TOWNSHIP OF DENVILLE
MUNICIPAL COUNCIL
REGULAR MEETING
July 17, 2018

The Meeting was called to order at 7:30 P.M. by Council President Gabel. The Salute to the Flag was recited, followed by an Invocation by Councilwoman Witte. Municipal Clerk Kathryn Bowditch-Leon read the Notice of Compliance with the Open Public Meetings Act and noted that this is a non-smoking facility. Clerk Bowditch-Leon requested that all electronics be silenced at this time.

ROLL CALL:
Present: Murphy, Buie, Witte, Bergen, Lyden, Borowiec, President Gabel
Absent: None

ALSO IN ATTENDANCE:
Thomas Andes, Mayor; Steven Ward, Administrator; John Jansen, Township Attorney

PRESENTATIONS/CEREMONIAL MATTERS:
Denville Township Trails Master Plan
Councilwoman Lyden introduced Frank Pinto and Ben Spinelli from Greener By Design, LLC, who were responsible for creating the Township’s Trails Master Plan (‘Plan’). She explained that this project started two years ago, but that the Paths and Trails Committee has been working on it for many years.

Mr. Pinto stated that the Plan proposes 23 segments of trails, which would add a total of 18 additional miles to the Township’s already existing trails. He stated that 73 tax lots would be touched by the proposed trails, with 41 lots being publicly owned and 32 lots being privately owned and requiring easements to allow for a trail.

Mr. Pinto and Mr. Spinelli then reviewed their PowerPoint presentation, which is attached to the end of these minutes. Mr. Spinelli stated that they had a lot of public involvement when developing this Plan. He explained that because of the highways, Denville may be seen as three separate sections with a number of destination areas throughout. He explained that they tried to connect as many of those areas as possible using the proposed trail system. Mr. Spinelli advised that this Plan is a work in progress, which likely would be accomplished over many years, but stated his belief that it would ultimately be an asset to the community. Mr. Pinto explained how some trails could quickly be realized. He stated that Greener By Design would provide cost estimates for each segment of proposed trails so that the Township would be better able to apply for grant funding.

Council President Gabel asked on average how long it would take to complete the trail system, to which Mr. Spinelli stated that would depend on the Township’s priorities and its ability to get the funding, easements, etc.

Mrs. Lyden explained that the next step would be for the Paths and Trails Committee to determine where to start, then discuss funding and grant applications with the Mayor and Administration.

LIAISON REPORTS:
Councilman Borowiec reported that, at the Denville TV meeting, they watched videos of Peggy Gray talking about Muriel Hepner. He then stated that Denville TV will be working with the American Legion to assist with publicizing the Veteran’s Park improvement project, as well as interviewing veterans from around town. He announced that Denville Blue Angels Football will host a golf outing which will benefit the Vamp Up Vets Field Project. He then reported that the Library Board is looking forward to seeing if the leaky roof was successfully fixed. He stated that he was very impressed with the Denville Library and all that they provide for the community.

Councilwoman Lyden stated that the Trails Master Plan has been presented.
ADMINISTRATOR'S REPORT:
Administrator Ward reported that notice was sent to the Council about the closing of the Openaki Road bridge for a couple of days on or about August 8th to make some necessary repairs prior to the replacement of the bridge. He stated that public notice will be provided by Morris County and the Denville Police Department. Mr. Ward then stated that the tax rate was received today and that tax bills will be sent out by Friday or next Monday. Mr. Ward explained that approximately $8,000-$10,000 of the tree removal budget can be utilized to remove some of the larger snags in the river this year and he will be meeting with DPW tomorrow to discuss this issue. He then explained that with regard to the Morris County School of Technology security gates, an application has to be made to the Planning Board.

Councilman Bergen reported that since their meeting with NJ Transit representatives in June, some improvements have been made, including the removal of concrete blocks and graffiti and the ability to access the emergency access road to Estling Lake Road. He stated that yesterday it was discovered that the gate was once again locked by NJ Transit. He advised that an email had been sent to NJ Transit informing them of the outstanding issues, including the locking of the emergency access road.
Councilman Buie asked if replacement of the Openaki Road bridge will include work on the dam, to which Mr. Ward explained that it would.

CORRESPONDENCE:
President Gabel read the thank you note from the American Cancer Society relative to the Relay for Life. All other correspondence has been copied and distributed to Council.

OPEN PUBLIC PORTION
Robert Belz (7 Memory Lane) voiced his complaints about noise from the servicing of garbage dumpsters behind commercial buildings, especially the times the garbage is being picked up. He stated that this has been a problem for many years and he provided history for the Council. Mr. Belz then explained that there are many commercial dumpsters along the Route 53 corridor from the Parsippany border to Indian Road. Mr. Belz explained that he drafted a petition, which was signed by 81 residents, requesting the Township Council consider passing an ordinance to prohibit the pick-up of garbage and recyclables from dumpsters from 9:00 PM to 7:00 AM and that this ordinance be enforceable by the Denville Police Department. He then read the petition into the record and submitted it to Council President Gabel. He added that the garbage haulers should be the ones who receive the fine, not the property owners.
Councilman Murphy stated that once he was made aware of the issue by Mr. Belz, he brought it to the attention of the Mayor and Administration.
Mayor Andes agreed that it was offensive that they come so early. He explained that Attorney Jansen is currently working on an ordinance and asked if it would be able to be introduced at the August meeting. He stated that the ordinance must be enforceable by the Police but would have to reflect the same conditions as are imposed on the Township's garbage hauler, who is allowed to start picking up garbage at 6:00 AM.
Thomas Kaufman (120 Highland Trail) agreed with Mr. Belz and confirmed that he has the same issues with the garbage pick-up at the Acme.
Cagla Yildirim (1 Memory Lane) also agreed with Mr. Belz and asked the Council for its consideration.

CLOSED PUBLIC PORTION

MATTERS OF OLD AND/OR NEW BUSINESS:
NONE

ORDINANCES FOR PUBLIC HEARING - ADOPTION
Ordinance No. 17-18:
BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris and State of New Jersey Naming the Pedestrian Bridge at Muriel Hepner Park the “Peggy Gray Bridge”

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

MOTION TO READ BY TITLE:
MOVED BY MEMBER BUIE, SECONDED BY MEMBER LYDEN
AYES: BUIE, LYDEN, MURPHY, WITTE, BERGEN, BOROWIEC, PRESIDENT GABEL
NAYS: NONE

OPEN PUBLIC HEARING
No one wished to be heard.
CLOSED PUBLIC HEARING
BE IT RESOLVED that an Ordinance entitled:
Township Council  
07-17-2018  

An Ordinance of the Township of Denville, County of Morris and State of New Jersey Naming the Pedestrian Bridge at Muriel Hepner Park the “Peggy Gray Bridge”

Be passed on Final Reading and that a Notice of Final Passage be published in the 07/25/2018 edition of The Citizen newspaper.

MOTION TO ADOPT:  
MOVED BY MEMBER BUIE, SECONDED BY MEMBER LYDEN  
AYES: BUIE, LYDEN, MURPHY, WITTE, BERGEN, BOROWIEC, PRESIDENT GABEL  
NAYS: NONE  

Ordinance No. 18-18:  
BE IT RESOLVED that an Ordinance entitled:  

An Ordinance of the Township of Denville, County of Morris, and State of New Jersey, to Amend Chapter 7, Traffic, to Update Regulations for Certain Locations  

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

MOTION TO READ BY TITLE:  
MOVED BY MEMBER WITTE, SECONDED BY MEMBER LYDEN  
AYES: WITTE, LYDEN, MURPHY, BUIE, BERGEN, BOROWIEC, PRESIDENT GABEL  
NAYS: NONE  

OPEN PUBLIC HEARING  
No one wished to be heard.  
CLOSED PUBLIC HEARING  

BE IT RESOLVED that an Ordinance entitled:  

An Ordinance of the Township of Denville, County of Morris, and State of New Jersey, to Amend Chapter 7, Traffic, to Update Regulations for Certain Locations  

Be passed on Final Reading and that a Notice of Final Passage be published in the 07/25/2018 edition of The Citizen newspaper.

MOTION TO ADOPT:  
MOVED BY MEMBER WITTE, SECONDED BY MEMBER LYDEN  
AYES: WITTE, LYDEN, MURPHY, BUIE, BERGEN, BOROWIEC, PRESIDENT GABEL  
NAYS: NONE  

Ordinance No. 19-18:  
BE IT RESOLVED that an Ordinance entitled:  

An Ordinance of the Township of Denville, County of Morris and State of New Jersey Abandoning Any Rights or Legal Interests of the Township of Denville With Respect to Certain Landings at Indian Lake  

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

MOTION TO READ BY TITLE:  
MOVED BY MEMBER BOROWIEC, SECONDED BY MEMBER BUIE  
AYES: BOROWIEC, BUIE, MURPHY, PRESIDENT GABEL  
NAYS: NONE
BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 09-04-2018 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.
Township Council
07-17-2018

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

MOTION TO PASS ON FIRST READING:
MOVED BY MEMBER BERGEN, SECONDED BY MEMBER MURPHY
AYES: BERGEN, MURPHY, BUIE, WITTE, LYDEN, BOROWIEC, PRESIDENT GABEL
NAYS: NONE

Ordinance No. 21-18:
BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris, and State of New Jersey to Amend Chapter 19, Land Use, to Establish Requirements for Shingle Signs in the Business Improvement District

Be Introduced and Read by Title on First Reading:
MOTION TO READ BY TITLE:
MOVED BY MEMBER MURPHY, SECONDED BY MEMBER WITTE
Discussion: Councilman Murphy relayed that the BID thanks the Council for their support of this ordinance.
AYES: MURPHY, WITTE, BUIE, BERGEN, LYDEN, BOROWIEC, PRESIDENT GABEL
NAYS: NONE

BE IT RESOLVED that an Ordinance entitled

An Ordinance of the Township of Denville, County of Morris, and State of New Jersey to Amend Chapter 19, Land Use, to Establish Requirements for Shingle Signs in the Business Improvement District

Be Passed on First Reading

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 09-04-2018 at 7:30 p.m. in the evening, prevailing time, at the municipal building in said Township of Denville at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

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

MOTION TO PASS ON FIRST READING:
MOVED BY MEMBER BUIE, SECONDED BY MEMBER MURPHY
AYES: BUIE, MURPHY, WITTE, BERGEN, LYDEN, BOROWIEC, PRESIDENT GABEL
NAYS: NONE

ITEMS FOR DISCUSSION AND/OR ACTION:
NONE

CONSENT AGENDA:
R-18-150: Resolution Authorizing Refund of Recreation Department Fees
R-18-152: Resolution Supporting the New Jersey Department of Transportation Designation of Bus Stops Along Route NJ 53 in the Township of Denville, County of Morris
R-18-153: Resolution Authorizing Refund of Parking Permit Fee
Township Council  
07-17-2018

R-18-154: Resolution Authorizing Reinstatement of the Original Sewer Assessment Installment Plan for Certain Properties in the Township of Denville

President Gabel asked if anyone from the public or from the Council would like to have any resolutions removed from the Consent Agenda. No one responded.

MOTION TO APPROVE THE CONSENT AGENDA:

MOVED BY MEMBER WITTE, SECONDED BY MEMBER LYDEN

AYES: WITTE, LYDEN, MURPHY, BUIE, BERGEN, BOROWIEC, PRESIDENT GABEL

NAYS:  NONE

NON-CONSENT AGENDA:

R-18-155: Resolution Authorizing Second Extension to Contract with Pipeline Utility & Contracting II, LLC for General Contracting Services

MOTION TO APPROVE R-18-155:

MOVED BY MEMBER LYDEN, SECONDED BY MEMBER BERGEN

AYES: LYDEN, BERGEN, MURPHY, BUIE, WITTE, BOROWIEC, PRESIDENT GABEL

NAYS:  NONE

R-18-156: Resolution Authorizing Construction Phase Engineering Services in Connection with the First Avenue Streetscape Project

MOTION TO APPROVE R-18-156:

MOVED BY MEMBER MURPHY, SECONDED BY MEMBER WITTE

AYES: MURPHY, WITTE, BUIE, LYDEN, BERGEN, BOROWIEC, PRESIDENT GABEL

NAYS:  NONE

R-18-157: Resolution of the Township of Denville, County of Morris and State of New Jersey Disclaiming Any Interest in a Portion of Block 61401, Lots 551, 552, 553, 555, 556, 557, 558 and 559 Commonly Located in the Vicinity of Florence Avenue, Denville NJ

MOTION TO APPROVE R-18-157:

MOVED BY MEMBER LYDEN, SECONDED BY MEMBER WITTE

AYES: LYDEN, WITTE, MURPHY, BUIE, BERGEN, BOROWIEC, PRESIDENT GABEL

NAYS:  NONE

MINUTES FOR ADOPTION:

June 12, 2018  June 19, 2018

MOVED BY MEMBER WITTE, SECONDED BY MEMBER MURPHY

AYES: WITTE, MURPHY, BUIE, BERGEN (Abstain for 6/12/2018), LYDEN (Abstain for 6/12/2018), BOROWIEC (Abstain for 6/19/2018), PRESIDENT GABEL

NAYS:  NONE

MOTION TO ADJOURN:

MOVED BY MEMBER WITTE, SECONDED BY MEMBER BUIE

AYES:  UNANIMOUS

The Meeting adjourned at 8:50 P.M.

Kathryn Bowditch-Leon, RMC  
Municipal Clerk

pg. 7
Report Summary

- Executive Summary
- Introduction
- Landscape of Denville Township
- Existing Trails and Recreational Facilities
- Way Finding, Signage & Trail Marking
- Trail Maintenance & Management
- Partners
- Action Program – Implementation Strategy
- Maps & Appendix
Goals & Objectives

- Respect for the New Jersey Highlands natural resources
- Managing trail uses that enhance the benefits to Denville residents of today and the future
- Accomplishing the goals of this plan using an economically efficient methodology
- Reinforcing the lasting value of the trails system to the Township
- Protecting this resource for future generations to enjoy
Existing Trail System

Key
Green trail = 1.5 miles
Blue trail = 3 miles
Red trail = 5 miles

Denville Walking Trails
Online Survey

Denville Trails Survey

1. Do you visit the Denville Township trails system?
   - Yes
   - No

2. How often do you use the Denville Trails?
   - Daily
   - Weekly
   - Monthly
   - Occasionally

3. Which of the following describes your use:
   - Hiking
   - Casual Walking
   - Running
   - Biking/Mountain Biking
   - Family Outings
   - Other
Public Survey Results

4. How would you describe the condition of the Denville Trails?

251 responses

- Excellent: 37.1%
- Good: 52.2%
- Fair: 7.6%
- Poor: 3.1%
Public Survey Results

5. Which of the following additions to the Trails system would you recommend?

250 responses

- More miles of trails: 182 (70%)
- More opportunities for loop hikes: 146 (56.2%)
- Better trail marking: 142 (56.8%)
- Better trail surfaces: 73 (28.1%)
- More multi-use trails: 96 (38.9%)
- More hiking-only trails: 42 (16.8%)
- ADA Accessibility: 9 (3.5%)
- Horseback: 7 (2.7%)
Survey Results Summarized:

- More multi-use trails: ATVs, bikes, strollers, horses
- Connect trails to local businesses, neighborhoods & neighboring towns
- Better maps, trail markings, and online resources
- Maintain trail surfaces better
- More opportunities for looped hikes
- More miles of trails
- Publicize the trail network
<table>
<thead>
<tr>
<th>#</th>
<th>Location</th>
<th>What is Proposed?</th>
<th>Discussion</th>
<th>Priority</th>
<th>Year</th>
<th>Time Frame</th>
<th>Length</th>
</tr>
</thead>
<tbody>
<tr>
<td>#1</td>
<td>Warren Trail to Morris Knolls HS</td>
<td>Natural</td>
<td>All publicly owned lands with existing unofficial trail. Simple and important connector.</td>
<td>A</td>
<td>2018</td>
<td>0 - 3 Years</td>
<td>2,265</td>
</tr>
<tr>
<td>#2</td>
<td>Mountain Rd to Morris Knolls HS</td>
<td>Natural</td>
<td>The adventurous path for the hiker that follows ridge line west of Franklin Road. Construct after Segment #1 is completed.</td>
<td>C</td>
<td>2018</td>
<td>0 - 3 Years</td>
<td>3,586</td>
</tr>
<tr>
<td>#3</td>
<td>Mackenzie Ln to Morris Knolls HS</td>
<td>Natural</td>
<td>All publicly owned lands with existing parking lot. This can serve as trailhead for links to the north and south.</td>
<td>B</td>
<td>2019</td>
<td>0 - 3 Years</td>
<td>2,546</td>
</tr>
<tr>
<td>#4</td>
<td>Franklin Rd to Knuth Farm</td>
<td>Natural</td>
<td>An important connector enabling the High School to connect with Knuth Farm.</td>
<td>A</td>
<td>2022</td>
<td>3 - 5 Years</td>
<td>5,978</td>
</tr>
<tr>
<td>#5</td>
<td>Knuth Farm Loop Trail</td>
<td>Cinders/Crushed stone and Natural by Historic Structures</td>
<td>A loop trail that will open the Knuth Farm parkland to more people to enjoy. No material should be installed through the historic building complex in the northeast. Only signage to direct trail users through the building complex.</td>
<td>A</td>
<td>2020</td>
<td>3 - 5 Years</td>
<td>6,139</td>
</tr>
<tr>
<td>#6</td>
<td>Den Brook Park Loop Trail</td>
<td>Natural</td>
<td>From a new trail head in the north at Mount Pleasant Tunkhannock extending through Den Brook Park. Trail connectors through existing rights-of-ways this can be a complete loop trail using residential roadways.</td>
<td>A</td>
<td>2018</td>
<td>0 - 3 Years</td>
<td>10,482</td>
</tr>
<tr>
<td>#7</td>
<td>Shoppes @ Union Hill to Veterans Park</td>
<td>Natural</td>
<td>This segment will connect the Route 10 area with Veterans Park and southern portion of Denville Twp. The trail will traverse a steep ridge and will primarily follow the power line right of way.</td>
<td>B</td>
<td>2021</td>
<td>3 - 5 Years</td>
<td>6,048</td>
</tr>
<tr>
<td>#8</td>
<td>Veterans Park to Randolph Trail System</td>
<td>Natural</td>
<td>This would be an excellent trail segment to seek, as it will make for a connection to the extensive Randolph trails system. Many private properties need to cooperate to make this a reality.</td>
<td>B</td>
<td>2029</td>
<td>10 - 15 Years</td>
<td>6,882</td>
</tr>
<tr>
<td>#9</td>
<td>Lake Estling to Vista Way</td>
<td>Natural</td>
<td>A long linear trail on eastern boundary of Lake Estling property to connect to Vista Way. This would enable a connection to the NJ Transit station, an important destination.</td>
<td>A</td>
<td>2026</td>
<td>5 - 10 Years</td>
<td>5,897</td>
</tr>
<tr>
<td>#10</td>
<td>Magnolia Ave to Vista Way</td>
<td>Natural</td>
<td>A short wooded stretch making an important connection with the Magnolia Avenue neighborhood. This would enable pedestrian access to the NJ Transit station. Similar segment as #10 that will enable the neighborhood to gain access to the town center and NJ Transit station.</td>
<td>A</td>
<td>2025</td>
<td>5 - 10 Years</td>
<td>1,406</td>
</tr>
<tr>
<td>#11</td>
<td>Birch Run to Thurmont Rd</td>
<td>Natural</td>
<td>The segment will connect the sidewalk network in the town center with the Gardner Field and municipal complex.</td>
<td>A</td>
<td>2024</td>
<td>5 - 10 Years</td>
<td>1,401</td>
</tr>
<tr>
<td>#12</td>
<td>Municipal Complex to Pocono Rd</td>
<td>Street surface</td>
<td>As the area floods, natural material should be used.</td>
<td>B</td>
<td>2019</td>
<td>0 - 3 Years</td>
<td>5,453</td>
</tr>
<tr>
<td>#13</td>
<td>Hospital Loop Trail</td>
<td>Natural and Sidewalks</td>
<td>As the area floods, natural material should be used.</td>
<td>B</td>
<td>2027</td>
<td>5 - 10 Years</td>
<td>8,553</td>
</tr>
<tr>
<td>#14</td>
<td>Town Center to Cooks Pond Sr Housing</td>
<td>Sidewalks</td>
<td>An important connector enabling seniors and all public to connect to the town center.</td>
<td>A</td>
<td>2019</td>
<td>0 - 3 Years</td>
<td>9,756</td>
</tr>
<tr>
<td>#</td>
<td>Project Name</td>
<td>Surface Type</td>
<td>Description</td>
<td>Grade</td>
<td>Duration</td>
<td>Distance</td>
<td></td>
</tr>
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<td></td>
</tr>
<tr>
<td>13</td>
<td>Hospital Loop Trail</td>
<td>Natural and Sidewalks</td>
<td>As the area floods, natural material should be used.</td>
<td>B</td>
<td>2027</td>
<td>5 - 10 Years</td>
<td>8,553</td>
</tr>
<tr>
<td>14</td>
<td>Town Center to Cooks Pond Sr Housing</td>
<td>Sidewalks</td>
<td>An important connector enabling seniors and all public to connect to the town center.</td>
<td>A</td>
<td>2019</td>
<td>0 - 3 Years</td>
<td>9,795</td>
</tr>
<tr>
<td>15</td>
<td>Morris Catholic HS to Curtis Property</td>
<td>Natural</td>
<td>This would create a connection to Morris Catholic HS and extend northward through publicly owned lands. If private landowner easements are obtained this segment could extend all the way to Jonathan's Woods.</td>
<td>B</td>
<td>2028</td>
<td>10 - 15 Years</td>
<td>5,039</td>
</tr>
<tr>
<td>16</td>
<td>Jemsel / Woodmont Park Loop</td>
<td>Natural</td>
<td>The park has unofficial trails. This would serve as a nice neighborhood loop trail utilizing public roadways. With Segment #1, this would increase the neighborhoods having pedestrian access to Morris Knolls HS.</td>
<td>A</td>
<td>2019</td>
<td>0 - 3 Years</td>
<td>2,598</td>
</tr>
<tr>
<td>17</td>
<td>Birch Run to Evergreen Rd</td>
<td>Natural</td>
<td>This segment will connect two neighborhoods that are separated by a steep slope. This will also enable an additional connection to the town center once other segments are completed.</td>
<td>B</td>
<td>2029</td>
<td>10 - 15 Years</td>
<td>1,961</td>
</tr>
<tr>
<td>18</td>
<td>Thurmont Rd to Segment 17</td>
<td>Natural</td>
<td>Another important trail to connect to the town center. Construct after Segment #17 is completed.</td>
<td>B</td>
<td>2027</td>
<td>5 - 10 Years</td>
<td>1,065</td>
</tr>
<tr>
<td>19</td>
<td>Ford Road to Liu Property</td>
<td>Natural</td>
<td>An existing parking area for the ballfield makes this a natural trail head for the existing unofficial trail. Adding more formality to this trail &amp; creating a structure to cross the stream will create a connection to Segment #15.</td>
<td>B</td>
<td>2023</td>
<td>3 - 5 Years</td>
<td>1,621</td>
</tr>
<tr>
<td>20</td>
<td>Cooks Pond Sr Housing to Bush Rd</td>
<td>Paved</td>
<td>This short segment will connect Diamond Spring Road to Bush Road.</td>
<td>B</td>
<td>2020</td>
<td>0 - 3 Years</td>
<td>277</td>
</tr>
<tr>
<td>21</td>
<td>Towpath Rd to Diamond Spring Rd</td>
<td>Paved</td>
<td>This would connect neighborhoods to the town center that currently lack pedestrian access. A long-term goal that likely should follow other major segments of the system being constructed.</td>
<td>C</td>
<td>2030</td>
<td>10 - 15 Years</td>
<td>2,156</td>
</tr>
<tr>
<td>22</td>
<td>Morris Canal</td>
<td>Cinders/Crushed stone</td>
<td>Most of the properties this segment traverses are owned by Denville or Morris County, until Cedar Lake Road.</td>
<td>B</td>
<td>2030</td>
<td>10 - 15 Years</td>
<td>6,883</td>
</tr>
<tr>
<td>23</td>
<td>Route 10 Underpass at Hill Rd</td>
<td>Natural</td>
<td>The Den Brook flows constantly under the Rt 10 bridge. However, stepping stones can be installed as adequate head room is available. This will create a grade separated crossing of Route 10.</td>
<td>B</td>
<td>2025</td>
<td>5 - 10 Years</td>
<td>3,088</td>
</tr>
</tbody>
</table>

**Feet:** 99,090

**Miles:** 18.77
Key Trail Segments: 4, 9, 10, 11
Key Trail Segments: 6, 7, 8
Main Routes: Red, Blue & Gold
## Excel Planning Tool: New Segment Cost Calculator

<table>
<thead>
<tr>
<th>Components</th>
<th>Unit</th>
<th>2017 Unit Cost</th>
<th>Qty. 1</th>
<th>2018 Qty. 1</th>
<th>2018 Qty. 2</th>
</tr>
</thead>
<tbody>
<tr>
<td>Pre-construction Design/Engineering</td>
<td>Linear Foot</td>
<td>$15</td>
<td>2,265</td>
<td>$33,975</td>
<td>3,586</td>
</tr>
<tr>
<td>Natural Surface or Existing Sidewalks - 3'- 4' wide</td>
<td>Linear Foot</td>
<td>$1</td>
<td>2,265</td>
<td>$2,265</td>
<td>3,586</td>
</tr>
<tr>
<td>6” Dense Grade Aggregate / Asphalt sub-base</td>
<td>Linear Foot</td>
<td>$12</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>2” Asphalt - Eight foot width</td>
<td>Linear Foot</td>
<td>$10</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Asphalt Trails- Erosion Cntrl/Clearing &amp; Rstortion/Eqmt</td>
<td>Linear Foot</td>
<td>$16</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Trail Head Parking Area</td>
<td>Car Space</td>
<td>$1,800</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Trail Head Parking Space (Accessible)</td>
<td>Car Space</td>
<td>$5,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Trail Head Parking Lot Entrance Gate - coated steel</td>
<td>Each</td>
<td>$2,500</td>
<td>1</td>
<td>$2,500</td>
<td>-</td>
</tr>
<tr>
<td>Trail Head Kiosk (in-house)</td>
<td>Each</td>
<td>$1,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Trail Head Kiosk (purchase)</td>
<td>Each</td>
<td>$1,500</td>
<td>2</td>
<td>$3,000</td>
<td>1</td>
</tr>
<tr>
<td>Trail Head / Access Control Gate</td>
<td>Each</td>
<td>$3,500</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Trail Head Sign</td>
<td>Each</td>
<td>$25</td>
<td>2</td>
<td>$50</td>
<td>1</td>
</tr>
<tr>
<td>Trail Head Split Rail Fencing</td>
<td>Each</td>
<td>$50,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Road Crossing Infrastructure</td>
<td>Each</td>
<td>$32,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Stream Crossing Small or no Structure (boardwall)</td>
<td>Each</td>
<td>$12,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Stream Crossing Wood Bridge</td>
<td>Each</td>
<td>$25,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Stream Crossing Steel Permitted Bridge</td>
<td>Each</td>
<td>$50,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Stream Crossing DEP Permitting Costs</td>
<td>Each</td>
<td>$30,000</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td>Private Landowner Public Access Easement</td>
<td>Sq Ft</td>
<td>$0.24</td>
<td>-</td>
<td>-</td>
<td>-</td>
</tr>
<tr>
<td><strong>Total Trail Construction Cost w/o Land Acquisition</strong></td>
<td></td>
<td></td>
<td>$46,790</td>
<td></td>
<td>$61,401</td>
</tr>
</tbody>
</table>
# Total Trail System Annual Budget: Annual and Long-Term Maintenance

## Annual Maintenance

<table>
<thead>
<tr>
<th>Service</th>
<th>Unit</th>
<th>Cost</th>
<th>Units</th>
<th>Added</th>
<th>2018</th>
</tr>
</thead>
<tbody>
<tr>
<td>Inspection/Reporting</td>
<td>Per Mile</td>
<td>$2,000</td>
<td>0.3</td>
<td>680</td>
<td>$</td>
</tr>
<tr>
<td>Brush / Leaf Removal, debris pickup</td>
<td>Per Mile</td>
<td>$4,000</td>
<td>0.3</td>
<td>1,360</td>
<td>$</td>
</tr>
<tr>
<td>Mowing meadows &amp; grass edges</td>
<td>Per Mile</td>
<td>$</td>
<td>0.3</td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>Sign Replacement</td>
<td>Each</td>
<td>$25</td>
<td></td>
<td></td>
<td>$</td>
</tr>
<tr>
<td>Kiosk repair/replacement</td>
<td>Each</td>
<td>$1,500</td>
<td></td>
<td>0</td>
<td>$</td>
</tr>
<tr>
<td>Trailhead repair/replacement</td>
<td>Each</td>
<td>$2,000</td>
<td></td>
<td>0</td>
<td>$</td>
</tr>
<tr>
<td>Tree Removal</td>
<td>Each</td>
<td>$2,500</td>
<td></td>
<td>0</td>
<td>$</td>
</tr>
</tbody>
</table>

## Long-Term Maintenance

<table>
<thead>
<tr>
<th>Service</th>
<th>Unit</th>
<th>Cost</th>
</tr>
</thead>
<tbody>
<tr>
<td>Repaving entire sections</td>
<td>Per Mile</td>
<td>$50,000</td>
</tr>
<tr>
<td>Gravel/QP patching</td>
<td>Each</td>
<td>$2,000</td>
</tr>
<tr>
<td>Erosion control measures</td>
<td>Each</td>
<td>$9,500</td>
</tr>
<tr>
<td>Bridge Repairs</td>
<td>Each</td>
<td>$5,000</td>
</tr>
<tr>
<td>Bridge Replacements</td>
<td>Each</td>
<td>$50,000</td>
</tr>
</tbody>
</table>

## Proposed Trail Segments

- $307,158

## Potential Trail Construction Grant Offset

- $(245,722)

## Total

- $63,470
## Total Trail System Annual Budget

<table>
<thead>
<tr>
<th></th>
<th>2018</th>
<th>2019</th>
<th>2020</th>
<th>2021</th>
<th>2022</th>
</tr>
</thead>
<tbody>
<tr>
<td><strong>Total Trail System Annual Budget</strong></td>
<td>$347,153</td>
<td>$207,523</td>
<td>$303,859</td>
<td>$272,667</td>
<td>$128,745</td>
</tr>
<tr>
<td><strong>Proposed Trail Segments</strong></td>
<td>$245,722</td>
<td>$166,018</td>
<td>$226,287</td>
<td>$135,338</td>
<td>$175,546</td>
</tr>
<tr>
<td><strong>Potential Trail Construction Grant Offset</strong></td>
<td>$62,470</td>
<td>$79,138</td>
<td>$109,153</td>
<td>$107,768</td>
<td>$175,546</td>
</tr>
<tr>
<td><strong>Total</strong></td>
<td>$317,625</td>
<td>$283,641</td>
<td>$412,197</td>
<td>$380,445</td>
<td>$204,291</td>
</tr>
<tr>
<td><strong>2003</strong></td>
<td>$84,961</td>
<td>$53,114</td>
<td>$122,022</td>
<td>$172,107</td>
<td>$235,918</td>
</tr>
<tr>
<td><strong>2004</strong></td>
<td>$67,969</td>
<td>$79,923</td>
<td>$81,302</td>
<td>$135,075</td>
<td>$313,149</td>
</tr>
<tr>
<td><strong>2005</strong></td>
<td>$113,972</td>
<td>$143,149</td>
<td>$143,572</td>
<td>$178,745</td>
<td>$280,195</td>
</tr>
</tbody>
</table>
Thank you!
Thank you!

Denville Trail System

Trailhead

Open Year Round - Dawn to Dusk
Council Liaison Report – 7/17/2018

Historical Society

Held numerous meetings to discuss outstanding items and needs for the HS. Currently working with Administration and Township Buildings and Grounds to remedy items at Historical Society Museum and 1860 Schoolhouse. Lighting, cooling, floor refinishing, painting, etc...

Denville Fire Department

Successful Carnival: Thank 50/50 sellers, raised?

DFD is looking to partner with PPC, BSA to establish Morris County’s first Fire Dept Explorer Post. This will enable young men and women the opportunity to learn and experience what make us a fire department. This may also lead to opportunities for recruitment for DFD and other local municipalities.

2nd Qtr Statistics: distributed per Clerk, discussed with Chief Yobs participation levels also

Rivers & Streams

Met last week. 40plus snags still remain. May look to have another clean-up in fall. Will request $10,000 in 2019 Budget to help cover costs for large tree removal. DPW does good job but Tree Service Co. would have appropriate equipment to expedite the jobs as necessary. Minimal Grants available.

Side: Ayres Knuth Farm Tenant House – Construction Docs – Grant Received

<table>
<thead>
<tr>
<th>Project Name:</th>
<th>Ayres Farm Tenant House - Construction Documents</th>
</tr>
</thead>
<tbody>
<tr>
<td>Applicant:</td>
<td>Ayres/Knuth Farm Foundation, Inc.</td>
</tr>
<tr>
<td>Location:</td>
<td>Denville Twp.</td>
</tr>
<tr>
<td>Grant Type:</td>
<td>Non-Construction</td>
</tr>
<tr>
<td>Grant Amount:</td>
<td>$22,200</td>
</tr>
</tbody>
</table>

The c. 1885 Ayers Farmhouse is located on the c. 1803 Ayres-Knuth Farm Complex. The Farm Complex represents one of the most complete examples of a 19th century Morris County agricultural complexes. The Tenant House is a worker's cottage built for immigrants in the late 19th C. The grant will assist with preparation of Construction Documents for exterior and interior restoration.
ORDINANCE NO. 17-18

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris and State of New Jersey Naming the Pedestrian Bridge at Muriel Hepner Park the “Peggy Gray Bridge”

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 and State of New Jersey Naming the Pedestrian Bridge at Muriel Hepner Park the “Peggy Gray Bridge”

Be passed on Final Reading and that a Notice of Final Passage be published in the 07/25/2018 edition of The Citizen newspaper.

COUNCIL PRESIDENT:  MOTION TO ADOPT
ROLL CALL ON ADOPTION

Dated: 07/17/2018
ORDINANCE NO. 17-18

AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS AND STATE OF NEW JERSEY NAMING THE PEDESTRIAN BRIDGE AT MURIEL HEPNER PARK THE "PEGGY GRAY BRIDGE"

WHEREAS, Margaret "Peggy" Gray was the daughter of Leslie and Margaret Gray; and

WHEREAS, Peggy was a 1928 graduate of Grover Cleveland High School in Caldwell and earned a Bachelor of Science Degree from Elmira College (NY) in 1932; and

WHEREAS, Peggy held the head dietician position at Hoffman LaRoche in Nutley, NJ for many years and was recruited to design and set up the cafeteria at Warner Corp. in New York City. Warner Corp. later became Warner-Lambert and relocated its headquarters to Parsippany, NJ; and

WHEREAS, Peggy moved from Nutley and settled in Denville where she became active in many community causes; and

WHEREAS, Peggy was a charter (founding) member of the P.R.I.D.E. Council along with her longtime friend Muriel Hepner; and

WHEREAS, Peggy and Muriel started the Beautification Committee and were recognized for their efforts at beautification and protecting the environment by President Lyndon B. Johnson. Peggy served on the Beautification Committee for many years; and

WHEREAS, Peggy was instrumental in acquiring the building that houses the Denville Museum and provided the drive and energy behind the Denville Historical Society for many years; and

WHEREAS, when Muriel Hepner was diagnosed with cancer, her friend Peggy moved in with her and took care of her until she died; and

WHEREAS, the Denville Museum and Historical Society created the "Peggy Gray Award for Excellence in History" which is given to a graduating high school senior; and

WHEREAS, Peggy Gray was one of the extraordinary women who have blessed Denville with their presence. She could be tough, and she expected a lot from those who served with her, but never more than she expected from herself. No one could say "no" to Peggy because of her unconditional love and commitment to Denville; and

WHEREAS, Peggy Gray passed away on May 31, 2011 leaving a hole in the heart of her home town.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Denville, County of Morris and State of New Jersey, that the newly constructed pedestrian bridge in Muriel Hepner Park shall henceforth be known as the Peggy Gray Bridge.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

ATTEST:                                               APPROVED

Kathryn Bowditch-Leon, RMC                              Mayor Thomas W. Andes
Municipal Clerk                                          Township of Denville

ADOPTED:

ORDINANCE NO. 18-18

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris, and State of New Jersey, to Amend Chapter 7, Traffic, to Update Regulations for Certain Locations

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, and State of New Jersey, to Amend Chapter 7, Traffic, to Update Regulations for Certain Locations

Be passed on Final Reading and that a Notice of Final Passage be published in the 07/25/2018 edition of The Citizen newspaper.

COUNCIL PRESIDENT: MOTION TO ADOPT
                     ROLL CALL ON ADOPTION

Dated: 07/17/2018
ORDINANCE NO. 18-18

AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, AND STATE OF NEW JERSEY, TO AMEND CHAPTER 7, TRAFFIC, TO UPDATE REGULATIONS FOR CERTAIN LOCATIONS

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 7, Traffic, Subsection 7-3.3, Parking Prohibited at all times on certain streets, Schedule I, No Parking, Section I-1, No Parking, is hereby amended to add the following streets to be incorporated alphabetically:

<table>
<thead>
<tr>
<th>Name of Street</th>
<th>Side</th>
<th>Location</th>
</tr>
</thead>
<tbody>
<tr>
<td>&quot;Beaver Brook Lane&quot;</td>
<td>North</td>
<td>From the Intersection of Ford Road for 600 feet</td>
</tr>
<tr>
<td></td>
<td>South</td>
<td>320 feet from the Intersection of Ford Road for 290 feet</td>
</tr>
<tr>
<td>&quot;Hogan Drive&quot;</td>
<td>Both</td>
<td>Entire Length</td>
</tr>
<tr>
<td>&quot;Mackenzie Lane South&quot;</td>
<td>East</td>
<td>Entire Length</td>
</tr>
</tbody>
</table>

SECTION 2. Chapter 7, Traffic, Subsection 7-6.2, Stop Intersection, Schedule VIII, Stop Intersections, Section VIII-1, is hereby amended to add the following streets, to be incorporated alphabetically:

"Hogan Drive and Mackenzie Lane North and Mackenzie Lane South
A stop sign shall be installed on Hogan Drive"

"Jade Circle (western end) and Hogan Drive
A stop sign shall be installed on Jade Circle"

"Jade Circle (eastern end) and Hogan Drive
A stop sign shall be installed on Jade Circle"

"Jade Lane and Hogan Drive
A stop sign shall be installed on Jade Lane"

"Mackenzie Lane North and Mackenzie Lake South and Hogan Drive
A stop sign shall be installed on Mackenzie Lake North"

"Mackenzie Lane South and Mackenzie Lake North and Hogan Drive
A stop sign shall be installed on Mackenzie Lake South"
SECTION 3. Chapter 7, Traffic, Section 7-14, Lane Use Reservation, is hereby amended to add the following location, to be incorporated alphabetically:

<table>
<thead>
<tr>
<th>Intersection or Location</th>
<th>Movement</th>
</tr>
</thead>
<tbody>
<tr>
<td>&quot;Westbound Hogan Drive onto Franklin Avenue</td>
<td>a.    Left (southern) lane of Hogan Drive reserved for left turn only.</td>
</tr>
<tr>
<td></td>
<td>b.    Right (northern) lane of Hogan Drive reserved for right turn only.&quot;</td>
</tr>
</tbody>
</table>

SECTION 4. Appropriate signs shall be erected and maintained as required by the New Jersey Department of Transportation.

SECTION 5. 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 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 as required by law, upon the posting of appropriate signs.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

ATTEST:                                          APPROVED:
Kathryn Bowditch-Leon, RMC                      Mayor Thomas W. Andes
Municipal Clerk                                  Township of Denville

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Municipal Council of the Township of Denville at its meeting held on May __, 2018.

Kathryn Bowditch-Leon, RMC
Municipal Clerk
ORDINANCE NO. 19-18

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris and State of New Jersey Abandoning Any Rights or Legal Interests of the Township of Denville With Respect to Certain Landings at Indian Lake

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 and State of New Jersey Abandoning Any Rights or Legal Interests of the Township of Denville With Respect to Certain Landings at Indian Lake

Be passed on Final Reading and that a Notice of Final Passage be published in the 07/25/2018 edition of The Citizen newspaper.

COUNCIL PRESIDENT: MOTION TO ADOPT
ROLL CALL ON ADOPTION

Dated: 07/17/2018
NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Denville, County of Morris and State of New Jersey, that any and all rights or interests of the Township of Denville, for legal purposes, concerning the nine landings at Indian Lake which are identified on the Map of Sunset Waters, Indian Lake dated June 14, 1923 as well as on the current tax map of the Township of Denville as right of ways between the properties identified on the attached Schedule A, be and the same are hereby effectively deeded to the ILCC.

WHEREAS, the Indian Lake community, which was settled on or about 1923, is a thriving lake community located within the Township of Denville; and

WHEREAS, there are nine areas, or landings, at the end of certain Township roadways within the Indian Lake community; and

WHEREAS, said landings are identified as right of ways between the properties listed on the attached Schedule A; and

WHEREAS, over the years, there have been isolated title issues regarding these landings and the ownership of same notwithstanding that the Indian Lake community has undertaken the maintenance and responsibility for said landings; and

WHEREAS, it is important to the Indian Lake community that title to these landings be memorialized and recognized as being held by the Indian Lake Community Club ("ILCC") and its members; and

WHEREAS, the Township has reviewed title work as well as a previous decision of the Morris County Superior Court which unequivocally states that the ownership of the landings is vested in the ILCC; and

WHEREAS, in addition to the decision by the Morris County Superior Court, there are records that the Township has reviewed including, but not limited to: a letter from the Arthur D. Crane Co. dated September 20, 1925 deeding the lake, beaches and landings to the ILCC; the 1928 Deed for Indian Lake referencing the landings; the 1962 Indenture from Arthur D. Crane Co. again referencing the landings and the 1967 Easement between the Township and Indian Lake; and

WHEREAS, in order to clarify and memorialize the ownership and maintenance issues as to these landings, it is recommended and supported by the ILCC that the Township of Denville take legislative action to effectuate and confirm that the Township does not own or maintain the landings in the Indian Lake community.

NOW, THEREFORE, BE IT ORDAINED by the Municipal Council of the Township of Denville, County of Morris and State of New Jersey, that any and all rights or interests of the Township of Denville, for legal purposes, concerning the nine landings at Indian Lake which are identified on the Map of Sunset Waters, Indian Lake dated June 14, 1923 as well as on the current tax map of the Township of Denville as right of ways between the properties identified on the attached Schedule A, be and the same are hereby effectively deeded to the ILCC.
BE IT FURTHER ORDAINED that any interest the Township of Denville may have in these landings is hereby vacated.

BE IT FURTHER ORDAINED, that this Ordinance be recorded in the Morris County Clerk's office with respect to each one of the nine landings in the Book of Vacation Ordinances.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

ATTEST:
Kathryn Bowditch-Leon, RMC
Municipal Clerk

APPROVED
Mayor Thomas W. Andes
Township of Denville

ADOPTED:
ORDINANCE NO. 20-18

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris, State of New Jersey, to Amend and Supplement Chapter 19, Land Use, Subsection 19-1.2, Definitions and Subsection 19-5.1401, Primary Intended Use, of the Revised General Ordinances to Update and Clarify Various Requirements

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 Amend and Supplement Chapter 19, Land Use, Subsection 19-1.2, Definitions and Subsection 19-5.1401, Primary Intended Use, of the Revised General Ordinances to Update and Clarify Various Requirements

Be Passed on First Reading

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 09-04-2018 at 7:30 p.m. in the evening, prevailing time, at the municipal building in said Township of Denville at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

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

COUNCIL PRESIDENT: MOTION TO PASS ON FIRST READING
ROLL CALL

Dated: 07-17-2018
ORDINANCE NO. 20-18

AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, STATE OF NEW JERSEY, TO AMEND AND SUPPLEMENT CHAPTER 19, LAND USE, SUBSECTION 19-1.2, DEFINITIONS AND SUBSECTION 19-5.1401, PRIMARY INTENDED USE, OF THE REVISED GENERAL ORDINANCES TO UPDATE AND CLARIFY VARIOUS REQUIREMENTS

WHEREAS, it is the intention of this Ordinance to clarify the location of certain uses in the central business zone (B-1) in the Township; and

WHEREAS, the first, or ground floor, of a building in the B-1 zone should be utilized for retail sales and limited retail services; and

WHEREAS, retail services is a broad land use category that could encompass businesses such as a dry cleaner, health club, or SAT preparatory company; and

WHEREAS, each of these uses have distinct customer types and traffic and pedestrian patterns; and

WHEREAS, the goal of this ordinance is to restrict the majority of those types of uses that typically have longer customer interactions to the second floor, while advocating uses with typically faster customer interactions to the first floor.

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

SECTION 1. Chapter 19, Land Use, Subsection 19-1.2, Definitions, of the Revised General Ordinances is hereby amended and supplemented to add the following definitions:

Educational Facilities – An establishment that educates students in a skill, art or trade in a non-institutional setting. Such facilities consist of, but are not limited to, ACT/SAT preparation course, computer classes, and after school tutoring.
Health Club and Facilities – An establishment that provides facilities for aerobic exercises, running, exercise equipment, court games, swimming facilities, saunas and the like. Education or instruction in any physical activities shall also constitute a health club facility, such as, but not limited to, martial arts training, yoga, and rock climbing facilities.

Professional or Service Office – An establishment that contains occupations in the tertiary sector of the economy requiring special training in the arts or sciences. Some professional services require holding professional licenses such as architects, auditors, engineers, doctors and lawyers. Other professional services involve providing specialist business support to businesses of all sizes and in all sectors; this can include tax advice, supporting a company with accounting, IT services or providing management advice.

Recreational Facilities – A place designed and equipped for the conduct of sports and leisure time activities. Such facilities consist of, but are not limited to, facilities offering classes in voice, dance, ballet or musical instruments.

Retail Sales – Establishments engaged in the selling or rental of goods or merchandise to the general public for consumption.

Retail Services – Establishments providing services or entertainment, as opposed to products, to the general public for personal or household use, including eating and drinking places, personal services such as, but not limited to, cleaners, tailors, cobblers, beauty salons and barbershops, theaters, museums and galleries.

Social Services – Establishments providing assistance and aid to those persons requiring counseling for job training, employment, psychological problems, or learning and physical disabilities.
SECTION 2. Chapter 19, Land Use, Section 19-5.14, B-1 Central Business District, Subsection 19-5.1401, Primary intended use, of the Revised General Ordinances is hereby amended and supplemented to read as follows:

This zone is designed for businesses of a retail sales and retail services type, but also permits professional or service offices on the second floor.

a. The following uses are permitted on the first or ground floor:
   1. Retail sales
   2. Retail Services, excluding the following:
      (a) Health clubs and facilities
      (b) Educational facilities
      (c) Recreational facilities
      (d) Social services

b. The following uses are permitted on the second floor:
   1. Retail sales
   2. All retail services

c. The following uses are permitted in this zone:
   1. Parking facilities conforming to Section 19-5.8
   2. Institutional uses as regulated by Subsection 19-5.1001
   3. Signs as regulated in Section 19-5.9

SECTION 3. The Township Clerk is hereby directed to give notice at least ten (10) days prior to hearing on the adoption of this Ordinance to the County Planning Board and to all other persons entitled thereto pursuant to N.J.S. 40:55D-15 and N.J.S. 40:55D-63 (if required). Upon the adoption of this Ordinance after public hearing thereon, the Township Clerk is further directed to publish notice of the passage thereof and to file a copy of the Ordinance as finally adopted with the Morris County Planning Board as required by N.J.S. 40:55D-16. The Clerk shall also forthwith
transmit a copy of this Ordinance after final passage to the Township Tax Assessor as required by N.J.S. 40:49-2.1.

SECTION 4. This ordinance may be renumbered for purposes of codification.

SECTION 5. Ordinances, resolutions, regulations or parts of ordinances, resolutions and regulations inconsistent herewith are hereby repealed to the extent of such inconsistencies.

SECTION 6. If any section, subsection, sentence, clause or phrase of this Ordinance is for any reason held to be unconstitutional or invalid by a court of competent jurisdiction, such a decision shall not affect the remaining portions of this Ordinance.

SECTION 7. This Ordinance shall take effect immediately upon final passage and publication in accordance with law.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

ATTEST:                   APPROVED:

__________________________  __________________________
Kathryn Bowditch-Leon, RMC  Mayor Thomas W. Andes
Municipal Clerk             Township of Denville

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Municipal Council of the Township of Denville at its meeting held on _____________, 2018

__________________________
Kathryn Bowditch-Leon, RMC
Municipal Clerk
ORDINANCE NO. 21-18

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris, and State of New Jersey to Amend Chapter 19, Land Use, to Establish Requirements for Shingle Signs in the Business Improvement District

Be Introduced and Read by Title on First Reading:

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

BE IT RESOLVED that an Ordinance entitled:

An Ordinance of the Township of Denville, County of Morris, and State of New Jersey to Amend Chapter 19, Land Use, to Establish Requirements for Shingle Signs in the Business Improvement District

Be Passed on First Reading

BE IT FURTHER RESOLVED that said ordinance shall be considered for final passage at the meeting of the Municipal Council of the Township of Denville on 09-04-2018 at 7:30 p.m. in the evening, prevailing time, at the municipal building in said Township of Denville at which time and place all persons interested shall be given an opportunity to be heard concerning said ordinance.

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

COUNCIL PRESIDENT: MOTION TO PASS ON FIRST READING
ROLL CALL

Dated: 07-17-2018
ORDINANCE NO. 21-18

AN ORDINANCE OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS, AND STATE OF NEW JERSEY TO AMEND CHAPTER 19, LAND USE, TO ESTABLISH REQUIREMENTS FOR SHINGLE SIGNS IN THE BUSINESS IMPROVEMENT DISTRICT

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

SECTION 1. Chapter 19, Land Use, Article 5, Zone Regulations, §19-5.9, Signs, is hereby amended to establish §19-5.910, Shingle signs in the Business Improvement District, to read as follows:

“§19-5.910, Shingle signs in the Business Improvement District.

a. Definitions.

Shingle Sign. A sign that hangs from a canopy or awning, or from the roof of an arcade or passageway, or projects from the building façade.

Guy wire. A tensioned cable designed to add stability to a free-standing structure.

b. Purpose. The purpose of this ordinance is to identify and promote businesses located within the Business Improvement District (BID) to pedestrians and to serve as a graphic and design enhancement to the area.

c. Applicability. This ordinance is applicable to any commercially utilized property located within the BID.

d. Design and Construction

1. Dimensions

(a) Shall not exceed 12 inches in height and 34 inches in width or

(b) If the design of the shingle sign is in the form or shape of a product sold or icon for the business, the total square footage of the sign shall not exceed 408 square inches.

2. Shingle signs shall be perpendicular to the business building wall.

3. Shingles signs shall not be internally lit.

4. Shingle signs shall not be less than ½ inch and not more than 1 inch thick.
5. Brackets and decorative mounting features may exceed the thickness requirements as reasonably required to create an attractive graphic or design element. Guy wire cables and similar stabilization methods shall not be permitted.

6. Shingle signs shall be limited to no more than two sign faces.

7. The following color palette shall be utilized:
   (a) Font color: black, white, gold, and/or silver
   (b) Shingle: hunter green, burgundy, or wood (walnut, cherry, maple, oak)

8. The material of the shingle must be wood or synthetic wood or any other material whose design bears a resemblance to wood.

9. The bracket for the shingle must be ornamental in nature and must be made of metal.

e. Content

1. Shingle signs shall not display the business phone number, address, website, or merchandise pricing information. Symbols or logos used to identify the business are encouraged.

2. Corporate logos shall be discouraged unless such logo is an integral part of the store identification.

3. Logo size shall be limited to 4 inches by 4 inches.

4. Logos shall be to the left of any lettering

f. Location and Dimensions

1. Shingle signs shall be attached to a wall or the underside of an awning, canopy, marquee, or building overhang.

2. Shingle signs shall be located as close as practical to the storefront entrance.

3. No portion of a shingle sign shall maintain less than a 10-foot horizontal separation from any other shingle sign.

4. No portion of a shingle sign shall maintain less than an 8-foot vertical clearance over the pedestrian walkway.

5. No portion of a shingle sign shall exceed a height of 15 feet above the pedestrian walkway.

6. On a two-story building, a second shingle sign shall be permitted to be attached to the bottom of the first shingle sign.
SECTION 2. All ordinances of the Township of Denville, which are inconsistent with the provisions of this Ordinance, are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, subsection, sentence, clause 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 4. 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:

Kathryn Bowditch-Leon, RMC Mayor Thomas W. Andes
Municipal Clerk Township of Denville

I hereby certify the foregoing to be a true copy of an ordinance adopted by the Municipal Council of the Township of Denville at its meeting held on _____________, 2018

Dated

Kathryn Bowditch-Leon, RMC
RESOLUTION AUTHORIZING REFUND OF RECREATION DEPARTMENT FEES

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

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

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

<table>
<thead>
<tr>
<th>NAME</th>
<th>REFUND AMOUNT</th>
<th>PROGRAM</th>
</tr>
</thead>
<tbody>
<tr>
<td>Lisa Rogers</td>
<td>$275.00</td>
<td>Summer Plus Week 2, 3</td>
</tr>
<tr>
<td>Charlene Scott</td>
<td>$495.00</td>
<td>Summer Plus Week 1, 2, 4, 5 (2 Children)</td>
</tr>
<tr>
<td>Christina Graff</td>
<td>$45.00</td>
<td>Swim Lessons</td>
</tr>
</tbody>
</table>

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn Bowditch-Leon, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 17, 2018.

Certification Date: ____________________________ Kathryn Bowditch-Leon, RMC Municipal Clerk
RESOLUTION SUPPORTING PROPOSED LEGISLATION THAT WOULD MAKE CERTAIN CHANGES TO POLICE AND FIRE INTEREST ARBITRATION PROCEDURES

WHEREAS, in an effort to control and manage local property taxes, in 2010 the New Jersey State Legislature implemented legislation for an interest arbitration cap; and

WHEREAS, this legislation capped arbitration awards at 2% providing for more sustainable salary and wage increases and has also dramatically reduced the number of interest arbitration filings state-wide; and

WHEREAS, in June 2014 the State Legislature unanimously voted to extend the 2% cap on interest arbitration awards to expire December 31, 2017; and

WHEREAS, if the 2% hard cap on interest arbitration awards is not renewed, in the coming years New Jersey counties and municipalities will be faced with a very difficult situation of having to drastically reduce spending in order to comply with and pay for higher interest arbitration awards; and

WHEREAS, Assemblywoman Betty Lou DeCroce and Assemblywoman Holly T. Schepisi have introduced Assembly Bill A3378, and Senator Declan J. O'Scanlon, Jr. has introduced companion Senate Bill S1858; and

WHEREAS, these bills make permanent the 2% cap on base salary increases on interest arbitration awards and also make various changes to the State’s interest arbitration procedures for settling contractual impasses between public employers and their police and fire departments.

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

1. That the Municipal Council of the Township of Denville supports these bills.

2. That a copy of this resolution be forwarded to the sponsors of these bills, to all of our local and state representatives, to the Senate President, and to the Speaker of the Assembly, urging them to support the aforesaid bill(s), and to the Honorable Governor of the State of New Jersey, Philip D. Murphy urging him to sign them should they be adopted.

3. That a copy of this resolution shall be distributed to the other municipalities in Morris County requesting they adopt similar resolutions.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn Bowditch-Leon, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 17, 2018.

Certification Date

Kathryn Bowditch-Leon, RMC
Municipal Clerk
RESOLUTION SUPPORTING THE NEW JERSEY DEPARTMENT OF TRANSPORTATION DESIGNATION OF BUS STOPS ALONG ROUTE NJ 53 IN THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS

WHEREAS, the New Jersey Department of Transportation (NJDOT) conducted a survey to inventory all Bus Stops along State and US Routes in New Jersey; and

WHEREAS, at the same time the NJDOT also inventoried all existing bus stop locations along Route NJ 53 within the Township of Denville, county of Morris; and

WHEREAS, all recommended bus stop locations identified by NJDOT will be approved by a Traffic Regulation Order and enable NJDOT to update the regulation files of all existing bus stop locations; and

WHEREAS, the New Jersey Department of Transportation requires a resolution of support from the Township of Denville in order to promulgate the required Traffic Regulation Order designating the bus stop locations along Route NJ 53 in the Township of Denville, County of Morris; and

NOW, THEREFORE, BE IT RESOLVED by the Municipal Council of the Township of Denville, County of Morris, State of New Jersey, that the Municipal Council supports the New Jersey Department of Transportation’s recommended bus stop locations and the promulgation of a Traffic Regulation Order for the following locations:

Bus Stops:

Along Route NJ 53, northbound on the easterly side at:
A. Front Street – (far side) (NJ Transit ID# 25462)  
Beginning at the northerly curb line of Front Street and extending 100 feet northerly therefrom.

B. Manor Road – (far side) (NJ Transit ID# 25463)  
Beginning at the northerly curb line of Manor Road and extending 160 feet northerly therefrom.

C. Prospect Place – (near side) (NJ Transit ID# 25464)  
Beginning at the southerly curb line of Prospect Place and extending 105 feet southerly therefrom.

Along Route NJ 53, southbound, on the westerly side at:
A. Menagh Avenue – (far side) (NJ Transit ID# 25459)  
Beginning at the prolongation of the southerly curb line of Menagh Avenue and extending 100 feet southerly therefrom.

B. Manor Road – (near side) (NJ Transit ID# 25460)  
Beginning at the northerly curb line of Manor Road and extending 105 feet northerly therefrom.

C. Between Lackawanna Avenue and Station Road – (mid-block) (NJ Transit ID# 25461)  
Beginning at a point 1520 feet south of the southerly curb line of Lackawanna Avenue and extending 135 feet southerly therefrom.
BE IT FURTHER RESOLVED the Township of Denville concurs that any approved bus stop locations or traffic regulations in conflict with or inconsistent with the provisions of this resolution be rescinded upon approval of the Traffic Regulation Order.

This resolution shall take effect upon approval of the Commissioner of Transportation as provided by law.

I, Kathryn Bowditch-Leon, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 17, 2018.

Certification Date

Kathryn Bowditch-Leon, RMC
Municipal Clerk
July 5, 2018

Kathryn Bowditch-Leon, RMC
Municipal Clerk
1 St. Mary’s Place
Denville, New Jersey 07834

Dear Ms. Bowditch-Leon:

This is in reference to a survey conducted by the New Jersey Department of Transportation (NJDOT) to inventory all Bus Stops along State and US Routes in New Jersey. Based upon an investigation conducted by the engineering firm of Jacobs Engineering, and a field review by the NJDOT Bureau of Traffic Engineering (BTE), the bus stop locations indicated below can be recommended for approval.

In addition to those bus stop locations recommended by Jacobs Engineering, NJ Transit and the NJDOT has conducted a survey to inventory all existing bus stop locations along Route NJ 53 within the Township of Denville, County of Morris. Based upon this survey all currently recommended bus stop locations will be approved by a Traffic Regulation Order. This consolidation will enable NJDOT to update our regulation files of all existing bus stop locations along Route NJ 53 in Township of Denville, County of Morris.

In order to legally establish these bus stops, the New Jersey Department of Transportation is required to promulgate a Traffic Regulation Order (TRO). An initial step in the TRO process is to receive a Resolution of Support from the municipal governing body. It is therefore requested that a certified adopted Resolution of Support affixed with the raised seal of the Township of Denville, be submitted to this office to read substantially as follows:

**Bus Stops:**

**Along Route NJ 53, northbound, on the easterly side at:**

A. **Front Street – (far side) (NJ Transit ID# 25462)**
   Beginning at the northerly curb line of Front Street and extending 100 feet northerly therefrom.

B. **Manor Road – (far side) (NJ Transit ID# 25463)**
   Beginning at the northerly curb line of Manor Road and extending 160 feet northerly therefrom.
C. Prospect Place – (near side) (NJ Transit ID# 25464)
   Beginning at the southerly curb line of Prospect Place and extending 105 feet southerly therefrom.

Along Route NJ 53, southbound, on the westerly side at:

A. Menagh Avenue – (far side) (NJ Transit ID# 25459)
   Beginning at the prolongation of the southerly curb line of Menagh Avenue and extending 100 feet southerly therefrom.

B. Manor Road – (near side) (NJ Transit ID# 25460)
   Beginning at the northerly curb line of Manor Road and extending 105 feet northerly therefrom.

C. Between Lackawanna Avenue and Station Road – (mid-block) (NJ Transit ID # 25461)
   Beginning at a point 1520 feet south of the southerly curb line of Lackawanna Avenue and extending 135 feet southerly therefrom.

Repealer Clause:

The Township of Denville concurs that any approved bus stop locations or traffic regulations in conflict with or inconsistent with the provisions of this resolution be rescinded upon approval of the Traffic Regulation Order.

Once this office is in receipt of the certified adopted Resolution of Support from the Township of Denville’s governing body, a Traffic Regulation Order will be promulgated.

Should you have any questions regarding this matter, please contact Senior Traffic Investigator, Troy Midgette at (609) 530-2436. Please enclose a copy of this letter with any further correspondence concerning this matter in order to expedite the process.

Sincerely,

Mark A. Hiestand
Supervisor, Traffic Investigations
Bureau of Traffic Engineering

C: Paul Spiegel, Manager, Bus Stop Sign and Shelter Programs, NJ Transit
   Dan O’Gorman, Field Representative, NJ Transit (via email)
   Chief Christopher Wagner, Denville Police Department
RESOLUTION AUTHORIZING REFUND OF PARKING PERMIT FEE

WHEREAS, Paul Landmesser paid for a 2018 general parking permit for the year in the amount $175.00; and

WHEREAS, said fee was collected by the Office of the Municipal Clerk and deposited into the Parking Permit Revenue Account; and

WHEREAS, Mr. Landmesser should have been advised that a 6-month general parking permit (July 1st to December 31st) was available to be purchased for the amount of $100.00; and

WHEREAS, Mr. Landmesser is entitled to a refund in the amount of $75.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of Denville that a refund from the Municipal Clerk's Parking Permit Revenue Account is authorized Paul Landmesser as follows:

<table>
<thead>
<tr>
<th>Person</th>
<th>Amount</th>
<th>Revenue Account Number</th>
</tr>
</thead>
<tbody>
<tr>
<td>Paul Landmesser</td>
<td>$75.00</td>
<td>01-192-08-116-001</td>
</tr>
</tbody>
</table>

30 Broadway
Denville, NJ 07834

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn Bowditch-Leon, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 17, 2018.

Certification Date
Kathryn Bowditch-Leon, RMC Municipal Clerk
RESOLUTION AUTHORIZING REINSTATEMENT OF THE ORIGINAL SEWER ASSESSMENT INSTALLMENT PLAN FOR CERTAIN PROPERTIES IN THE TOWNSHIP OF DENVILLE

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

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

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

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

WHEREAS, the following property owners:

Perry
Suarez
Weinberg
Pedernera

Lash
DeFranco
Olenowski

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

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

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

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

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn Bowditch-Leon, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of a resolution approved by the Municipal Council at their meeting held on July 17, 2018.

Certification Date: ____________________________
Kathryn Bowditch-Leon, RMC
Municipal Clerk
RESOLUTION AUTHORIZING SECOND EXTENSION TO CONTRACT WITH PIPELINE UTILITY & CONTRACTING II, LLC FOR GENERAL CONTRACTING SERVICES

WHEREAS, the Township entered into a one-year contract with Pipeline Utility & Contracting II, LLC on August 10, 2016 for general contracting services, which contract provided that it could be extended for two additional one-year terms; and

WHEREAS, the contract was previously extended for a one-year period; and

WHEREAS, the services are being performed in an effective and efficient manner; and

WHEREAS, the parties wish to extend the contract for a second one-year term from August 10, 2018 until August 9, 2019 and to provide for an increase in the contract hourly rates. The rates will apply for the period of the extension and reflect a consumer price index adjustment of 2.5% on the adjusted contract amounts set forth in the first extension to the contract.

The carpentry and masonry rates will increase as follows:

- Carpentry 8 a.m. to 4 p.m. hourly rate will increase from $46.77 to $47.94
- Carpentry after hours and holiday rate will increase from $70.15 to $71.91
- General Masonry 8 a.m. to 4 p.m. hourly rate will increase from $39.96 to $40.96
- General Masonry after hours and holiday rate will increase from $57.81 to $59.26

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

1. That the Mayor and Township Clerk are authorized and directed to execute the Second Extension to Contract between the Township and Pipeline Utility & Contracting II, LLC.

2. This Resolution shall take effect immediately.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

Kathryn Bowditch-Leon, Municipal Clerk

Certification Dated: Kathryn Bowditch-Leon, RMC Municipal Clerk
SECOND EXTENSION TO CONTRACT

THIS AGREEMENT, made this ___ day of __________, 2018, by and between:

THE TOWNSHIP OF DENVILLE,
with offices at the Municipal Building
1 St. Mary’s Place
Denville, New Jersey 07834

(Hereinafter, "Township")

and:

PIPELINE UTILITY & CONTRACTING II, LLC
7 Warren Road
Randolph, New Jersey 07869

(Hereinafter, "Contractor")

WITNESSETH:

WHEREAS, the Township and the Contractor entered into a contract dated August 10, 2016, for General Contracting Construction Services to be provided by the Contractor to the Township for a one year term, which contract further provided for two one-year extensions (the "Contract"); and

WHEREAS, the contract was previously extended for a one-year period; and

WHEREAS, the Township and the Contractor wish to extend the Contract for a second one-year term from August 10, 2018 through August 9, 2019; and.

WHEREAS, N.J.S.A. 40A:11-15 specifically provides that contracts for services other than professional services which contract is for three years or less may include provision for no more than one two-year or two one-year extensions provided that the contract extension shall be awarded by Resolution of the Governing Body upon a finding by the Governing Body that the services are being performed in an effective and efficient manner and further provided that no such contract shall be extended so that it runs for more than a total of 5 consecutive years and lastly that any price change included as a part of such extension shall be based upon the price of the original contract as cumulatively adjusted pursuant to previous adjustment
or extension provisions and shall not exceed the change in the index rate for the 12 months preceding the most recent quarterly calculation available at the time of the renewal of the contract and lastly that the terms and conditions of the contract remain substantially the same.

NOW, THEREFORE, IN CONSIDERATION OF the promises and mutual covenants herein contained, the parties hereto, for themselves, their successors and assigns, hereby agree that the Contract between the Township and the Contractor shall be revised for the term of August 10, 2018 through August 9, 2019 as follows:

Carpentry 8 a.m. to 4 p.m. hourly rate will increase from $46.77 to $47.94
Carpentry after hours and holiday rate will increase from $70.15 to $71.91
General Masonry 8 a.m. to 4 p.m. hourly rate will increase from $39.96 to $40.96
General Masonry after hours and holiday rate will increase from $57.81 to $59.26

These rates will apply for the period of the extension and include a consumer price index adjustment of 2.5% on the adjusted contract amounts set forth in the first extension to the contract.

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

ATTEST:

Kathryn Bowditch-Leon, Municipal Clerk

ATTEST:

, Secretary

TOWNSHIP OF DENVILLE

By: ____________________________
Thomas W. Andes, Mayor

By: ____________________________
, President
STATE OF

COUNTY OF

I certify that on the day of , 2018,
personally came before me and this person acknowledged under oath
to my satisfaction that: (a) this person signed, sealed and delivered the attached document
as President of the corporation named in this document; and (b) this document was signed and made by the corporation as its voluntary act and deed by virtue of authority from its Board of Directors.

Notary

STATE OF NEW JERSEY:

COUNTY OF MORRIS:

I CERTIFY that on , 2018, personally came before me and this person acknowledged under oath, to my satisfaction, that: (a) this person signed, sealed and delivered the attached document as President of the corporation named in this document; (b) this person is the Clerk of the TOWNSHIP OF DENVILLE, the municipal corporation named in the attached document; (c) 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; (d) this document was signed and delivered by the municipal corporation as its voluntary act duly authorized by a proper resolution of the Township Committee; (e) this person knows the proper seal of the municipal corporation which was affixed to this document; and (e) this person signed this proof to attest to the truth of these facts.

Kathryn Bowditch-Leon, Municipal Clerk

(Notary sign, seal, stamp)
RESOLUTION AUTHORIZING CONSTRUCTION PHASE ENGINEERING SERVICES IN CONNECTION WITH THE FIRST AVENUE STREETSCAPE PROJECT

WHEREAS, the Township entered into a Professional Services Agreement ("Agreement") dated January 22, 2018 with John K. Ruschke, P.E. of Mott MacDonald, LLC, 412 Mt. Kemble Ave., Suite G22, Morristown, NJ 07960 for engineering services for the year 2018; and

WHEREAS, the Agreement specifically provides in paragraph 2 that "A cost proposal shall be submitted by the Engineer and accepted by the Township with respect to engineering, construction contract administration and/or other related services with regard to any and all non-routine individual task assignment(s) where the anticipated fee will exceed $3,000."; and

WHEREAS, the Township of Denville has a need for construction phase engineering services in connection with the First Avenue Streetscape Project; and

WHEREAS, John K. Ruschke, P.E. has submitted a cost proposal dated June 28, 2018 for the aforementioned project for an amount not to exceed $20,000.00; and

WHEREAS, the Chief Financial Officer of the Township of Denville has certified in Certification #18-31, which is annexed hereto and made a part hereof, that this contract will be charged to the following budget appropriation and that adequate funds are available under the following line item account:

04-216-55-574-910 $20,000.00

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 approves the proposal submitted by John K. Ruschke, P.E. of Hatch Mott MacDonald to develop construction phase engineering services for the First Avenue Streetscape Project.

2. Charges shall not exceed $20,000.00 without prior written approval of the Township.

3. This Resolution shall take effect immediately.

BY ORDER OF THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF DENVILLE

I, Kathryn M. Bowditch, Municipal Clerk of the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council at their meeting held on July 17, 2018.

Certification Dated: ___________________________  Kathryn Bowditch-Leon, RMC
Municipal Clerk
Re: Proposal for Engineering Services  
Construction Phase Services for First Avenue Streetscape Project  
Township of Denville, Morris County

June 28, 2018

Dear Mr. Ward:

We are pleased to submit our proposal to provide construction phase engineering services in connection with the above referenced project. It is anticipated that work will be completed within 120 calendar days of the Contractor's receipt of written Notice to Proceed.

A. SCOPE OF SERVICES

The scope of services that we propose for the construction phase of the project is outlined below. Please note that Mott MacDonald services exclude on-site full time inspection. Full time inspections and review of change orders will be provided by others. Our basic support services will include the following tasks:

Assistance to the Client following award of project.

a. Consultation and advice to the Client during construction.

b. Preparation of elementary sketches and supplementary sketches required to resolve actual field conditions encountered.

c. Checking detailed construction drawings and shop and erection drawings submitted by contractors for compliance with design concept.

d. Reviewing laboratory, shop and mill test reports of materials and equipment.

e. Assist in the review requests for monthly and final payments to contractors.

B. COMPENSATION

We propose to undertake the Scope of Services outlined above on a reimbursable time and materials basis with a budget of $20,000. Mott MacDonald will not perform services in excess of this total amount without prior approval of the Township. Compensation shall be based upon actual hours by personnel assigned to the project and actual direct expenses attributed to the project charged in
We thank you for the opportunity to submit this proposal and to provide continued service to the Township of Denville.

Very truly yours,

MOTT MACDONALD, LLC

John K. Ruschke, PE, CME
Vice President
Municipal & County Services
T 908.238.5000 F 973.287.2890
john.ruschke@mottmac.com

accordance with the Mott MacDonald prevailing Rate Schedule in effect when the services are rendered.
TOWNSHIP OF DENVILLE

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

Date of Request 07/09/18

Mott Mac Donald
412 Mt Kemble Ave Suite G22
Morristown, NJ 07960
Name and Address of Contractor

Engineering Street Scape Phase III First Avenue  $20,000.00
Name of Description of Pending contract
Amount of Contract

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

<table>
<thead>
<tr>
<th>DEPT., ACCT. #, ORD. #</th>
<th>General Cap</th>
<th>TOTAL</th>
</tr>
</thead>
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<td>04-216-55-574-910</td>
<td>$20,000.00</td>
<td>$20,000.00</td>
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</tbody>
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TOTAL $20,000.00

Signed: ____________________________
Department or Division Head

PLEASE ATTACH A COPY OF PROPOSED CONTRACT

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

04-216-55-574-910 $20,000.00

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

COMMENTS:
Fund availability are predicated on available budget

CERT18-31

Michael J Guarino 07/09/18
Chief Financial Officer
RESOLUTION OF THE TOWNSHIP OF DENVILLE, COUNTY OF MORRIS AND STATE OF NEW JERSEY DISCLAIMING ANY INTEREST IN A PORTION OF BLOCK 61401, LOTS 551, 552, 553, 555, 556, 557, 558 AND 559 COMMONLY LOCATED IN THE VICINITY OF FLORENCE AVENUE, DENVILLE, NJ

WHEREAS, a small portion of a Florence Avenue right-of-way encroaches upon residential properties, specifically Block 61401, Lots 551, 552, 553, 555, 556, 557, 558 and 559; and

WHEREAS, the property owners have submitted updated metes and bounds legal descriptions in order to identify the right-of-way areas that presently have de minimis encroachments on these private properties; and

WHEREAS, a metes and bounds description was prepared by Thomas F. Miller, PLS, dated June 7, 2018, which description has been reviewed and approved by John Ruschke, Township Engineer; and

WHEREAS, this discrepancy has no impact on the public right-of-way, but it is one that should be memorialized to clarify the legal boundaries for those properties located on Florence Avenue; and

WHEREAS, in order to address this discrepancy, it is recommended that the Township make the necessary adjustment to the right-of-way by abandoning any interest in the area which overlaps these eight (8) residential properties by confirming there is no interest by way of a right-of-way on these private 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 Township of Denville hereby abandons any and all interest in a portion of the properties known as Block 61401, Lots 551, 552, 553, 555, 556, 557, 558 and 559 located on Florence Avenue within the Township of Denville, as there is no need for the public right-of-way and this discrepancy is de minimis to the Township, however it is necessary to clarify the private legal boundaries on the properties in question. A copy of the metes and bounds description of the properties in question prepared by Thomas F. Miller, PLS, dated June 7, 2018 is on file with the Township Clerk’s Office.

BY ORDER OF THE MUNICIPAL COUNCIL
OF THE TOWNSHIP OF DENVILLE

I, Kathryn Bowditch-Leon, Municipal Clerk for the Township of Denville do hereby certify the above to be a true and exact copy of the resolution adopted by the Municipal Council of the Township of Denville at their regular Council meeting held on July 17, 2018.
Metes and Bounds Description
QUIT CLAIM
Portion of Filed Map Lot Numbers
551, 552, 553, 554, 555, 556, 557, 558 & 559
Portion of Tax Block 61401, Lots 551, 552, 553, 556, 555 & 558
Township of Denville, Morris County, New Jersey

All that certain real property and the improvements located thereon and appurtenances thereto, being situated in the Township of Denville, in the County of Morris and State of New Jersey to wit:

BEING a portion of Filed Map Lots 551, 552, 553, 554, 555, 556, 557, 558 & 559, on a map entitled “Cedar Lake Park Incorporated, near Boonton and Denville, Rockaway Township, Morris County, New Jersey”. Said Map was filed in the Morris County Clerk’s Office on April 2, 1909, as Map # 301.

BEGINNING at a point where the northerly terminus of the aforementioned Filed Map, and the common line of properties now of formerly of P.F. Cook, is interested by the easterly line of Boonton Avenue (Now Florence Avenue) (30’ wide Right-of-Way), and running from said beginning point, thence

1. through Filed Map Lots 559, 558, 557, 556 and 555, South 14 degrees 39 minutes 24 seconds West, 326± feet to a point on the dividing line of Filed Map Lots 554 and 555; thence

2. through Filed Map Lots 554, 553, 552 and 551, South 19 degrees 15 minutes 00 seconds West, 194± feet to a point on the dividing line of Filed Map Lots 551 and 550; thence

3. along said dividing line of Filed Map Lot 551 and 550, North 60 degrees 00 minutes 00 seconds West, 26± feet to a point on the easterly line of Boonton Avenue (now Florence Avenue) (30’ wide Right of Way); thence

4. along said easterly line of Boonton Avenue (Now Florence Avenue) (30’ wide Right of Way), North 19 degrees 15 minutes 00 seconds East 504± feet to the point and place of BEGINNING.
Reserving to itself all the right, title and interest vested in the Township of Denville to a 30 foot wide Right-of-Way formerly known as Boonton Avenue asa laid down on the aforesaid Filed Map and also now known as Florence Avenue.

BEING known and designated as a portion of Lots 551, 552, 553, 556, 555 & 5581, Block 61401 Township of Denville, County of Morris and State of New Jersey.

All bearings being in accordance with the Filed Map and Local Deed Bearing System.

DRAFT

______________________________
Thomas F. Miller
Professional Land Surveyor
NJ License No. 24GS03626400