regarding surplus serves as a basis for decisions concerning future financial solvency, and the lack of a policy could lead bond rating agencies to downgrade your municipality's credit rating. In developing said surplus policy your CFO should analyze and explain at least a five-year trend of surplus; illustrating the factors causing each annual increase or decrease. A surplus policy with realistic and sustainable goals can then be determined. Does your municipality have a written policy goal for the amount of surplus available in support of municipal operations, and is this goal evaluated annually?</td>
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<td>21</td>
<td>Yes</td>
<td>In preparing your annual budget for the current year it is important that the impact that these decisions may have on future years' budgets be presented, evaluated and considered before final action is taken. Long term plans concerning revenue, appropriations, tax levy, tax levy cap and surplus are critical toward sustaining (or achieving) a solid fiscal condition. Are projections calculated and discussed in sufficient detail so that the governing body understands the impact that the current year's budget may have on the future tax levy (as restricted by the levy cap) and future surplus balances for at least two (2) future year's budgets?</td>
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<td>Yes</td>
<td>Certain municipalities have indirectly pledged prompt payment (i.e. issued a guarantee) of debt service with respect to debt issued by counties, independent authorities or developers. Bond Rating Agencies (e.g. Moody's, Fitch, Standard &amp; Poor's) have downgraded certain municipalities' bond ratings to below investment grade for lack of preparation in the event a lender calls in a debt guarantee. If your municipality guarantees any debt, are direct service revenues that may be pledged against debt repayment monitored by the municipal CFO; and to the extent that cash flow from pledged revenue will not satisfy the debt repayment, are sufficient funds held in reserve to satisfy the guarantee or is an existing authorization in place to issue debt (e.g. a bond ordinance) in the event a lender calls in the guarantee?</td>
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<td>Yes</td>
<td>Do elected officials receive status reports at least quarterly on all budget revenues and appropriations as they correspond to the annual adopted budget?</td>
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<td>Yes</td>
<td>Given the potential fiscal impact of property tax appeals on municipalities, the Tax Assessor and CFO should review the status of filed appeals on a regular basis to determine their effect on future budgets and plan accordingly. With input and approval from the governing body, this plan should include an evaluation of current assessment values and should consider setting aside an adequate estimated reserve to fund potentially successful state tax court appeals. <strong>Has your municipality considered a property reassessment/ revaluation to counter the effect of successful residential tax appeals?</strong> In answering this question, a yes answer indicates that the municipality either 1) determined after reviewing assessed values that a reassessment/ revaluation is unnecessary due to assessed values accurately reflecting market values (resulting in a small number of successful appeals); or 2) if the impact of appeals is significant, a revaluation plan has been filed with your County Board of Taxation.</td>
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<td>Yes</td>
<td>In developing your multi-year capital plan, is your municipality dedicating sufficient revenues to fund maintenance, repair and eventual replacement of infrastructure such as roads, storm sewers, sanitary sewers and water systems?</td>
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<td>26</td>
<td>Yes</td>
<td>N.J.S.A. 40A:4-62.1 allows for the creation of a dedicated trust fund to reserve funds budgeted during years with relatively little snowfall for use in future years when excessive snowfalls may exceed budgeted funds. In your 2013 Budget, has your municipality appropriated at least the average of snow removal expenses incurred over a minimum of 3 years?</td>
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<td>27</td>
<td>No</td>
<td>Does your municipality exclude from healthcare coverage part-time elected and appointed officials (less than 35 hours per week)?</td>
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<td>28</td>
<td>Yes</td>
<td>Does your municipality conduct a monthly review of health benefit covered lives itemized on health insurance invoices to determine that health insurance invoices do not include employees, former employees, spouses or dependents who should no longer be receiving coverage?</td>
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<td>29</td>
<td>Yes</td>
<td>As explained in Local Finance Notices 2011-20R and 2011-34, P.L. 2011 c. 78 requires employees to contribute toward healthcare based on a percentage of total premium cost, subject to a four-year phase-in. Has your municipality implemented the employee healthcare contribution provisions contained in P.L.2011 c. 78?</td>
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<td>30</td>
<td>Yes</td>
<td>Municipalities frequently contract with or designate insurance brokers to secure healthcare coverage from insurance carriers. Brokers are typically paid by third-party administrators (TPA's) hired to collect, review and pay healthcare bills. The municipality pays the TPA, who in turn pays the broker. Broker fees are often directly related to the amount of insurance premiums or fees paid by the municipality (i.e. the higher the premium, the larger the broker’s commission). Thus, the municipality-broker-TPA arrangement is vulnerable to abuse because brokers could face conflicting incentives in seeking lower-cost insurance alternatives. If your municipality contracts with or otherwise designates an insurance broker, is the structure for broker payments set at a flat-fee, rather than on a commission basis (so as to mitigate the risk of brokers recommending more expensive insurance coverage to earn higher fees)?</td>
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The State Health Benefits Program (SHBP) offers medical, prescription and dental coverage options for more than 850,000 participants, including employees, dependents and retirees. All plans have substantial networks of healthcare providers, and provide services nationwide. 62% of municipalities, and 33% of counties, within New Jersey participate in SHBP. If your municipality has non-SHBP coverage, as your collective bargaining agreements come up for renegotiation, do your municipality's negotiation proposals seek contract provisions allowing its employees to be switched to SHBP or another non-SHBP plan of lesser cost?

If your municipality does not participate in the State Health Benefits Program (SHBP), have competitive proposals for health insurance been solicited in the last three years (including from the Division of Pensions and Benefits for SHBP health insurance coverage)?
### Best Practices Worksheet CY 2013/SFY 2014

**Denville Township (Morris)**

*Please see Color Key at bottom of sheet for limits on answers*

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<th>Answer</th>
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<td><strong>33</strong></td>
<td>Yes</td>
<td>N.J.S.A. 43:15A-7.2 and 43:15C-2(b)(4) preclude independent contractors and individuals performing professional services for any municipality or agency (e.g. municipal attorney, auditor, planner) under a professional services contract awarded pursuant to the Local Public Contracts Law from membership in the Public Employees' Retirement System (PERS) and Defined Contribution Retirement Program (DCRP). This is discussed further in Local Finance Notice 2007-28. Has your municipality reviewed the status of your independent contractors and professional services providers to ensure they are not deemed eligible for PERS and/or DCRP?</td>
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<td><strong>34</strong></td>
<td>Yes</td>
<td>The Fair Labor Standards Act (FLSA) is a federal law that establishes minimum wage, overtime pay, recordkeeping, and child labor standards affecting full-time and part-time workers in the private sector and in Federal, State, and local governments. The law requires that overtime pay must be paid for all hours over 40 hours in a work week except for those employees classified as exempt and thus not entitled to overtime. Management employees such as elected officials, municipal managers/administrators, municipal clerks, CFOs, public works superintendents, police chiefs and other department heads are typically classified as having exempt status and are not entitled to overtime pay. Other municipal employees may also be classified as exempt under the FLSA (you should consult with your labor counsel for more detailed guidance). <em>Does your municipality refrain from paying overtime to employees who are classified as exempt under the FLSA?</em> In answering this question, be aware that exempt status would also preclude overtime pay for time worked during emergencies, attendance at night meetings, participation in training sessions.</td>
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<td><strong>35</strong></td>
<td>Yes</td>
<td>N.J.S.A. 34:13A-8.2 requires public employers, including municipalities, to file with the Public Employment Relations Commission (PERC) a copy of all contracts negotiated with public employee representatives. This includes, but is not limited to, collective bargaining agreements, memoranda of understanding, contract amendments, and &quot;side letter&quot; or &quot;side bar&quot; agreements. Copies of same may be emailed to <a href="mailto:contracts@perc.state.nj.us">contracts@perc.state.nj.us</a>. <em>Has your municipality filed all current contracts with PERC?</em></td>
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*Personnel - PE*
**Best Practices Worksheet CY 2013/SFY2014**

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<th>Answer</th>
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<tr>
<td>Yes</td>
<td>Does your municipality make available to the public free of charge, either through an internet posting or on-site review, documents that show the current salaries of all personnel and additional documents that would allow the public to view how your municipality's salaries have changed over a three year period?</td>
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<td>Yes</td>
<td>Accurate records of employee time are critical not only for financial accountability but also effective management of your workforce. Is your municipality ensuring that 1) employees complete and file standardized forms, either electronically or by paper, to verify all employee time worked (e.g. time cards, electronic time keeping); 2) your personnel/human resources office maintains records accounting for all employee leave time earned and used; and 3) supervisors are reviewing and approving/denying employee time and attendance documentation before those records are submitted to management and, in the case of department heads, is such documentation reviewed and verified independently?</td>
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<tr>
<td>Yes</td>
<td>Has your municipality instituted a policy to not compensate employees for sick leave accumulated after a certain date?</td>
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<td>Yes</td>
<td>Does your municipality limit the carry forward of accrued vacation time to no more than the amount earned in the previous year (meaning no employee hired after the effective date of the limitation policy can keep in any given year more vacation time that they earned in the prior year)?</td>
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<td>Yes</td>
<td>Does the municipal governing body approve all payments for accumulated absences pursuant to the requirements of N.J.A.C. 5:30-15.4, as discussed in Local Finance Notice CFO-2002-1?</td>
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<td>Yes</td>
<td>Does your municipality provide annual employment practice liability training for elected officials, managers, administrators, department heads and supervisors?</td>
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<td>Denville Township (Morris)</td>
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<td>1408</td>
<td><strong>Please see Color Key at bottom of sheet for limits on answers</strong></td>
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<td><strong>Answer</strong></td>
<td><strong>Question</strong></td>
<td><strong>Comments</strong></td>
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<tr>
<td>42</td>
<td>No</td>
<td>Does your municipality have a transitional duty program (light duty) to encourage employees out on workers compensation to return to work?</td>
</tr>
<tr>
<td>43</td>
<td>Prospective</td>
<td>The State Workers Compensation Law provides that, when an employee receives a work-related injury producing temporary disability, the employee is entitled to wage-continuation equal to 70% of the employee's weekly wages, subject to a maximum compensation as determined by the Commissioner of Labor. Does your municipality limit benefits for work-related injuries to the above statutory benefit? The answer to this question can be &quot;prospective&quot; if such a provision was imposed by an arbitrator in binding arbitration but the municipality is seeking to eliminate such a contractual obligation through collective bargaining.</td>
</tr>
<tr>
<td>44</td>
<td>Prospective</td>
<td>The weekly benefit rate provided under the State Temporary Disability Law for a non-work-related injury is calculated on the basis of claimant's average weekly wage. Each claimant is paid 2/3 of their average weekly wage up to the maximum amount payable, which is $584 for disabilities beginning on or after 1/1/13. Does your municipality refrain from supplementing the Temporary Disability benefit? The answer to this question can be &quot;prospective&quot; if such a provision was imposed by an arbitrator in binding arbitration but the municipality is seeking to eliminate such a contractual obligation through collective bargaining.</td>
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<td>45</td>
<td>Yes</td>
<td>Has your municipality adopted an ordinance, resolution, regulation or policy eliminating longevity awards, bonuses or payments for non-union employees?</td>
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<tr>
<td>46</td>
<td>Prospective</td>
<td>For any employees covered by a collective bargaining agreement, has your municipality eliminated longevity awards, bonuses or payments for employees hired on or after a specified date, and refrained from increasing longevity awards, bonuses or payments for employees hired before a specified date? The answer to this question can be &quot;prospective&quot; if such provisions were imposed by an arbitrator in binding arbitration but the municipality is seeking to eliminate such a contractual obligation through collective bargaining.</td>
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</tr>
<tr>
<td><strong>47</strong></td>
<td>Yes</td>
<td>Has your municipality 1) reviewed within the past year its master plan and zoning ordinances and, if changes are recommended by your engineer, planner or land use board to ensure greater resiliency in the face of flooding and storm damage, with a plan to implement such changes; and 2) amended your zoning ordinances as necessary to allow homeowners to raise conforming structures to the Base Flood Elevation (BFE) set by the new FEMA maps?</td>
</tr>
<tr>
<td><strong>48</strong></td>
<td>Yes</td>
<td>Has your municipality within the past year reviewed and updated as necessary its emergency management plan, taking into account lessons learned from the impact of Superstorm Sandy and other recent natural disasters?</td>
</tr>
<tr>
<td><strong>49</strong></td>
<td>N/A</td>
<td>P.L. 2013, c. 37, known as the “Sandy Integrity Monitor Law”, requires the State Treasurer to assign monitors to recovery and rebuilding-related contracts $5 million or above, and grants the Treasurer discretion to assign monitors on contracts below $5 million. Pursuant to authority granted under the law, all Sandy-related recovery and rebuilding contracts over $2 million awarded by local governments must be reported to the State Department of Treasury. Please access Treasury’s Sandy website at <a href="http://www.state.nj.us/treasury/news-sandy.shtml">http://www.state.nj.us/treasury/news-sandy.shtml</a> for more information on your municipality’s responsibilities under the Sandy Integrity Monitor Law. Does your municipality reported all Sandy-related contracts over $2 million to the State Treasurer? Denville has no Sandy related contracts</td>
</tr>
<tr>
<td><strong>50</strong></td>
<td>Yes</td>
<td>A municipality’s participation in FEMA’s National Flood Insurance Program Community Rating System can lead to significant flood insurance premium reductions for its homeowners. An explanation of the program may be found on FEMA’s website at <a href="http://www.fema.gov/national-flood-insurance-program/national-flood-insurance-program-community-rating-system">http://www.fema.gov/national-flood-insurance-program/national-flood-insurance-program-community-rating-system</a>, and more information on how the NJDEP’s statewide CRS coordinator can assist with improving your rating can be found at <a href="http://www.nj.gov/dep/floodcontrol/about.htm">http://www.nj.gov/dep/floodcontrol/about.htm</a>. Does your municipality have a Community Rating System ranking of at least Class 9?</td>
</tr>
</tbody>
</table>
# Best Practices Worksheet CY 2013/SFY2014

## Denville Township (Morris)

Please see Color Key at bottom of sheet for limits on answers

<table>
<thead>
<tr>
<th>Answer</th>
<th>Question</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>0</td>
<td>Select</td>
<td></td>
</tr>
<tr>
<td>41</td>
<td>Yes</td>
<td></td>
</tr>
<tr>
<td>2</td>
<td>No</td>
<td></td>
</tr>
<tr>
<td>3</td>
<td>N/A</td>
<td></td>
</tr>
<tr>
<td>4</td>
<td>Prospective</td>
<td></td>
</tr>
<tr>
<td>50</td>
<td>Total Answered:</td>
<td></td>
</tr>
</tbody>
</table>

Score (Yes + N/A + Prospective)

96%

Score %

0% Percent Withheld

## Chief Administrative Officer's Certification

I hereby certify that the information provided in this Best Practices Inventory is accurate to the best of my knowledge.

Steve Ward Business Administrator

Name & Title: Steve Ward

Date:

## Chief Financial Officer's Certification

I hereby certify that the information provided in this Best Practices Inventory is accurate to the best of my knowledge.

Michael J. Guarino N-0600

Name: Michael J. Guarino

Date:

## Municipal Clerk's Certification

I hereby certify that the Governing Body of the <insert Municipality> in the County of <insert County> discussed the CY 2013/SFY 2014 Best Practice Inventory as completed herein at a public meeting on <insert date>, with the Inventory results, and the certification thereof by the Chief Administrative and Chief Financial Officers, respectively, to be stated in the minutes of said public meeting.

Donna Costello #308

Name: Donna Costello

Date: #308
### Denville Township (Morris)

**Please see Color Key at bottom of sheet for limits on answers**

<table>
<thead>
<tr>
<th>Answer</th>
<th>Question</th>
<th>Comments</th>
</tr>
</thead>
<tbody>
<tr>
<td>Red</td>
<td>Repeat Question; Prospective answers not permitted</td>
<td></td>
</tr>
<tr>
<td>Blue</td>
<td>Questions where neither &quot;not applicable&quot; nor &quot;N/A&quot; answers are permitted</td>
<td></td>
</tr>
<tr>
<td>Green</td>
<td>Repeat questions where neither &quot;Prospective&quot; nor &quot;Not Applicable&quot; are permitted</td>
<td></td>
</tr>
<tr>
<td>No Color</td>
<td>&quot;Yes&quot;; &quot;No&quot;; &quot;Prospective&quot; and &quot;Not Applicable&quot; are all permissible answers</td>
<td></td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th># of Questions scored yes, prospective, or &quot;not applicable&quot;</th>
<th>Amount of Aid Disbursed</th>
<th>Impact on final 5% aid payment/impact on total aid</th>
</tr>
</thead>
<tbody>
<tr>
<td>41-50</td>
<td>100%</td>
<td>No penalty</td>
</tr>
<tr>
<td>33-40</td>
<td>80%</td>
<td>Lose 20% which equals 1% of total aid</td>
</tr>
<tr>
<td>25-32</td>
<td>60%</td>
<td>Lose 40% which equals 2% of total aid</td>
</tr>
<tr>
<td>17-24</td>
<td>40%</td>
<td>Lose 60% which equals 3% of total aid</td>
</tr>
<tr>
<td>9-16</td>
<td>20%</td>
<td>Lose 80% which equals 4% of total aid</td>
</tr>
<tr>
<td>0-8</td>
<td>0%</td>
<td>Lose 100% which equals 5% of total aid</td>
</tr>
</tbody>
</table>

<table>
<thead>
<tr>
<th>Question</th>
<th>Table of Weblinks</th>
</tr>
</thead>
<tbody>
<tr>
<td>9</td>
<td><a href="http://www.state.nj.us/erc/collective_bargaining_agreement_summary_form_police_and_fire_2012_04_02_instructions_and_example_.pdf">http://www.state.nj.us/erc/collective_bargaining_agreement_summary_form_police_and_fire_2012_04_02_instructions_and_example_.pdf</a></td>
</tr>
<tr>
<td>9</td>
<td><a href="http://www.state.nj.us/erc/collective_bargaining_agreement_summary_form_non-policie_and_non-fire_2012_04_02_instructions_and_example_.pdf">http://www.state.nj.us/erc/collective_bargaining_agreement_summary_form_non-policie_and_non-fire_2012_04_02_instructions_and_example_.pdf</a></td>
</tr>
<tr>
<td>50</td>
<td><a href="http://www.nj.gov/dep/floodcontrol/about.htm">http://www.nj.gov/dep/floodcontrol/about.htm</a></td>
</tr>
</tbody>
</table>
RESOLUTION AUTHORIZING EXECUTION OF A DOCUMENT
ENTITLED "FEDERAL FISCAL YEAR 2013 CERTIFICATIONS
AND ASSURANCES FOR FEDERAL TRANSIT ADMINISTRATION
ASSISTANCE PROGRAMS"

WHEREAS, the Township of Denville applied for a Year 2005
Federal Transit Administration (FTA) Section 5310 grant; and
WHEREAS, as a condition of the grant, the Township
Administrator and the Township Attorney must provide certain
certifications and assurances.

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

1. The Business Administrator and Township Attorney are
   hereby authorized to execute a document entitled Federal
   Fiscal Year 2013 Certifications and Assurances for Federal
   Transit Administration Assistance Programs.

2. A copy of the document is on file in the office of the
   Township Clerk for public inspection.

3. This "Resolution shall take effect immediately.

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 ADOPTED BY THE MUNICIPAL COUNCIL OF
THE TOWNSHIP OF DENVILLE ON OCTOBER 1, 2013

CERTIFICATION DATED: DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK
FTA FISCAL YEAR 2013 CERTIFICATIONS AND ASSURANCES

FEDERAL FISCAL YEAR 2013 FTA CERTIFICATIONS AND ASSURANCES SIGNATURE PAGE
(Required of all Applicants for FTA funding and all FTA Grantees with an active Capital or Formula Project)

AFFIRMATION OF APPLICANT

Name of Applicant: Township of Denville

Name and Relationship of Authorized Representative: Steven Ward, Business Admin.

BY SIGNING BELOW, on behalf of the Applicant, I declare that the Applicant has duly authorized me to make these Certifications and Assurances and bind the Applicant’s compliance. Thus, the Applicant agrees to comply with all Federal statutes and regulations, and follow applicable Federal guidance, and comply with the Certifications and Assurances as indicated on the foregoing page applicable to each application its authorized representative makes to the Federal Transit Administration (FTA) in Federal Fiscal Year 2013, irrespective of whether the individual that acted on its Applicant’s behalf continues to represent the Applicant.

FTA intends that the Certifications and Assurances the Applicant selects on the other side of this document should apply, as provided, to each Project for which the Applicant seeks now, or may later seek FTA funding during Federal Fiscal Year 2013.

The Applicant affirms the truthfulness and accuracy of the Certifications and Assurances it has selected in the statements submitted with this document and any other submission made to FTA, and acknowledges that the Program Fraud Civil Remedies Act of 1986, 31 U.S.C. 3801 et seq., and implementing U.S. DOT regulations, “Program Fraud Civil Remedies,” 49 CFR part 31, apply to any certification, assurance or submission made to FTA. The criminal provisions of 18 U.S.C. 1001 apply to any certification, assurance, or submission made in connection with a Federal public transportation program authorized by 49 U.S.C. chapter 53 or any other statute

In signing this document, I declare under penalties of perjury that the foregoing Certifications and Assurances, and any other statements made by me on behalf of the Applicant are true and accurate.

Signature ___________________________  Date: 9.27.2013

Name STEVEN WARD, Business Administrator

Authorized Representative of Applicant

AFFIRMATION OF APPLICANT’S ATTORNEY

For (Name of Applicant): Township of Denville

As the undersigned Attorney for the above named Applicant, I hereby affirm to the Applicant that it has authority under State, local, or tribal government law, as applicable, to make and comply with the Certifications and Assurances as indicated on the foregoing pages. I further affirm that, in my opinion, the Certifications and Assurances have been legally made and constitute legal and binding obligations on the Applicant.

I further affirm to the Applicant that, to the best of my knowledge, there is no legislation or litigation pending or imminent that might adversely affect the validity of these Certifications and Assurances, or of the performance of its FTA Project or Projects.

Signature ___________________________  Date: ___________________

Name JOHN P. JANSSEN, Esq.

Attorney for Applicant

Each Applicant for FTA funding and each FTA Grantee with an active Capital or Formula Project must provide an Affirmation of Applicant’s Attorney pertaining to the Applicant’s legal capacity. The Applicant may enter its signature in lieu of the Attorney’s signature, provided the Applicant has on file this Affirmation, signed by the attorney and dated this Federal fiscal year.
FTA FISCAL YEAR 2013 CERTIFICATIONS AND ASSURANCES

FEDERAL FISCAL YEAR 2013 CERTIFICATIONS AND ASSURANCES FOR FEDERAL TRANSIT ADMINISTRATION ASSISTANCE PROGRAMS
(Signature page alternative to providing Certifications and Assurances in TEAM-Web)

Name of Applicant: Township of Denville

The Applicant agrees to comply with applicable provisions of Groups 01 – 24. 

OR

The Applicant agrees to comply with applicable provisions of the Groups it has selected:

<table>
<thead>
<tr>
<th>Group</th>
<th>Description</th>
</tr>
</thead>
<tbody>
<tr>
<td>01.</td>
<td>Required Certifications and Assurances for Each Applicant.</td>
</tr>
<tr>
<td>02.</td>
<td>Lobbying.</td>
</tr>
<tr>
<td>03.</td>
<td>Private Sector Protections.</td>
</tr>
<tr>
<td>04.</td>
<td>Procurement and Procurement System.</td>
</tr>
<tr>
<td>05.</td>
<td>Rolling Stock Reviews and Bus Testing.</td>
</tr>
<tr>
<td>06.</td>
<td>Demand Responsive Service.</td>
</tr>
<tr>
<td>07.</td>
<td>Intelligent Transportation Systems.</td>
</tr>
<tr>
<td>08.</td>
<td>Interest and Finance Costs and Leasing Costs.</td>
</tr>
<tr>
<td>10.</td>
<td>Alcohol and Controlled Substances Testing.</td>
</tr>
<tr>
<td>11.</td>
<td>Fixed Guideway Capital Investment Program (New Starts, Small Starts, and Core Capacity) and Capital Investment Program in Effect before MAP-21.</td>
</tr>
<tr>
<td>12.</td>
<td>State of Good Repair Program.</td>
</tr>
<tr>
<td>13.</td>
<td>Fixed Guideway Modernization Grant Program.</td>
</tr>
<tr>
<td>15.</td>
<td>Urbanized Area Formula Programs and Job Access and Reverse Commute (JARC) Program.</td>
</tr>
<tr>
<td>16.</td>
<td>Seniors/Elderly/Individuals with Disabilities Programs and New Freedom Program.</td>
</tr>
<tr>
<td>17.</td>
<td>Rural/Other Than Urbanized Areas/Appalachian Development/Over-the-Road Bus Accessibility Programs.</td>
</tr>
<tr>
<td>18.</td>
<td>Public Transportation on Indian Reservations and &quot;Tribal Transit Programs.</td>
</tr>
<tr>
<td>19.</td>
<td>Low or No Emission/Clean Fuels Grant Programs.</td>
</tr>
<tr>
<td>20.</td>
<td>Paul S Sarbanes Transit in Parks Program.</td>
</tr>
<tr>
<td>22.</td>
<td>Public Transportation Emergency Relief Program.</td>
</tr>
<tr>
<td>23.</td>
<td>Expedited Project Delivery Pilot Program.</td>
</tr>
<tr>
<td>24.</td>
<td>Infrastructure Finance Programs.</td>
</tr>
</tbody>
</table>
RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDS
FOR UNITED STATES DEPARTMENT OF JUSTICE
BULLETPROOF VEST PARTNERSHIP GRANT (BVP)

WHEREAS, the Township of Denville Police Department had applied for a United States Department of Justice Bulletproof Vest Partnership Grant (BVP); and

WHEREAS, the United States Department of Justice has awarded said grant to the Township of Denville in the amount of $2,653.22; and

WHEREAS, the grant will allow for the purchase of Bulletproof Vests for the protection of the Township of Denville Police Officers.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville that authorization is hereby granted to accept the grant from the United States Department of Justice in the amount of $2,653.22 and for the Municipal Clerk and Chief Municipal Finance Officer to sign the Grant Acceptance Conditions; and

BE IT FURTHER RESOLVED that a Certified copy of this Resolution be forwarded to the State of New Jersey, Department of Community Affairs.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK

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 ADOPTED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE AT THEIR REGULAR COUNCIL MEETING HELD ON 10-1-13

CERTIFICATION DATED: DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK
RESOLUTION NO.

WHEREAS, the Zoning Board of the Township of Denville granted final subdivision approval to RJR Developers, LLC, for Block 10901, Lots 16 and 21; and

WHEREAS, RJR Developers, LLC has executed an Extension Developer's Agreement with the Township to extend the time for the completion of all public improvements to September 1, 2015; and

WHEREAS, the Township Engineer has advised that the Letter of Credit issued by Skylands Community Bank (by merger, now Fulton Bank of New Jersey), is adequate to guarantee the completion of the remaining improvements and Fulton Bank of New Jersey has confirmed that the Letter of Credit remains in full force and effect.

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 Mayor and Township Clerk are hereby authorized to execute the Extension Developer's Agreement between the Township and RJR Developers, LLC.

This Resolution shall take effect immediately.
EXTENSION AGREEMENT

THIS AGREEMENT, Made this day of , 2013, by and between:

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

(Hereinafter the "Township")

and:

RJR DEVELOPERS, LLC, a New Jersey Limited Liability Company with offices at 123 East Main Street, Suite 2, PMB 110, Denville, NJ 07834

(Hereinafter the "Developer")

WITNESSETH:

WHEREAS, the Developer was granted final major subdivision approval to create two lots requiring a "d" variance by the Zoning Board of Adjustment of the Township of Denville by Resolution dated October 4, 2006, for premises located at Tulip Lane and known as Block 10901, Lots 16 and 21 on the Tax Map of the Township of Denville in accordance with plans entitled "Final Subdivision Plans", consisting of one sheet, prepared by Dykstra Walker Design Group dated 7/11/06; and

WHEREAS, the Developer had previously entered into a Developer's Agreement with the Township of Denville dated May 18, 2006, which was recorded in the Morris County Clerk's Office on May 30, 2006 in Book 20522 at Page 108; and

WHEREAS, the Developer had previously entered into a First Addendum to Developer's Agreement with the Township of Denville dated April 11, 2007, and recorded in the
Office of the Morris County Clerk on April 23, 2007 in Book 20799, page 680&c. whereby the Developer agreed to complete all of the improvements by March 6, 2009; and

WHEREAS, the improvements have not been completed within the time period; and

WHEREAS, the Developer has requested an extension of time within which to complete the subdivision improvements; and

WHEREAS, the Township is agreeable to the same upon execution of the instant extension of the Developer’s Agreement, revisions, if necessary, of all bonds and the submission of a current certificate of insurance.

NOW, THEREFORE, IN CONSIDERATION OF the mutual promises, covenants, and representations herein contained, the parties hereto, for themselves, their heirs, successors and assigns, hereby agree as follows:

1. Paragraph thirteen of the Agreement by and between the Township and Developer dated May 18, 2006, and recorded in the Morris County Clerk’s Office on May 30, 2006 in Book 20522, page 108, hereinafter "The Agreement," is hereby revised to read as follows:

"13. It is agreed that all work to be performed pursuant hereto, including compliance with all applicable Township ordinances and rules and regulations of the Township and its agencies, shall be completed by September 1, 2015. The Developer agrees that should it not comply with the said ordinances or rules and regulations or requirements as above set forth, then the Township shall have the right to suspend all building permits and to issue a stop work order to prevent all construction until such time as compliance may be made."
IN WITNESS WHEREOF, the parties hereto have caused these presents to be signed by their proper corporate officers and their corporate seals to be affixed hereto the day and year as indicated in the acknowledgments attached hereto and made a part hereof.

ATTEST:

Donna I. Costello, Clerk

TOWNSHIP OF DENVILLE

By:__________________________________________

Thomas W. Andes, Mayor

WITNESS:

________________________

Richard Barresi, Managing Member

RJR DEVELOPERS, LLC

STATE OF NEW JERSEY:

COUNTY OF MORRIS:

I CERTIFY that on , 2013 DONNA I. COSTELLO 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.

Sworn and Subscribed to before me this day of , 2013.

__________________________________________

Donna I. Costello, Clerk

(Notary sign, seal, stamp)
STATE OF NEW JERSEY:
   : SS
COUNTY OF MORRIS :

BE IT REMEMBERED that on this 19th day of August, 2013, before me, the subscriber, personally appeared RICHARD BARRESE, MANAGING MEMBER OF RJR DEVELOPERS, LLC, who, I am satisfied, is the person who signed the within instrument and he acknowledged that he signed the within instrument, and that the within instrument is the voluntary act and deed of such limited liability company.

[Signature]
Notary Public of New Jersey

REMO A. CAPUTO
ATTORNEY-AT-LAW OF NEW JERSEY

Record & Return To:
Paula J. DeBona, Esq.
Jansen & DeBona, LLC
413 West Main Street
Boonton, NJ 07005
RESOLUTION AUTHORIZING ACCEPTANCE OF GRANT
FOR DRUNK DRIVING ENFORCEMENT PROGRAM GRANT
PURSUANT TO N.J.S.A. 39:4-50.8/N.J.A.C. 13:86

WHEREAS, the Township of Denville Police Department had applied to the State of New Jersey, Division of Highway Safety for an impaired driving grant, Resolution 13-194 on 9-4-13; and

WHEREAS, the grant will help provide overtime funding for impaired driving enforcement; and

WHEREAS, the State of New Jersey, Department Division of Highway Safety has awarded a grant to the Township of Denville in the amount of $12,042.27.

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville that authorization is hereby granted to accept the grant from the State of New Jersey and for the Municipal Clerk and Chief Municipal Finance Officer to sign the Grant Acceptance Conditions; and

BE IT FURTHER RESOLVED that a Certified Copy of this Resolution be forwarded to the State of New Jersey, Department of Community Affairs.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK

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 ADOPTED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE AT THEIR REGULAR COUNCIL MEETING HELD ON 10-7-13

CERTIFICATION DATED: DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK
RESOLUTION AUTHORIZING ACCEPTANCE OF FUNDS
FOR DRIVE SOBER OR GET PULLED OVER 2013
STATEWIDE LABOR DAY CRACKDOWN GRANT

WHEREAS, the Township of Denville Police Department has applied for the DRIVE SOBER OR GET PULLED OVER 2013 STATEWIDE LABOR DAY CRACKDOWN GRANT from the New Jersey Division of Highway Traffic Safety; and

WHEREAS, the State of New Jersey has awarded a grant to the Township of Denville in the amount of $4,400.00; 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 educate and encourage the public on the benefits of obeying all traffic safety signs.

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 2013 STATEWIDE LABOR DAY CRACKDOWN GRANT from the State of New Jersey in the amount of $4,400.00 and for the Municipal Clerk 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

DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK

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 ADOPTED BY THE
MUNICIPAL COUNCIL OF THE TOWNSHIP OF
DENVILLE AT THEIR REGULAR COUNCIL MEETING
HELD ON 10-1-13

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

RESOLUTION AUTHORIZING A REFUND
OF A COAH DEVELOPMENT FEE

WHEREAS, the permit payor listed below has overpaid the COAH Development Fee in the amount shown;

and

WHEREAS, the permit payor has requested that the amount 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 individual as a result of overpayment.

<table>
<thead>
<tr>
<th>NAME</th>
<th>PERMIT NUMBER</th>
<th>AMOUNT</th>
<th>REVENUE ACCOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Wilfred &amp; Glen Taylor</td>
<td>120349</td>
<td>$137</td>
<td>17-280-56-000</td>
</tr>
</tbody>
</table>


CERTIFICATION DATE: 1-13-2008

DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK
CONSTRUCTION DEPARTMENT

RESOLUTION AUTHORIZING A REFUND
OF A COAH DEVELOPMENT FEE

WHEREAS, the permit payor listed below has overpaid the COAH Development Fee in the amount shown;

and

WHEREAS, the permit payor has requested that the amount 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 individual as a result of overpayment.

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<tr>
<th>NAME</th>
<th>PERMIT NUMBER</th>
<th>AMOUNT</th>
<th>REVENUE ACCOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Christian &amp; Karen Dewee</td>
<td>136012</td>
<td>$81</td>
<td>17-280-56-000</td>
</tr>
</tbody>
</table>


CERTIFICATION DATE

DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK
CONSTRUCTION DEPARTMENT

RESOLUTION AUTHORIZING A REFUND
OF A COAH DEVELOPMENT FEE

WHEREAS, the permit payor listed below has overpaid the COAH Development Fee in the amount shown;

and

WHEREAS, the permit payor has requested that the amount 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 individual as a result of overpayment.

<table>
<thead>
<tr>
<th>NAME</th>
<th>PERMIT NUMBER</th>
<th>AMOUNT</th>
<th>REVENUE ACCOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Philip &amp; Rosalie Mandel</td>
<td>130143</td>
<td>$58.00</td>
<td>17-280-56-000</td>
</tr>
</tbody>
</table>


CERTIFICATION DATE                  DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK
RESOLUTION AUTHORIZING REINSTATMENT OF THE
ORIGINAL SEWER ASSESSMENT INSTALLMENT PLAN
FOR CERTAIN PROPERTIES IN THE TOWNSHIP OF DENVILLE

WHEREAS, on February 7, 1995, 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 7, 1995; 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 families 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.

CERTIFIED TO BE A TRUE AND EXACT
COPY OF RESOLUTION ADOPTED ON
10-1-13

Donna I. Costello, RMC/CMC
Municipal Clerk
RESOLUTION AUTHORIZING RAFFLE LICENSE(S)
IN THE TOWNSHIP OF DENVILLE

BE IT RESOLVED by the Municipal Council of the Township of Denville that the
application(s) for the following RAFFLE(S) be approved and the Municipal Clerk be
authorized to issue said license(s) 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>Morris Catholic HS</td>
<td>On Prem $50 50$</td>
<td>11-14, 15, 16, 17-13</td>
</tr>
<tr>
<td>Morris Knolls</td>
<td>Tricky Tray</td>
<td>11-1-13</td>
</tr>
<tr>
<td>Choral Boosters</td>
<td>$50 50$</td>
<td></td>
</tr>
</tbody>
</table>
RESOLUTION

WHEREAS, The Township of Denville wishes to purchase a 2014 Ford F350 4WD cab and chassis with options for the Public Works Department; and

WHEREAS, said equipment can be purchased from DFFLM, LLC, 215 Route 202 & 31, Flemington, New Jersey, 08822, through State Contract No. A83557; and

WHEREAS, the maximum amount of the contract is $38,661.00 in accordance with the attached quotation; and

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

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Denville, in the County of Morris, and State of New Jersey, that a contract for the purchase of a 2014 Ford F350 4WD cab and chassis with options is hereby awarded to DFFLM, LLC, in accordance with the terms and conditions contained in State Contract No. A83557, and the Mayor and Township Clerk are hereby authorized to execute same.


Certification Dated: ___________________  Donna I. Costello, RMC/CMC
Municipal Clerk
The Meeting was called to order by President Fitzpatrick at 7:34 p.m. The Salute to the Flag was recited, followed by the reading of the Open Public Meetings Act Statement by Deputy Township Clerk Kathy Costello.

ROLL CALL: KUSER, GABEL, GOLINSKI, SCOLLANS, SMITH, LYDEN, FITZPATRICK

ALSO IN ATTENDANCE: MAYOR ANDES AND ADMINISTRATOR WARD.

President Fitzpatrick noted that he would like to change one item on the Agenda and address the Presentation to the Mayor's Council for People with Challenges first and then open the public portion.

President Fitzpatrick said that he would like to present an Award of Distinction to the Council for People With Challenges. He asked Susan Reinhardt to come forward to accept the award and to give a brief account of the work that the Council has been doing this year.

Ms. Reinhardt advised that the Council for People With Challenges has had a very busy year so far. She said that they took part in the following drives and events:
- Distributing flyers for Up and Running
- Collected, boxed and distributed food for the Denville Food Pantry
- Assisted the Beautification Committee with planting all of the flowers in downtown Denville
- Helped with the McCarter Park clean-up and did clean-ups in various places around town
- Participated in Rid Litter Day by cleaning the Foodtown parking lot and part of the Mt. Tabor lot
- Operated the food stand at Cook's Pond for the home games for the Denville Dolphins

Ms. Reinhardt added that the members of the Council for People With Challenges will work again at the Fall Festival and will help with set-up and clean-up. She said that they also plan to work at the Centennial Picnic.

President Fitzpatrick commented on the great work of this committee and praised the great volunteer spirit of its members.

President Fitzpatrick called all of the member forward and presented the award to Ms. Reinhardt for the Council for People With Challenges.

Mayor Andes added his praise for the Council for People With Challenges, to the organizational skills of the leaders and thanked the entire group for their dedication, which has been such a benefit to the Township of Denville.

Mayor Andes presented a Denville Centennial pin to each of the members of the Council for People With Challenges.

OPEN PUBLIC PORTION:
Gerry Idec, 1 East Longview Trail, asked, with regard to R-13-195, who will be involved in the collective bargaining.

Administrator Ward replied that the contract for all five associations expires on December 31, 2013. He said that this evening's discussion will focus primarily on the PBA.

Mr. Idec asked if what goes on in the Closed Session is public information that he can get a copy of to take home.

Mr. Ward replied that he cannot get that information. He said that they will be discussing negotiation strategy. He added that the reason it is held in Closed Session is that he will be seeking negotiating authority from the Council in order to be able to negotiate with the various associations and arrive at agreeable contract terms.

Mr. Idec asked if there is more than one union.

The Administrator responded that the only one that is a formal union is the PBA. He explained that there are four (4) other associations that are not affiliated with any national or regional unions, but do have collective bargaining power. Mr. Ward noted that they are all represented by the same law firm.

Mr. Idec asked when the piers in the Rockaway River will be removed.

President Fitzpatrick replied that we have to get approval from the State.

Administrator Ward explained that the Council authorized Engineer Ruschke to perform a flood study. He said that we do require permission from the State DEP to remove the piers. Mr. Ward advised that part of what they are seeking is mathematical calculations from the engineer showing what the impact of the piers would be in mitigating floods. He said that applying for permits to remove the piers is still several months away but we are moving forward on it.

CLOSE PUBLIC PORTION.

President Fitzpatrick advised that we are going to have a presentation from the Green Sustainability Committee. He said that the Council plans to have presentations from various Township organizations at workshops during the remainder of the year. Mr. Fitzpatrick commented that it will be helpful to hear from these organizations about their plans, accomplishments and suggestions for the Council.

Councilman Scollans then gave a power point presentation explaining Sustainable New Jersey, the point system to attain certification and some of the programs needed to attain certification. A copy of the presentation is attached to these minutes.

President Fitzpatrick asked if there are any simple steps that can be taken towards attaining our certification. Mr. Scollans replied that a lot of the things that need to be done fall on Administration. He said that he spoke with the Mayor and advised him that they need someone to work with them because it can't be done by one person. Mr. Scollans noted that the Mayor was able to find someone from Rutgers University that will help the Green Committee.

Administrator Ward interjected that recently the Council approved the contract with
the N. J. Land Conservancy to update our Environmental Resource Inventory. He added that it is a good tool for our Board of Adjustment and Planning Board and it fits well with the Green Sustainability program and they will get points for it.

Mr. Wayne Pacconi introduced himself and noted that he is a member of the Green Sustainability Committee, the Open Space Committee and the Environmental Commission. He used a power point presentation to make a case for allowing residents to raise chickens in their backyard. A copy of that presentation is attached to these minutes.

Mr. Pacconi said that he would like to work with anyone in Denville to develop and ordinance that would allow the raising of backyard chickens.

President Fitzpatrick asked if it would help the sustainability aspect with grants or something of that nature.

Mr. Pacconi replied that Sustainable New Jersey believes so strongly in backyard chickens that they award thirty (30) points to municipalities that allow backyard chickens.

President Fitzpatrick stated that he thinks that the Council would want Administration to be supportive of this before they would weigh in on it. He said that one of the concerns would obviously be monitoring. Mr. Fitzpatrick added that having the manpower to be sure that the coops and feed are clean and well maintained could be a concern.

Mr. Fitzpatrick asked if any interest has been expressed by the residents to do this. Councilman Golinski replied that he had one person ask him about it. He said that he spoke with ACO Meredith Petrillo and she expressed some concerns.

Administrator Ward interjected that one of the concerns is that the location of chicken coops should be a safe distance from schools, day care facilities and parks. He said that there have been a couple of incidents with an illegal chicken coop that attracted bears right across the street from one of our elementary schools.

President Fitzpatrick suggested that the Green Committee continue to look at our ordinance and then talk with Administration. He said that perhaps the other thing for Administration to possibly consider is an application process for this. Mr. Fitzpatrick commented that we could look at it on a case by case basis and the rules would have to be strictly followed.

Councilman Scollans asked if President Fitzpatrick could get an opinion from each of the Council people on how they feel about it.

President Fitzpatrick said that he is actually kind of open to it.

Councilman Gabel said that it sounds interesting but he would want to learn a little bit more about how other communities manage it and govern it.

Councilman Kuser advised that he is open to listen to the proposal but he does not see this working in the Fourth Ward and he definitely can't see it working in the lake communities. He said that we allow chicken raising now, but one must have five (5) acres of property to do it.

Councilman Golinski commented that he thinks it's a great idea but he would want to do
thorough research and feels that ACO Petrillo should have a major amount of input. Councilwoman Lyden stated that there is a lot to consider and a lot of research to be done. She said that she lives just ten feet from her neighbor and it really wouldn’t work there.

Councilwoman Smith agreed that input from ACO Petrillo is vital and she wouldn’t even consider this without her comments. She said that she wonders what would happen to the chickens in the winter time. Mrs. Smith noted that she is on the fence on this issue but is always willing to listen. She added that we don’t have the staff to monitor something like this.

Mayor Andes commented that there is a trend towards this and it has its merits, but the devil is in the details. He asked Mr. Pacconi to get a copy of the Mendham ordinance, which the Green Committee seems to favor, to him and he will have Administration and the pertinent department heads take a look at it. The Mayor said that he would then bring it back to the Council and they would most likely put it before a sub-committee.

Mark London then took the floor and advised that he is the relatively new Chair of the Green Sustainability Committee. He noted that our old Bronze Certification for Sustainable New Jersey was due to expire in December of 2013. Mr. London said that he took over the Chair of the Committee in May and was in a panic about how he could get everything together for an application in June. He said that due to Councilman Scollans’s herculean effort the certification was extended to next June.

Mr. London explained that our old certification made a lot of promises and once the document was approved by the State of N. J. nothing was ever done. He said that this is a living document and once we commit to something we are going to have to actually produce what we promised.

Mr. London explained that one of the problems faced by the Green Committee is budgetary constraints that are difficult to work into a green ordinance or procedure. Mr. London added that green products have the reputation of being important and, therefore, a piece of “green” paper may cost as much as 20% more than a regular sheet of paper. He said that we, as a town, can’t afford to pay that 20% more for that piece of paper because it just doesn’t fit our budget constraints since we use a lot of paper. Mr. London spoke about the concern regarding the cost of construction versus maintenance. He noted that many green products are more expensive to buy but, over time, provide a large saving over non-green products.

Mr. London noted that it will take a massive effort to get the application for recertification ready by next June. He said that the greater effort will come after the document is in and we have to abide by what we have put in that document. Mr. London advised that he has spoken with the Mayor, Administrator and several department heads and all are willing to help. He said, however, that everyone has their own duties and time and staff constraints and it takes time to assess a green cleaning product. Mr. London noted that the Committee has a meeting at the end of the month and they want to come up with a punch list of things that they want to look at. He said
that he now sees that one of those things will be backyard chickens. Mr. London added that one of his goals is to develop something that will have a long lasting impact on the Township.

Mayor Andes thanked Councilman Scollans for heading up the Committee and filling the gap that we had at the beginning of the year. The Mayor thanked the Committee and Mr. London and agreed that we need to go forward. He said that it is great to get the certification but doing things that have an impact on the town is more important. Mayor Andes noted that he and the Administrator have had several meetings with Mr. London and he is so glad to hear that the department heads are willing to partner with the Committee on this. Councilman Scollans thanked the Committee members for their presentations and asked everyone to lend their support to Mark. He said that the job cannot be accomplished by one person.

R-13-195 RESOLUTION AUTHORIZING CLOSED SESSION FOR COLLECTIVE BARGAINING.
MOTION TO APPROVE R-13-195: MOVED BY MEMBER GOLINSKI, SECONDED BY MEMBER LYDEN
AYES: GOLINSKI, LYDEN, GABEL, KUSER, SMITH, SCOLLANS, FITZPATRICK

President Fitzpatrick advised that no action will be taken after coming out of Closed Session.
President Fitzpatrick called for a brief recess at 8:45 p.m.

The Council went into Closed Session at 8:48 p.m.

The Council came out of Closed Session at 10:03 p.m.

MOTION TO ADJOURN: MOVED BY MEMBER SMITH, SECONDED BY MEMBER LYDEN
AYES: UNANIMOUS
Meeting adjourned at 10:04 p.m.

Respectfully submitted by:

Kathleen A. Costello
Deputy Township Clerk
Green Sustainability Requirements

Establish a Green Team

Hold a Green Fair

Educational Outreach

Bronze Recertification

Recertification Requirements

150 Action Points

Two Out of Seven Priorities

Six Out of Sixteen Categories
Green Sustainability Accomplishments 2012 to 2013

The Green Sustainability Team was revived January 2012 after the Mayoral elections.

There was little time to put a team together and get ready for a Green Fail. In spite of time constraints we were able to launch a very successful 2012 Green Fair.

2012 Green Fair attendance approximately 300, Exhibitors 23, Speakers 14

2013 Attendance approximately 400, Exhibits 33 and Speakers 13
Off to a great start!

Now comes Bronze Recertification 7/2014
Green Sustainability Temporary Chair

As a member of the Town Council, I filled in as temporary Chair until a suitable volunteer could be found.

After serving as Chair for one year, in January of 2013, I officially asked for volunteers with no takers, other than one member, who volunteered to be Vice Chair.

At the February meeting 2013 I had a discussion with Mark London who said he was interested.

Since this is a Mayoral appointment, I spoke to the Mayor who gave the go-ahead to putting Mark’s name in nomination. He was unanimously approved.

Mark could not take over until June due to a previous commitment that would require him to be away for a few months.

As Council liaison, I will support Mark in every way possible and, since no one can do this task alone, I ask my fellow Council people and the Administration to do the same.
Introduction Presentation
Sustainable Jersey
Sustainable Jersey is:

- Certification program for NJ municipalities
- Free and voluntary
- NJ based and consensus driven
- Non-profit, non-partisan organization with Board of Trustees
- Many partners including state agencies (BPU, DEP), NJ League of Municipalities, NGOs and experts
Participating Communities

- 381 or 67% of NJ towns/cities registered
- 113 certified towns
  - 102 Bronze
  - 11 Silver
Students help the Mount Holly Green Team create a rain garden.

What we mean by sustainability.
Components of Sustainability
### Prosperity Points

<table>
<thead>
<tr>
<th>Category</th>
<th>Points</th>
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<tbody>
<tr>
<td>Energy Efficiency</td>
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</tr>
<tr>
<td>Energy Tracking and Management*</td>
<td>10</td>
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<tr>
<td>Energy Audits for Municipal Facilities*</td>
<td>20-50</td>
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<tr>
<td>High Efficiency Municipal Buildings</td>
<td>10-20</td>
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<tr>
<td>Direct Install</td>
<td>10</td>
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<tr>
<td>Home Performance with Energy Star</td>
<td>10</td>
</tr>
<tr>
<td>Food</td>
<td></td>
</tr>
<tr>
<td>Farmland Preservation</td>
<td>10 each</td>
</tr>
<tr>
<td>Food Production</td>
<td>10 each</td>
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<tr>
<td>Planning for Local Food Production</td>
<td>10 each</td>
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<tr>
<td>Support Local Food</td>
<td>5-10 each</td>
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<tr>
<td>Local Economies</td>
<td></td>
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<tr>
<td>Buy Local Programs</td>
<td>10 each</td>
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<tr>
<td>Green Business Recognition Program</td>
<td>10</td>
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<tr>
<td>Green Jobs/Economic Development</td>
<td>10</td>
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<tr>
<td>Operations and Maintenance</td>
<td></td>
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<tr>
<td>Green Reefs*</td>
<td>10-30 each</td>
</tr>
<tr>
<td>Adopt Behavioral Policies</td>
<td>5</td>
</tr>
<tr>
<td>Green Purchasing Program</td>
<td>10 each</td>
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<tr>
<td>Grounds and Maintenance</td>
<td>10 each</td>
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<tr>
<td>Arts &amp; Creative Culture</td>
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<td>Establish a Creative Team</td>
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<tr>
<td>Creative Assets Inventory</td>
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### Planet Points

<table>
<thead>
<tr>
<th>Category</th>
<th>Points</th>
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<tbody>
<tr>
<td>Animals in the Community Education</td>
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<tr>
<td>Companion Animal Management Plan</td>
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<tr>
<td>Companion Animal Management Pledge</td>
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<tr>
<td>Pledge Supporting NJ Wildlife Action Plan</td>
<td>10</td>
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<tr>
<td>Wildlife interaction Plan</td>
<td>10</td>
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<tr>
<td>Green Design</td>
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<tr>
<td>Green Building Policy/Resolution</td>
<td>5</td>
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<tr>
<td>Green Building Training</td>
<td>5</td>
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<tr>
<td>Green Design Commercial and Residential Buildings</td>
<td>5-20 each</td>
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<tr>
<td>Green Design Municipal Buildings</td>
<td>10-20 each</td>
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<tr>
<td>Climate Mitigation &amp; Adaptation</td>
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<tr>
<td>Municipal Carbon Footprint*</td>
<td>15</td>
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<tr>
<td>Climate Action Plan</td>
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<td>Climate Adaptation: Flooding Risk</td>
<td>20</td>
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<tr>
<td>Community Carbon Footprint</td>
<td>10</td>
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<tr>
<td>Wind Ordinance</td>
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<tr>
<td>Innovation &amp; Demonstration Projects</td>
<td></td>
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<tr>
<td>Geothermal Energy</td>
<td>10</td>
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<tr>
<td>Green Roofs</td>
<td>10</td>
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<tr>
<td>Rain gardens</td>
<td>10</td>
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<tr>
<td>Solar</td>
<td>10</td>
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<tr>
<td>Wind</td>
<td>10</td>
</tr>
<tr>
<td>Other</td>
<td>10</td>
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</tbody>
</table>
Role of the Local Green Team
Certification Steps

- Pass a resolution; form Green Team
- Register your municipality online
- Implement actions
- Upload documents to meet submission requirements
- Certification awarded after review and verification
Seven Priority Actions

- Energy Audits for Municipal Buildings
- Municipal Carbon Footprint
- Sustainable Land Use Pledge
- Water Conservation Ordinance
- Natural Resource Inventory
- Green Fleets
- ENERGY STAR Portfolio Manager
Examples of Cost Saving Actions

- Energy Audits for Municipal Buildings
- Green Fleets
- Energy Inventory and Upgrade /Energy Star Portfolio Manager
- Solar Demonstration Project
- Waste Audit of Municipal Buildings/Schools
- Minimize Water Consumption

Edison Township Hybrid For Municipal Work
Programs to Save Money and Energy

BPU Clean Energy Programs:
• Home Performance with Energy Star
• Energy Efficient Products
• Direct Install
• Pay for Performance
• Clean Power Choice
• Local Government Energy Audit

New Jersey’s Clean Energy Program™
Your Power to Save
njcleanenergy.com
New Jersey Board of Public Utilities
Bronze Certification

- Total of at least 150 points
- Mandatory Green Team
- Implement 2 of 7 priority actions
- Actions completed in 6 of 16 categories
Silver Certification

- Significant progress and is a statewide leader
- Total of at least 350 points
- Green Team
- Implement 3 out of 7 priority actions
- Actions completed in 8 of 16 categories
Incentives and Grants

- Sustainable Jersey Small Grants
- Priority in BPU Local Gov. Energy Audit Program
- Priority in DEP Community Forestry Grants
- Green Maps Technical Support and Software
- Sustainability Scholars: help for green teams
- NJNG Climate Fellows & “See the Light” Energy Kits
Footprints
Community Carbon
Municipal and Model Green Ordinances
Education
Water Conservation
Edible School Gardens
Initiative
City-Wide Buy Local
School Food Composting
Wind Turbine
Stations
Electric Vehicle Charging

119 NJ Projects Funded by Small Grants
Gloucester achieves Sustainable Jersey certification.

Sustainability Champion Award

Awards and Promotions
Certification Benefits

- Save Money. Get Money.
- Access to Training and Guidance.
- Get recognized. Promote your town.
- Conserve Resources. Protect Environment.
A Case for Backyard Chickens in Denville
Tonight we are going to discuss some high-level statistics regarding chicken laws as well as common benefits and myths of raising chickens.

Did you know William Sonoma sells Chicken Coops?¹
Common Statistics

- 65 percent of major cities allow chicken keeping.
  - Examples:
    - Seattle, WA
    - Dallas, TX
    - New York, NY
    - Chicago, IL

- 14 of 21 towns in Essex County New Jersey allow backyard chickens.

- In Morris County, we are surrounded by towns that also permit backyard chickens.
  - Examples:
    - Mendham, NJ
    - Randolph, NJ
    - Roxbury, NJ
    - Morris Plains, NJ
True or False:

- Chickens provide natural insect control eating fly larva, ticks, slugs, and grubs
- Eggs from well tended back yard chickens are healthier than those in the common supermarket (with 25% more vitamin E, 1/3 more vitamin A, and 75% more beta carotene and significantly more omega 3 fatty acids)
- Eggs from backyard chickens are tastier. Eggs purchased in a store can be days or weeks old. As eggs age, air seeps into the egg shell, changing their natural taste.
- Chicken dropping are excellent compost. Chicken droppings high in nitrogen enrich compost.
- Hens make great pets.
- Backyard chickens brings communities closer.
- By raising chickens, children learn responsibility.
- Organic eggs home raised are affordable.
  - Farm stand=$6.00. vs Home raised=$2.00
- By raising chickens you lower the carbon footprint by eating locally

ALL TRUE!!!
Common Myths and Misconceptions

True or False:
- You need a rooster in order for your chickens to lay eggs
- Chickens have a foul odor
- Chickens generate more waste than one medium sized family dog per day
- Chickens are noisier than dogs
- Having chickens attracts predators into your neighborhood
- Having chickens increases the likelihood of bird flu
- Your property value will depreciate if you or a neighbor has chickens

ALL FALSE!!!
http://ecode360.com/6680416

Borough of Mendham, NJ
Morris County

Chapter 73: DOGS AND OTHER PETS
Article II: Domestic Animals and Fowl
[Adopted 11-4-1974 as Ch. 106 of the 1974 Code]
Some Closing Thoughts

- As people grow more concerned about the environment, the economy, and US food safety, they are returning to the basic skills their grandparents understood well
  - Vegetable gardening
  - Canning food
  - Raising Chickens

- Instead of simply hearing reduce/reuse/recycle it may be time for Denville to start allowing families to actually experience it.

For a copy of this presentation contact:
Wayne Pacconi
wpacconi@yahoo.com
TOWNSHIP OF DENVILLE  
MUNICIPAL COUNCIL  
REGULAR MEETING  
SEPTEMBER 17, 2013

The Meeting was called to order by President Fitzpatrick at 7:30 p.m. The Salute to the Flag was recited, followed by an Invocation given by Councilman Golinski. The Open Public Meetings Act Statement was read by Township Clerk Donna Costello. Clerk Costello advised that Mr. Kuser had a previous commitment and will not be attending this meeting.

ROLL CALL: GABEL, GOLINSKI, LYDEN, SCOLLANS, SMITH, FITZPATRICK  
ABSENT: KUSER  
ALSO IN ATTENDANCE: MAYOR ANDES, ADMINISTRATOR WARD, TOWNSHIP ATTORNEY JANSEN AND SUPERINTENDENT OF PUBLIC WORKS JOHN EGBERT

LIAISON REPORTS:  
Councilman Gabel reported that he attended the Board of Education meeting and it was noted that the school year is off to a great start. He said that the first full day of Kindergarten worked out very well and the young ones displayed their staying power for a full day of learning.

Mr. Gabel advised that he attended the Deer Management Committee meeting and the deer culling resumed on September 10, 2013 and will continue until February 18, 2014. Councilman Gabel noted that the upcoming Centennial Picnic on Sunday, September 22nd should be a great event. He said that the Events and Celebrations Committee has worked very hard to make it a spectacular day for Denville.

Mr. Gabel added that the Mayor’s Committee for People With Challenges is looking forward to helping out at the picnic by handing out wristbands and helping with the set-up.

Mr. Gabel advised that we are still awaiting the Community Development Grant money for a generator and improvements to our community center. He said that it is hoped that the funds will be received shortly.

Councilwoman Smith had no report.

Councilwoman Lyden had no report.

Councilman Golinski reported that he attended the Planning Board meeting last week and the main topic was the re-examination of the Master Plan. He advised that the topic was tabled in order to provide more notification to the public regarding the meeting at which this topic will be discussed.

Councilman Scollans reported that the Senior Social was held on September 9th. He said that the Rockaway River Watershed Cabinet met on September 11th but he was unable to attend since he was out of town at that time.

Mr. Scollans advised that the next meeting of the Green Sustainability Committee will be held on September 26th at 6:30 p.m.

President Fitzpatrick reported that the Advisory Committee on the Flooding of Rivers and Streams will be holding another river cleanup on September 28th. He said that they have recruited a number of college students and plan to work from 9:00 a.m. to 1:00
Township Council
9-17-13
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p.m. He said that anyone wishing to volunteer for the cleanup can contact him or Administration on the Township web site. Mr. Fitzpatrick said that he will be away but anyone who knows of people willing to help should contact the Township. He added that George Strother, who is again heading up the work force, specifically asked if any Council members can participate because they did such a fine job at the last cleanup.

Mayor's Report:
Mayor Andes advised that President Fitzpatrick may have downplayed the number of college students who will be coming to help. He said that, as of last week, there were 150 students signed up, with the expectation that the number could be as high as 300. The Mayor noted that they will be bused from six or seven colleges in the North Jersey area. He said that they are being recruited by a religious organization and their goal is to do good deeds and to do the work as a group.

Mayor Andes thanked John Egbert for all of his help in past river cleanups and said that he is sure that he will help again with this one.

The Mayor advised that wings have been added to the "Welcome to Denville" signs and he anticipates that the local service organizations will be posting their logos on those wings. He added that the wings were installed by the Boy Scouts as an Eagle Scout project.

Mayor Andes reported that he and Administrator Ward attended the Chamber of Commerce Breakfast last week. He said that they gave a report on what is happening with the downtown improvements. The Mayor noted that there were concerns expressed about the trees that will be planted. He said that some of the comments concerned the height or the shape of new trees or the planting of trees in front of the stores, etc. The Mayor advised that, when all was said and done, most people seemed to be satisfied and agreed that the changes are for the common good.

The Mayor reported that he met tonight with the Mayor's Field Use Advisory Committee at Morris Knolls H. S. to discuss the scenario to be used for line painting on the new all purpose fields. He said the decision was reached to paint the fields with a permanent paint so they do not have to be re-painted over and over again.

Mayor Andes spoke about the Centennial Picnic this Sunday, September 22nd and noted some of the events that will take place.

10:30 a.m. One-pitch Softball Tournament.
11:30 a.m. The 75th and 100th Time Capsules Ceremony.
2:00 p.m. The Period Baseball Game.
4:00 p.m. Town-wide Picture taken by a photographer from the Fire Dept. ladder truck.

The Mayor noted that admission is free, food will be available at a modest fee or residents may bring their own picnic lunches. He added that all other recreational events, rides, face painting, etc. will be free. Mayor Andes advised that the picnic will be held from 9:30 a.m. to 6:00 p.m.

Mayor Andes reported that the Foundation for the Denville School System is holding a
golf tournament and dinner at Rockaway River Country Club on September 23rd. He advised that the Fire Department Inspection and Dinner will be held on September 28th. The Mayor noted that the schedule will be somewhat flexible because the contractor will be providing a tour of the newly renovated Valley View Firehouse. Mayor Andes advised that on September 30th at 2:00 p.m., because of St. Clare's Hospital's fund-raising efforts and Centennial sponsorship, we are dedicating, for the day, St. Clare's Boulevard. He said that a street sign will be put on their driveway so they can leave the sign up.

ADMINISTRATOR'S REPORT:
Administrator Ward called John Egbert forward. He explained that, in his role as Acting Mayor in all matters concerning DPW personnel, in a few moments he will be asking for the advice and consent of the Council on the appointment of Mr. Egbert as the Director of the Department of Public Works. Mr. Ward advised that this is a promotion from his current title of Superintendent of the Department of Public Works.
Administrator Ward briefly highlighted Mr. Egbert's career, so far, with the Township. He noted that Mr. Egbert started as a laborer in 1985 at a salary of $3.50 per hour and, over the past 28 years of dedicated service, has risen through the ranks to arrive at tonight's promotion. Mr. Ward stated that Mr. Egbert was elevated to the position of Superintendent of DPW on July 1, 2009, when Joe Lowell retired. He said the he has had the pleasure of working with Mr. Egbert since he, himself, was hired in August of 2010 and has seen him lead the town through several traumatic events. The Administrator praised Mr. Egbert for his tireless efforts in leading the men to make sure that the residents were safe, the roads stayed open and the work that needed to be done, was done through three catastrophic storms.
Administrator Ward spoke about the multi-jurisdictional river cleanup led by Mr. Egbert from Dover to Boonton, after last year's October snow storm. He commented that more than 100 storm drains have been repaired under Mr. Egbert's leadership and only a handful remain to be taken care of.
Administrator Ward stated that what makes John most special is his never-ending review of operations and his efforts to make DPW operate in the most effective and efficient manner possible. He said that on a weekly basis he has discussions with John about changes that can be made, many of which have been implemented over the last several years, resulting in increased efficiency in DPW. Mr. Ward noted that many of John's ideas and programs have saved the taxpayers tens of thousands of dollars on an annual basis.
Administrator Ward reported that in June of 2012, with a grade of 92%, John Egbert passed the State exam for the Certified Public Works Manager Program. He said that it is an intensive, multi-year program and John attended classes after hours to attain this certification.
The Administrator stated that, with that certification, it is his honor to appoint and request the consent of the Council to the appointment of John J. Egbert as the Director
of the Denville Department of Public Works.

MOTION TO EXTEND ADVICE AND CONSENT OF THE COUNCIL TO THE APPOINTMENT OF JOHN J. EGBERT TO THE POSITION OF DIRECTOR OF DPW:
MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GABEL

DISCUSSION: Councilman Golinski noted that he was flagged down by residents last week. He said that, once again, it was to receive resounding compliments on work performed by the DPW, this time with respect to the cleanup at the end of Hussa Place. Mr. Golinski advised that he told them that he deserves no credit for it, he just made a phone call and DPW took care of it. He thanked Mr. Egbert for his service and his dedication in running the department and in always trying to keep his budget as reasonable as possible.

Councilwoman Smith commented on Mr. Egbert's volunteer spirit, one example of which is having served for many years on the Denville Fire Department. She said that he not only works for the town - he is the town. Mrs. Smith congratulated Mr. Egbert on his promotion.

Councilman Scollans noted that when he was running for office he met with Mr. Egbert. He said that John took him through every step of his operation in detail and Mr. Scollans was very impressed. Mr. Scollans thanked him for his good work.

President Fitzpatrick commented that very rarely has he ever heard a resident be anything but complimentary about DPW.

AYES: SCOLLANS, GABEL, SMITH, LYDEN, GOLINSKI, FITZPATRICK
ABSENT: KUSER

The Oath of Office was then administered by the Township Clerk.

When asked to make a comment, Mr. Egbert thanked everyone and said that he will keep trying to make them proud.

Administrator Ward continued with his Administrator's Report:

Mr. Ward reported that we remain at 10 houses acquired in the FEMA buyout program. He said that the eleventh closing is still pending and could possibly be tomorrow. Mr. Ward commented that he hesitates to give a date at this point but it does seem that it will go through at some point. He noted that the contractor just picked up the permits for the remaining five houses that we have acquired that are to be demolished. Mr. Ward said that we should be seeing demolition activity within the next week or so.

The Administrator advised that there was a progress meeting regarding the Valley View Firehouse this morning. He said that there is a resolution on tonight's agenda for a change order but it does not involve any dollar amount. Mr. Ward explained that it just extends the time for the contractor to complete the work. He noted that there were some unforeseen circumstances, not attributable to the contractor, so Administration is recommending that the extension be granted. Mr. Ward reported that the windows will be delivered on September 18th and the interior plumbing and electrical contractors will be in early next week. He said that it is nearing completion and he thinks everyone will be impressed at the tour on September 28th.
Administrator Ward reported that the Township had budgeted funds to replace two (2) homemade flap valves that we have at the Den Brook with a polyurethane, more professional grade, flap valve. He said that we have received proposals from contractors that look like they will come in under budget. Mr. Ward added that we have filed a permit with the DEP and are just waiting for their sign-off on that. He said that, once that is done, we will issue a purchase order for the material. The Administrator noted that, one more tribute to John Egbert, John Ruschke met with John Egbert at the site and Mr. Egbert feels that the installation can be done in-house, saving the Township a considerable charge for installation.
The Administrator advised that a meeting was held with the Indian Lake Association regarding the East Shore wall. He said that the wall supports East Shore Rd. and the Township will be replacing a section of the wall, from the Club House towards the south. Mr. Ward noted that proposals are being sought from contractors and it is hoped that the construction will begin in mid-October. He added that the Lenape Bridge is being repaired by the County so the wall project will not be started until that is completed. Administrator Ward also advised that the lake is being lowered and that will give the Township an opportunity to repair a water main break which was below the lake bed. He said that the break occurred in February and this will allow the town to put a coupling on the break so the system can be looped again.

OPEN PUBLIC PORTION:
Gerald Idec, 1 E. Longview Trail, asked for an explanation of R-13-195A, Agreement with Cedar Lake Property Owners, Inc.
Administrator Ward explained that the Cedar Lake Property Owners are required to make some modifications and upgrades to their dam. Mr. Ward noted that it was in the town's plan to resurface that section of road but we are scheduling the resurfacing to coincide with their repairs to the dam to avoid any duplication of efforts. Mr. Idec asked who owns the Lenape Bridge. Mr. Ward replied that all of the bridges in Morris County belong to the County of Morris.

CORRESPONDENCE: All copied to Council.

MATTERS OF OLD AND/OR NEW BUSINESS: Councilwoman Smith asked when the next Senior Social will be held. President Fitzpatrick replied that it will be September 29th.
Councilman Scollans noted that all of the high grass that was along Route 10 has been cut and it looks much better.
President Fitzpatrick advised that he will be away on business on October 1st, so an Acting President will have to be appointed for the Council meeting on that date. Mr. Fitzpatrick added that the same travel schedule will preclude his attendance at the Senior Social, the river cleanup and the Firemen's Inspection Dinner. He asked that his
regrets be sent to the Seniors and he will contact the Fire Dept. and the river cleanup leader, George Strother.

ORDINANCE(S) FOR INTRODUCTION:

#20-13 AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER 19, LAND USE, TO PERMIT FARMER’S MARKETS ALL YEAR

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER 19, LAND USE, TO PERMIT FARMER’S MARKETS ALL YEAR

BE INTRODUCED AND READ BY TITLE ON FIRST READING:
MOTION TO INTRODUCE: MOVED BY MEMBER GOLINSKI, SECONDED BY MEMBER SMITH

DISCUSSION: President Fitzpatrick noted that this ordinance has been discussed in a workshop as well as with Administration and the Police Department and he thinks it is a good ordinance. Since there were no further comments from the Council, Mr. Fitzpatrick asked for a roll call on the motion.

AYES: GOLINSKI, SMITH, GABEL, LYDEN, SCOLLANS, FITZPATRICK
ABSENT: KUSER

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER 19, LAND USE, TO PERMIT FARMER’S MARKETS ALL YEAR

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 10-15-13 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 ACCORDING TO LAW.

MOTION TO PASS ON FIRST READING: MOVED BY MEMBER SMITH, SECONDED BY MEMBER GOLINSKI
AYES: SMITH, GOLINSKI, GABEL, LYDEN, SCOLLANS, FITZPATRICK
ABSENT: KUSER
President Fitzpatrick asked if anyone from the Council or the public would like to have anything removed from the Consent Agenda. Councilwoman Smith suggested that R-13-195A be voted on separately and moved before the Consent Agenda.

R-13-195A RESOLUTION AUTHORIZING EXECUTION OF AN AGREEMENT WITH THE CEDAR LAKE PROPERTY OWNERS, INC.
MOTION TO APPROVE R-13-195A: MOVED BY MEMBER SMITH, SECONDED BY MEMBER GABEL
AYES: SMITH, GABEL, LYDEN, GOLINSKI, SCOLLANS, FITZPATRICK
ABSENT: KUSER

CONSENT AGENDA:
R-13-196 RESOLUTION AUTHORIZING REFUND OF A PORTION OF THE CONSTRUCTION PERMIT FEE RELATED TO DAMAGE CAUSED BY TROPICAL STORM IRENE
R-13-197 RESOLUTION AUTHORIZING CHANGE ORDER #3 FOR RIEFOLO CONSTRUCTION COMPANY RELATIVE TO THE ADDITION AND ALTERATIONS TO THE VALLEY VIEW FIRE COMPANY NO. 3
MOTION TO APPROVE CONSENT AGENDA: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GABEL
AYES: SCOLLANS, GABEL, SMITH, LYDEN, GOLINSKI, FITZPATRICK
ABSENT: KUSER

NON-CONSENT RESOLUTIONS:
R-13-198 RESOLUTION OF APPROVAL TO SUBMIT A GRANT APPLICATION AND EXECUTE A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE BLOOMFIELD AVENUE TRANSIT ENHANCEMENT PROJECT
The Mayor asked that Administrator Ward speak about R-13-198, 199 and 200 before a vote is taken.
Administrator Ward explained that R-13-199 and 200 are the typical road resurfacing grant applications that we submit on an annual basis. He said that R-13-200 is for Diamond Spring Road which is our first priority for a grant for road resurfacing. Mr. Ward advised that he has been in contact with the County Engineer and they had Diamond Spring Road on their 2015 agenda to resurface. He said that the engineer told him that since we have it on our list for a grant for 2014, they would move it up on their agenda and do their portion in 2014 as well, if we are successful in obtaining the grant.
Mr. Ward noted that the second application is a little unusual but completely permissible. He said that we always do a first and second priority grant application and typically, what is second priority one year becomes first priority the next year.
Mr. Ward advised that the Township is seeking a grant for Phase II Broadway Streetscape funding as our second priority application. He said that it is one of the permissible local aid types of programs that are eligible for a DOT grant on an annual basis.

The Administrator noted that a grant became available for Safe Streets to Transit. He said that an application was crafted to do the streetscape, put in a new bus stop on Bloomfield Avenue and enhance lighting for the pedestrians. Mr. Ward commented that they tried to mold the grant application to meet our downtown improvement needs. Mr. Ward stated that those are the top three and he wanted to give the Council that background on them.

Attorney Jansen suggested that, since Mr. Ward provided information on all three, the three resolutions be moved together. Mrs. Smith and Mr. Golinski, who had made and seconded the motion agreed to do that.

MOTION TO APPROVE R-13-198, 199 and 200: MOVED BY MEMBER SMITH, SECONDED BY MEMBER GOLINSKI
AYES: SMITH, GOLINSKI, GABEL LYDEN, SCOLLANS, FITZPATRICK
ABSENT: KUSER

R-13-201 RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE
MOTION TO APPROVE R-13-201: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER LYDEN
AYES: SCOLLANS, LYDEN, GABEL, SMITH, GOLINSKI, FITZPATRICK
ABSENT: KUSER

R-13-202 RESOLUTION AUTHORIZING PURCHASE OF A 2013 HINO 268, 26,000 LB. DUMP TRUCK FROM H. K. TRUCK SERVICES, INC. THROUGH STATE CONTRACT NO. A83010
MOTION TO APPROVE R-13-202: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER GOLINSKI
DISCUSSION: Councilwoman Smith commented that a memo regarding this truck indicates that John Egbert, instead of buying a new truck, has recommended the purchase of this almost-new one with only 9,337 miles on it at a savings of almost $15,500. She commended Mr. Egbert for continuing to look after the town and save money wherever possible.
AYES: SCOLLANS, GOLINSKI, GABEL, SMITH, LYDEN, FITZPATRICK
ABSENT: KUSER

MOTION TO APPROVE MINUTES OF 9-3-13: MOVED BY MEMBER SCOLLANS, SECONDED BY MEMBER LYDEN
AYES: SCOLLANS, LYDEN, GABEL, GOLINSKI, FITZPATRICK
ABSTAIN: SMITH
ABSENT: KUSER

MOTION TO ADJOURN: MOVED BY MEMBER GOLINSKI, SECONDED BY MEMBER SMITH
AYES: UNANIMOUS
ABSENT: KUSER

MEETING ADJOURNED AT 8:10 P.M.

Respectfully submitted by:

Kathleen A. Costello
Deputy Township Clerk