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
INVOCATION
NOTICE OF PUBLIC MEETING
ROLL CALL

MEETING OPENED:________________________
MEETING CLOSED:________________________

GABEL_________GOLINSKI______________KUSER____________LYDEN____________________
SCOLLANS______SMITH______________PRESIDENT FITZPATRICK____________________

IN ATTENDANCE
MAYOR ANDES_____________ADMINISTRATOR WARD________________________
TOWNSHIP ATTORNEY ______________________________________________________
OTHERS:____________________________________________________________________

CEREMONIAL MATTERS AND/OR PRESENTATIONS

DENVILLE GREEN FAIR
2013 POSTER CONTEST WINNERS
MICKI VOLANT
HALEY DRISCOLL
KELLY SAN ROMAN

DENVILLE POLICE ATHLETIC LEAGUE
BLUE MITE KNIGHTS HOCKEY CHAMPIONS
ORDINANCE(S) FOR ADOPTION

#8-13 AMENDS TAXICAB ORDINANCE
TITLE:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER IX, TAXICABS

ORDINANCE(S) FOR INTRODUCTION

#13-13 VARIOUS CAPITAL IMPROVEMENTS
TITLE:
ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES IN THE SUM OF $179,525 FROM THE GENERAL CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF DENVILLE

#14-14 PROPERTY MAINTENANCE CODE
TITLE:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO ADOPT THE INTERNATIONAL PROPERTY MAINTENANCE CODE
ITEMS FOR DISCUSSION AND/OR ACTION

RESOLUTIONS

# CONSENT AGENDA ITEMS

R-13-112# RESOLUTION SUPPORTING A PRELIMINARY PREFERRED ALTERNATIVE FOR THE REPLACEMENT OF COUNTY BRIDGE NO. 1400-779 ON OPENAKI ROAD OVER THE DEN BROOK IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS

R-13-113# RESOLUTION AUTHORIZING REINSTATEMENT OF THE ORIGINAL SEWER ASSESSMENT INSTALLMENT PLAN FOR CERTAIN PROPERTIES IN THE TOWNSHIP OF DENVILLE

R-13-114# RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE IN THE AMOUNT OF $368.67

R-13-115# RESOLUTION AUTHORIZING A REFUND OF A BUILDING PERMIT FEE IN THE AMOUNT OF $100.00

NON-CONSENT RESOLUTIONS

R-13-116 RESOLUTION AUTHORIZING ADOPTION OF THE TOWNSHIP OF DENVILLE AUDIT REPORT FOR 2012

R-13-117 RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO APPRAISAL CONSULTANTS CORPORATION
R-13-118 RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO ASSOCIATED APPRAISAL GROUP

R-13-119 RESOLUTION AUTHORIZING EXECUTION OF A STIPULATION OF SETTLEMENT IN THE MATTER OF TOWNSHIP OF DENVILLE vs. DCM CONTRACTING

MINUTES FOR ADOPTION

MOTION TO ADJOURN
ORDINANCE #8-13

SHORT EXPLANATORY DESCRIPTION OF ORDINANCE:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER IX, TAXICABS

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER IX, TAXICABS
BE READ BY TITLE ON SECOND READING AND A HEARING HELD THEREON:

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

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER IX, TAXICABS
BE PASSED ON FINAL READING AND THAT A NOTICE OF FINAL PASSAGE BE PUBLISHED IN THE MAY 29, 2013 ISSUE OF THE CITIZEN.

COUNCIL PRESIDENT: MOTION TO ADOPT
ROLL CALL ON ADOPTION

ORDINANCE #8-13
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER IX, TAXICABS

NOTICE IS HEREBY GIVEN THAT THE ABOVE ENTITLED ORDINANCE WAS REGULARLY, DULY AND FINALLY PASSED AT A MEETING OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS AND STATE OF NEW JERSEY, HELD ON 5-21-13

DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO AMEND CHAPTER IX, TAXICABS

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

SECTION 1. Chapter IX, Taxicabs and Limousines, Article II, Limousines, is hereby amended in the following particulars only:

a. §9-16, Compliance with state statute, is hereby amended to read as follows:

"Any owner, operator or driver shall comply with N.J.S.A. 48:16-13 et seq., including but not limited to N.J.S.A. 48:16-22.3a, and any regulation enacted pursuant thereto. Proof of compliance for each owner, operator or driver shall be provided to the Township with each application for a limousine license, including renewal applications, by providing copies of the chauffeur driver endorsement for each owner, operator and driver."

b. §9-18, Examination and inspection of limousine by operator, is hereby amended to read as follows:

"Prior to the operation of a limousine in the Township of Denville for the purpose of picking up passengers, the driver of the limousine shall conduct a general examination of the condition of the vehicle in accordance with N.J.S.A 48:16-22.2.a."

c. §9-19, Violations and penalties, is hereby amended to read as follows:

"Any person who shall operate a limousine service in any street in the Township of Denville without complying with the provisions of this chapter and with the provisions of N.J.S.A. 48:16-13 et seq. shall be subject to the fines and penalties set forth in N.J.S.A. 39:5G-1(a) and -2."

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

SECTION 3. If any section, subsection, sentence, clause of phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.
SECTION 4. The provisions of this ordinance may be renumbered for purposes of codification.

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

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

ATTEST:          APPROVED:

__________________________    ___________________________
DONNA I. COSTELLO, RMC/CMC   MAYOR THOMAS W. ANDES
MUNICIPAL CLERK              TOWNSHIP OF DENVILLE

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Municipal Council of the Township of Denville at its meeting held on ____________, 2013

__________________________
Donna I. Costello, RMC/CMC
ORDINANCE # 13-13

SHORT EXPLANATORY STATEMENT: CAPITAL ORDINANCE FOR VARIOUS IMPROVEMENTS OR PURPOSES IN THE AMOUNT OF $179,525

BE IT RESOLVED THAT AN ORDINANCE ENTITLED: ORDNANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES IN THE SUM OF $179,525 FROM THE GENERAL CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF DENVILLE

BE INTRODUCED AND READ BY TITLE ON FIRST READING:

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

BE IT RESOLVED THAT AN ORDINANCE ENTITLED ORDNANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES IN THE SUM OF $179,525 FROM THE GENERAL CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF DENVILLE

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 6-25-13 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.

COUNCIL PRESIDENT: MOTION TO PASS ON FIRST READING ROLL CALL
ORDINANCE # 13-13

ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS OR PURPOSES IN THE SUM OF $179,525 FROM THE GENERAL CAPITAL IMPROVEMENT FUND OF THE TOWNSHIP OF DENVILLE

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

SECTION 1. The sum of $179,525 is hereby appropriated from the General Capital Improvement Fund of the Township of Denville for the purposes set forth in Section 2 of this Ordinance.

SECTION 2. The improvements authorized to be paid by this Ordinance include Firefighter Turnout Washers for Fire Companies 1 & 2 $20,000; Firefighter Gear $15,000; Scott Packs $5,000; Pagers $2,500; Portable Message Sign $10,000; Live Scan Palm & Fingerprint $14,000; Police Pistols & Holsters $17,025; De-Icing System Tank & Equipment $18,000; Two Replacement Plows $30,000; Signs $6,000; DPW Roof Replacement $12,000; Emergency Light Batteries $5,000 and Flood Mitigation Study Phase II $25,000, for items located in and for the Township and all work necessary in connection therewith.

SECTION 3. No debt is to be authorized by the enactment and passage of this Ordinance.

SECTION 4. The capital budget of the Township of Denville is hereby amended to conform with the provisions of this Ordinance to the extent of any inconsistency herewith. The resolution in the form promulgated by the Local Finance Board showing full detail of the capital budget and capital program as approved by the Director of the Division of Local Government Services is on file with the Municipal Clerk and is available there for public inspection.

SECTION 5. All Ordinances of the Township of Denville which are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.
SECTION 6. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

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

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

DONNA I. COSTELLO, RMC/CMC
MUNICIPAL CLERK

ATTEST:  

APPROVED:

DONNA I. COSTELLO, RMC/CMC  MAYOR THOMAS ANDES
MUNICIPAL CLERK  TOWNSHIP OF DENVILLE
ORDINANCE # 14-13

SHORT EXPLANATORY STATEMENT:
ADOPTS THE INTERNATIONAL PROPERTY MAINTENANCE CODE

BE IT RESOLVED THAT AN ORDINANCE ENTITLED:
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO ADOPT THE INTERNATIONAL PROPERTY MAINTENANCE CODE

BE INTRODUCED AND READ BY TITLE ON FIRST READING:

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

BE IT RESOLVED THAT AN ORDINANCE ENTITLED
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO ADOPT THE INTERNATIONAL PROPERTY MAINTENANCE CODE

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 6-25-13 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.

COUNCIL PRESIDENT: MOTION TO PASS ON FIRST READING
ROLL CALL
AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY TO ADOPT THE INTERNATIONAL PROPERTY MAINTENANCE CODE

WHEREAS, it is the intent of this ordinance to protect and preserve the general public health, safety and welfare of the citizens of the Township of Denville by the adoption of clear and specific property maintenance regulations governing the conditions and maintenance of all property, buildings and structures; providing the standards to ensure that structures are safe, sanitary and fit for occupancy and use; and for the condemnation of buildings and structures unfit for human occupancy and use and the demolition of such existing structures in the Township of Denville. It is intended as a complement to the applicable building codes, ordinances and regulations that control construction and improvements to real property in the Township, rather than being a replacement of those ordinances. The Township respects the right of property owners to maintain and beautify their own property and it is not the intent of this ordinance to bring hardship upon property owners or that the ordinance be enforced in such a manner as to be punitive for minor infractions of the ordinance. The Township is concerned, however, that properties are maintained to a minimum standard in order to enhance the quality of life in Denville.

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

SECTION 1. Adoption of International Property Maintenance Code by reference. The International Property Maintenance Code, 2012, as published by the International Code Council, Inc. be and is hereby adopted as the Property Maintenance Code of the Township of Denville for the control of buildings and structures as herein provided; and each and all of the regulations, provisions, penalties, conditions and terms of the International Property Maintenance Code, 2012, are hereby referred to, adopted, and made a part hereof, as if fully set out in this section, with the additions, insertions, deletions and changes, if any, prescribed in Section 4.

SECTION 2. Title. The code established and adopted by this ordinance is described and commonly known as the "Property Maintenance Code of the Township of Denville".

SECTION 3. Public Record. In accordance with N.J.S.A. 40:69A-181, copies of said International Property Maintenance Code, 2012, have been placed on file in the Township Clerk's Office and the Construction Official's office upon the introduction of this ordinance and will remain on file in said office for the use and examination by the public.

SECTION 4. Amendments to Code. The International Property Maintenance Code, 2012, is hereby amended and revised in the following respects:

a. § 103, Administration and Enforcement.

1. §103.1, General, is amended to read as follows:

"This ordinance shall be enforced by the Construction Code Official of the Township of Denville hereinafter
referred to as the code official for purposes of this ordinance."

2. §103.2, Appointment, is deleted.

3. §103.5, Fees, is deleted

b. §111.0, Means of Appeals.

1. §111.2 is amended to read as follows:

"Membership of board. The board of appeals shall consist of a minimum of three members, consisting of one member of the Municipal Council, the Mayor or his designee and one member of the public who is not an employee of the Township and is qualified by experience and training to pass on matters pertaining to property maintenance. The code official shall be an ex-officio member but shall have no vote on any matter before the board. The council member and the public member of the board shall be nominated by the Mayor and appointed with the advice and consent of the Municipal Council and shall serve for one year terms."

2. §111.2.1 through 111.2.4 are unchanged

3. §111.2.5 is deleted.

c. §112, Stop Work Order.

§112.4, Failure to Comply, is amended to read as follows:

"Any person who shall continue any work after having been served with a stop work order, except such work as that person is directed to perform to remove a violation or unsafe condition shall be liable to the penalties set forth in §3-1.1 of the Code of the Township of Denville."

d. §202, General Definitions, is amended to delete the definition of "inoperable motor vehicle" and to add the following definition of "vacant":

"VACANT. Being without content and/or occupant."

e. §302, Exterior Property Areas

1. §302.4, Weeds. Eighteen inches (18") is inserted in the third line.

2. §302.8, Motor vehicles, is amended to read "Intentionally deleted."

f. §304, Exterior Structure

1. §304.14, Insect screens. The dates of April 1 to November 15 are inserted in the second and third lines. This section shall not apply to owner-occupied residential dwellings, which shall be added as an exception.
g. §305, Interior Structure. This entire section is amended to exclude owner-occupied residential dwellings.

h. §602, Heating Facilities.
   1. §602.3, Heat supply. The dates of October 15 through April 15 are inserted in the fifth line.
   2. §602.4, Occupiable work spaces. The dates of October 15 through April 15 are inserted in the third line.

SECTION 5. Enforcement and Penalty.

A. The provisions of this article shall be enforceable by the Township Code Official or his designee.

B. Any person who violates or neglects to comply with any provision of this Ordinance, or notice issued pursuant thereto, shall, upon conviction thereof, be subject to the penalties set forth in §3-1.1 of the Code of the Township of Denville.

SECTION 6. All Ordinances of the Township of Denville that are inconsistent with the provisions of this Ordinance are hereby repealed to the extent of such inconsistency.

SECTION 7. If any section, subsection, sentence, clause of phrase of this Ordinance is for any reason held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance.

SECTION 8. The provisions of this ordinance may be renumbered for purposes of codification.

SECTION 9. This Ordinance shall take effect immediately upon final passage, approval and publication as required by law.

ATTEST: 

TOWNSHIP OF DENVILLE
COUNTY OF MORRIS
STATE OF NEW JERSEY

Donna I. Costello, RMC/CMC Municipal Clerk

Thomas W. Andes, Mayor
Township of Denville
RESOLUTION SUPPORTING A PRELIMINARY PREFERRED ALTERNATIVE FOR THE REPLACEMENT OF COUNTY BRIDGE NO. 1400-779 ON OPENAKI ROAD OVER DEN BROOK IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS

WHEREAS, the County Bridge No. 1400-779 spanning the Den Brook, originally constructed in 1903 and modified in 1951 to provide supplemental support, has been determined to be in fair condition and is functionally obsolete and structurally deficient; and

WHEREAS, the office of the Morris County Engineer has determined that the bridge is in need of replacement and, through a federally funded Local Concept Development process administrated by the North Jersey Transportation Planning Authority (NJTPA), has performed an alternatives analysis to identify and evaluate viable and feasible alternatives to rehabilitate and/or replace the bridge; and

WHEREAS, the NJTPA and the New Jersey Department of Transportation (NJDOT) have been project team members with the County of Morris; and

WHEREAS, the project team has held two (2) Public Information Centers to inform the public and receive comments and input for the project; and

WHEREAS, the project team has met with the municipal representatives to inform them and receive comments and input for the project; and

WHEREAS, based on the alternatives analysis and the public and the Township of Denville comments, the project team’s preliminary preferred alternative (PPA), referred to as Concept 3 - Bridge Replacement on an Improved Alignment (Near Existing), is a complete replacement of the bridge on an alignment similar and near to the existing Openaki Road alignment, which provides the least disturbance to existing properties and adjacent cultural (historic) and environmental resources; and

WHEREAS, providing the least disturbance to existing properties and adjacent cultural (historic) and environmental resources is critical to the surrounding property owners and communities; and

WHEREAS, providing the bridge replacement near the existing Openaki Road alignment will serve to provide necessary repairs to the adjacent dam and spillway in conformance with regulatory agency compliance; and

WHEREAS, the Township of Denville is desirous of the NJTPA, the NJDOT and the County of Morris completing the Local Concept Development phase and proceed to the preliminary and final design phase; and
WHEREAS, to qualify to receive funding for the preliminary and final design phase, a resolution of support for the project is desirable from the Township of Denville and included in the Local Concept Development phase project documentation.

NOW THEREFORE, BE IT RESOLVED that the Municipal council of the Township of Denville, County of Morris, State of New Jersey hereby supports the preliminary preferred alternative (PPA), referred to as Concept 3-Bridge Replacement on Improved Alignment (Near Existing), involving complete replacement of the bridge on an alignment similar and near to the existing Openaki Road alignment.

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 AT THEIR 5-21-13 MEETING.

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

SEAL:
RESOLUTION AUTHORIZING REINSTATEMENT 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

Weinmann, Cifraddella, Carolan, Ceyas
Lombardi, Lewandowski, Freberis, Raine
Henduse, Doherty, Bianc

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
5-21-13

Donna I. Costello, RMC/CMC Municipal Clerk
RESOLUTION AUTHORIZING THE REFUND OF MONEY DUE TO THE REDEMPTION OF A TAX SALE CERTIFICATE.

WHEREAS, the Township of Denville held a Tax Lien Sale on 10/17/22 for Delinquent 2011 Calendar Year Sewer, and a Tax Sale Certificate was purchased by US Bank Cust for Pro Capital I LLC on Block 20901 Lot 1C2604; and

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

NOW, THEREFORE, BE IT RESOLVED, by the Municipal Council of the Township of Denville, in the County of Morris and State of New Jersey, that the Tax Collector is hereby authorized and directed to prepare a voucher to refund the amount shown below to the named lien holder; and

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

<table>
<thead>
<tr>
<th>BLOCK / LOT</th>
<th>PURCHASER OF LIEN</th>
<th>REFUND</th>
</tr>
</thead>
<tbody>
<tr>
<td>20901 1C2604</td>
<td>US Bank Cust for Pro Capital I LLC 1000 Haddonfield-Berlin Rd Suite 203 Voorhees, NJ 08043</td>
<td>$368.67</td>
</tr>
</tbody>
</table>

Certificate # 2012-005

Premium Returned $500.00

I, DONNA I. COSTELLO, MUNICIPAL CLERK OF THE TOWNSHIP OF DENVILLE, DO HEREBY CERTIFY THE ABOVE TO BE A TRUE AND EXACT COPY OF RESOLUTION ADOPTED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE AT THEIR MEETING HELD ON ___________5 - 21 - 13__________.

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

RESOLUTION AUTHORIZING A REFUND
OF A BUILDING PERMIT FEE

WHEREAS, the permit payor listed below has paid a permit fee in the amount shown;
and
WHEREAS, the construction permit fee was miscalculated;
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 be made to the following named individual as a result of an overpayment.

<table>
<thead>
<tr>
<th>NAME</th>
<th>PERMIT NUMBER</th>
<th>AMOUNT</th>
<th>REVENUE ACCOUNT</th>
</tr>
</thead>
<tbody>
<tr>
<td>Carol Guttman</td>
<td>#130261</td>
<td>$100</td>
<td>01-192-08-160-001</td>
</tr>
</tbody>
</table>

I, DONNA L. COSTELLO, MUNICIPAL CLERK
OF THE TOWNSHIP OF DENVILLE, DO HEREBY
CERTIFY THE ABOVE TO BE A TRUE AND EXACT
COPY OF RESOLUTION ADOPTED BY THE MUNICIPAL
COUNCIL OF THE TOWNSHIP OF DENVILLE AT
THEIR MEETING HELD ON 5-21-13.

CERTIFICATION DATE

DONNA L. COSTELLO, RMC/CMC
MUNICIPAL CLERK
RESOLUTION AUTHORIZING ADOPTION OF THE TOWNSHIP OF DENVILLE AUDIT REPORT FOR 2012

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2012 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A.40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S.52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C.5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: COMMENTS/RECOMMENDATIONS; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "COMMENTS/RECOMMENDATIONS" as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forth-five days after receipt of the annual audit, pursuant to N.J.A.C.5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and
WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52- to wit:

R.S. 52:27BB-52—“A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office.”

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Denville hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this Resolution and the required affidavit to said Board to show evidence of said compliance.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE


DATED: DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK
RESOLUTION AUTHORIZING ADOPTION OF THE
TOWNSHIP OF DENVILLE AUDIT REPORT FOR 2012

WHEREAS, N.J.S.A. 40A:5-4 requires the governing body of every local unit to have made an annual audit of its books, accounts and financial transactions; and

WHEREAS, the Annual Report of Audit for the year 2012 has been filed by a Registered Municipal Accountant with the Municipal Clerk as per the requirements of N.J.S.A.40A:5-6, and a copy has been received by each member of the governing body; and

WHEREAS, R.S.52:27BB-34 authorizes the Local Finance Board of the State of New Jersey to prescribe reports pertaining to the local fiscal affairs; and

WHEREAS, the Local Finance Board has promulgated N.J.A.C.5:30-6.5, a regulation requiring that the governing body of each municipality shall, by resolution, certify to the Local Finance Board of the State of New Jersey that all members of the governing body have reviewed, as a minimum, the sections of the annual audit entitled: COMMENTS/RECOMMENDATIONS; and

WHEREAS, the members of the governing body have personally reviewed, as a minimum, the Annual Report of Audit, and specifically the sections of the Annual Audit entitled "COMMENTS/RECOMMENDATIONS" as evidenced by the group affidavit form of the governing body attached hereto; and

WHEREAS, such resolution of certification shall be adopted by the governing body no later than forty-five days after receipt of the annual audit, pursuant to N.J.A.C.5:30-6.5; and

WHEREAS, all members of the governing body have received and have familiarized themselves with, at least, the minimum requirements of the Local Finance Board of the State of New Jersey, as stated aforesaid and have subscribed to the affidavit, as provided by the Local Finance Board; and
WHEREAS, failure to comply with the regulations of the Local Finance Board of the State of New Jersey may subject the members of the local governing body to the penalty provisions of R.S. 52:27BB-52, to wit:

R.S. 52:27BB-52 – "A local officer or member of a local governing body who, after a date fixed for compliance, fails or refuses to obey an order of the Director of Local Government Services, under the provisions of this Article, shall be guilty of a misdemeanor and, upon conviction, may be fined not more than one thousand dollars ($1,000.00) or imprisoned for not more than one year, or both, in addition shall forfeit his office."

NOW, THEREFORE, BE IT RESOLVED that the Municipal Council of the Township of Denville hereby states that it has complied with N.J.A.C. 5:30-6.5 and does hereby submit a certified copy of this Resolution and the required affidavit to said Board to show evidence of said compliance.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE


DATED: DONNA I. COSTELLO, RMC/CMC MUNICIPAL CLERK
RESOLUTION AUTHORIZING THE AWARD OF A
PROFESSIONAL SERVICES CONTRACT TO
APPRAISAL CONSULTANTS CORPORATION

WHEREAS, the Township of Denville has a need to acquire professional appraisal services for calendar year 2013; and

WHEREAS, the business administrator has determined and certified in writing that the value of the services to be provided by Appraisal Consultants Corporation for 2013 will exceed $17,500; and

WHEREAS, the anticipated term of this contract is 1 year; and

WHEREAS, Appraisal Consultants Corporation has completed and submitted a Business Entity Disclosure Certification which certifies that they have not made any reportable contributions to a political or candidate committee of the Municipal Council in the Township of Denville in the previous one year, and that the contract will prohibit them from making any reportable contributions through the term of the contract; and

WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose; and

WHEREAS, the Township wishes to retain Appraisal Consultants Corporation; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for "professional services" without competitive bids and the contract itself must be available for public inspection.

NOW THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville, County of Morris, State of New Jersey, as follows:
1. The Municipal Council hereby authorizes execution by the Mayor and Township Clerk of a professional services agreement with Appraisal Consultants Corporation for calendar year 2013 in an amount not to exceed $23,000.

2. This contract is awarded without competitive bidding as a “professional service” in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because said services are exempt from the provisions of the bidding statutes in that they are services rendered or performed by a person authorized by law to practice a recognized profession and are services which require knowledge of an advanced type in a field of learning acquired by a prolonged course of specialized instruction as distinguished from general academic instruction or apprenticeship and training.

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

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

I hereby certify the foregoing to be a true copy of a resolution adopted by the Municipal Council of the Township of Denville, at its meeting held May 21, 2013

Donna I. Costello, Clerk
Township of Denville
RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT TO ASSOCIATED APPRAISAL GROUP

WHEREAS, the Township of Denville has a need to acquire professional appraisal services for calendar year 2013; and
WHEREAS, the Business Administrator has determined and certified in writing that the value of the services to be provided by Associated Appraisal Group will not exceed $10,000; and
WHEREAS, the anticipated term of this contract is one (1) year; and
WHEREAS, the Chief Financial Officer has certified that funds are available for this purpose; and
WHEREAS, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that the Resolution authorizing the award of contracts for "professional services" without competitive bids and the contract itself must be available for public inspection.

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

1. The Municipal Council of the Township of Denville hereby authorizes execution by the Mayor and Municipal Clerk of a professional services agreement with ASSOCIATED APPRAISAL GROUP for calendar year 2013 in an amount not to exceed $10,000.00.

2. This contract is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because said services are exempt from the provisions of the bidding statutes in that they are services rendered or performed by a person authorized by law to practice a recognized profession and are services which require knowledge of an advanced type in a field of learning acquired by a prolonged course of specialized instruction as distinguished from general academic instruction of apprenticeship and training.

3. A Notice of this action shall be printed once in the Citizen as required by law.
RESOLUTION

WHEREAS, the Township of Denville and American Contractors Indemnity Company have negotiated a settlement in the matter of Township of Denville vs. DCM Contracting, LLC and American Contractors Indemnity Company, U.S. District Court for the District of New Jersey, Civil Action No. 12-7840 (ES); and

WHEREAS, DCM Contracting LLC could not be a party to the suit due to a bankruptcy stay; and

WHEREAS, the Township desires to settle the matter with American Contractors Indemnity Company.

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

1. The Mayor, Municipal Clerk and Township Attorney are hereby authorized to execute a Stipulation of Settlement between the Township of Denville and American Contractors Indemnity Company in the matter of Township of Denville vs. DCM Contracting, LLC and American Contractors Indemnity Company, U.S. District Court for the District of New Jersey, Civil Action No. 12-7840 (ES) and any other documents which may be required in connection with the settlement.

2. A copy of the Stipulation of Settlement is available for inspection by the public in the office of the Municipal Clerk.

3. This Resolution shall take effect immediately.