

1. Conference Meeting Agenda

Documents:

[CA 1.9.18.PDF](#)

2. Public Meeting Agenda

Documents:

[PM 1.9.18.PDF](#)

3. Resolution(S)

3.I. 1-18

Documents:

[1-18-COUNCIL LIAISON APPOINTMENT-PLANNING BRD.PDF](#)

3.II. 2-18

Documents:

[2-18 COUNCIL LIAISON APPT-LOCAL ASSISTANCE BRD.PDF](#)

3.III. 3-18

Documents:

[3-18-COUNCIL LIAISON APPT. - ERSCHA.PDF](#)

3.IV. 4-18

Documents:

[4-18 COUNCIL LIAISON APPT. - WOSCHA.PDF](#)

3.V. 5-18

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[5-18 COUNCIL LIAISON APPT - DOWNTOWN WO ALLIANCE.PDF](#)

3.VI. 6-18

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[6-18 COUNCIL LIAISON APPT-WO MUNICIPAL ALLIANCE.PDF](#)

3.VII. 7-18

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[8-18 COUNCIL LIAISON APPT-OPEN SPACE AND RECREATION
COMM.PDF](#)

3.IX. 9-19

Documents:

[9-18 COUNCIL LIAISON APPT-PUBLIC RELATIONS COMM.PDF](#)

3.X. 10-18

Documents:

[10-18 RAFFLE LICENSES 1.9.18.PDF](#)

3.XI. 11-18

Documents:

[11-18 VETERAN RESOLUTION-40 LAWRENCE AVE.PDF](#)

3.XII. 12-18

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[12-18 VETERAN RESOLUTION-21 WALDECK.PDF](#)

3.XIII. 13-18

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[13-18 EXECUTIVE SESSION 1.9.18.PDF](#)

3.XIV. 14-18

Documents:

[14-18 AUTHORIZING APPLICATION FOR DISCHARGE SITE REMEDIATION
FUNDS FROM HDSRF.PDF](#)
[14-18 EXHIBIT-APPLICATION FOR DISCHARGE SITE REMEDIATION FUNDS
FROM HDSRF.PDF](#)

3.XV. 15-18

Documents:

[15-18 AUTHORIZING HISTORICAL SOCIETY GRANT APPLICATION
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3.XVI. 16-18

Documents:

16-18 AUTHORIZING SUBORDINATION OF MORTGAGE-8 GLEN ROAD.PDF
16-18 EXHIBIT-SUBORDINATION OF MORTGAGE - 8 GLEN ROAD.PDF

3.XVII. 17-18

Documents:

17-18 DESIGNATING EXECUTIVE GREEN AS AREA IN NEED OF
REDEVELOPMENT.PDF
17-18 MEMO-COUNCIL RE RECOMMENDATION RESOLUTION NO. 18-01 1-
4-18.PDF

3.XVIII. 18-18

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18-18 RESOLUTION ACO SERVICES 2018.PDF
18-18 CONTRACT - NORTH CALDWELL 2018.PDF

3.XIX. 19-18

Documents:

19-18 AUTHORIZING TEMPORARY BUDGET 2018.PDF
19-18 - ATTACHMENT - AUTHORIZING TEMPORARY BUDGET 2018.PDF

3.XX. 20-18

Documents:

20-18 - CASH MANAGEMENT PLAN FOR 2018.PDF
20-18 - DETAILS - CASH MANAGEMENT PLAN OF THE TOWNSHIP OF
WEST ORANGE 2018 (002).PDF

3.XXI. 21-18

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21-18 EMERGENCY TEMPORARY APPROPRIATION RESOLUTION - TAX
APPEALS 1.2.18.PDF

3.XXII. 22-18

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22-18 AUTHORIZING EXECUTION OF DISCHARGE OF MORTGAGE-589
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22-18 EXHIBITS-DISCHARGE OF MORTGAGE-589 EAGLE ROCK
AVENUE.PDF

3.XXIII. 23-18

Documents:

23-18 RESOLUTION AUTHORIZING TREE PLANTING GRANT.PDF

3.XXIV. 24-18

Documents:

[24-18 RESOLUTION FOR ABANDONED CAR AUCTION.PDF](#)

3.XXV. 25-18

Documents:

[25-18 AUTHORIZING RETENTION OF MATRIX TO OVERSEE EXCAVATION
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3.XXVI. 26-18

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[26-18 AWARD OF CONTRACT - FIRE STATION NO. 4 - UNDERGROUND
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Documents:

[27-18 RESOLUTION-JFP HOUSING LLC.PDF](#)

4. Ordinances On First Reading

4.I. 2535-18

Documents:

[2535-18 REVISING LOCAL ENFORCEMENT OF THE UNIFORM FIRE CODE
TO ADOPT RECOMMENDATIONS FROM DIVISION OF FIRE SAFETY
1.9.18FINAL.PDF](#)

4.II. 2536-18

Documents:

[2536-18 BOND ORD. 1.9.18.PDF](#)

CONFERENCE MEETING

AGENDA

Council Chambers – 66 Main Street, West Orange, NJ

Tuesday, January 9, 2018

This is to inform the general public that this meeting is being held in compliance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Law 1975. The annual notice was emailed to the Star Ledger and filed in the Township Clerk's office on October 25, 2017 and published in the West Orange Chronicle on November 2, 2017.

Roll Call – Councilwoman Casalino, Councilman Cirilo, Councilman Guarino, Councilman Krakoviak, Council President McCartney (Mayor Parisi)

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6:30 P.M

Oath of Office:

Council President – Susan McCartney

- **Discussion – Revision of 2018 Council Meeting Dates**
- **Update – Redevelopment**
- **Council Liaison Announcements**

7:00 P.M.

- **Public Meeting**

PUBLIC MEETING AGENDA

Township of West Orange

66 Main Street – 7:00 p.m.

January 9, 2018

This is to inform the general public that this meeting is being held in compliance with Section 5 of the Open Public Meetings Act, Chapter 231, Public Law 1975. The annual notice was emailed to the Star Ledger and filed in the Township Clerk's office on October 25, 2017 and published in the West Orange Chronicle on November 2, 2017.

Statement of Decorum

**In all matters not provided for in subsection 3-15.1 and except upon consent of the Council President, each person addressing the Council pursuant to this subsection shall be required to limit his or her remarks to five (5) minutes, and shall at no time engage in any personally offensive or abusive remarks. The chair shall call any speaker to order who violates any provision of this rule.
(1972 Code § 3-15.2)**

Roll Call – Councilwoman Casalino, Councilman Cirilo, Councilman Guarino, Councilman Krakoviak, Council President McCartney (Mayor Parisi)

1. Pledge of Allegiance

2. Public Comment

3. *Consent Agenda

4. *Approval of Minutes of Previous Meeting – Public Meeting December 5, 2017

5. *Report of Township Officers - None

6. *Reading of Petitions and Communications and Bids - None

6. *Bills

7. *Resolutions

- a. 1-18 Resolution Appointing Council Member Susan McCartney to Planning Board (Clerk)
- b. 2-18 Resolution Appointing Council Member Michelle Casalino to the Local Assistance Board (Clerk)
- c. 3-18 Resolution Appointing Council Member Victor Cirilo to the Eagle Rock Senior Citizens Housing Association (ERSCHA-Degnan House) (Clerk)
- d. 4-18 Resolution Appointing Council Member Jerry Guarino to the West Orange Senior Citizens Housing Association (WOSCHA-John P. Renna House) (Clerk)
- e. 5-18 Resolution Appointing Council Member Jerry Guarino to the Downtown West Orange Alliance (Clerk)
- f. 6-18 Resolution Appointing Council Member Michelle Casalino to the West Orange Municipal Alliance Committee (Clerk)

- g. 7-18 Resolution Appointing Council Member Susan McCartney to the West Orange Arts Council (Clerk)
- h. 8-18 Resolution Appointing Council Member Joe Krakoviak to the Open Space and Recreation Committee (Clerk)
- i. 9-18 Resolution Appointing Council Member Michelle Casalino to the Public Relations Commission (Clerk)
- j. 10-18 Resolution Authorizing the Issuance of Raffle Licenses (Clerk)
- k. 11-18 Resolution Authorizing an Exemption from Real Estate Taxes for a Totally Disabled Veteran for Tax Year 2017 Pursuant to N.J.S. 54: 4-3.30 et seq. for Property Located at 40 Lawrence Avenue, West Orange, NJ (Block 42.02, Lot 38) (Tax Assessor)
- l. 12-18 Resolution Authorizing an Exemption from Real Estate Taxes for a Totally Disabled Veteran for Tax Year 2017 Pursuant to N.J.S. 54: 4-3.30 et seq. for Property Located at 21 Waldeck Court, West Orange, NJ (Block 152.22, Lot 1413, C0022) (Tax Assessor)
- m. 13-18 Resolution Approving Executive Session Concerning Pending Litigation Involving Affordable Housing.
- n. 14-18 Resolution Authorizing Application and Receipt of NJ DEP Site Remediation Program Hazardous Discharge Site Remediation Funds to be Utilized for the Cost of the Remedial Investigation Workplan, Remedial Investigation, Remedial Action Workplan, and Underground Storage Tank Remedial Action at 18 Central Avenue, Block 9, Lot 36 and 4 Tompkins Street, Block 7, Lot 22 (Legal – Moon) (**Memorialized**)
- o. 15-18 Resolution Authorizing the Township to Apply for the 2018 New Jersey Historic Preservation Fund Sub-Grant (for CLG-Certified Local Grant) in an Amount of Not Less Than \$9,000. and Not More Than \$24,999. (Legal-Moon)
- p. 16-18 Resolution Authorizing a Subordination of Mortgage for Property at 8 Glen Road, Block 59.01, Lot 8 (Legal-Moon)
- q. 17-18 Resolution Designating the Essex Green and Executive Drive Area as an Area in Need of Redevelopment Consistent with the Planning Board Recommendations (Legal-Moon)
- r. 18-18 Resolution Authorizing a Joint Services Agreement with the Borough of North Caldwell for Animal Shelter Services for the year 2017 (Legal-Moon)
The Borough of North Caldwell will pay the Township the sum of \$3,468.00 per annum to be prorated on a semi-annual basis of \$1,734.00 per period for the contract year 2018.
- s. 19-18 Resolution Authorizing the Temporary Budget – 2018 (Gross)
- t. 20-18 Resolution Authorizing a Cash Management Plan for 2018 (Gross)
- u. 21-18 Emergency Temporary Appropriation Resolution for the Purpose of Funding Eminent Tax Appeals Prior to Adoption of 2018 Budget – N.J.S.A. 40A:4-20 (Gross)
- v. 22-18 Resolution Authorizing the Execution of a Discharge of Mortgage for 589 Eagle Rock Avenue Obtained as part of the Township’s Housing Rehabilitation Program, wherein a Duplicate Mortgage Instrument was Inadvertently Filed Following the Filing of an Initial Mortgage Instrument (Legal-Moon)

- w. 23-18 Resolution Authorizing the Township to Apply for and Accept a Grant from the New Jersey Department of Environmental Protection to Fund the Community Stewardship Incentive Program – Reforestation & Tree Planting Grant in the Amount of \$30,000. (Legal-Moon)
- x. 24-18 Resolution Authorizing an Abandoned Car Auction (DeSantis)
- y. 25-18 Resolution Authorizing the Township to Proceed with an Excavation in the Sidewalk Area in Front of the Property Located at 665 Eagle Rock Avenue to Investigate an Anomaly That Showed Up in the Results of the Geophysical Test Performed by Matrix (Legal-Moon)
- z. 26-18 Resolution Authorizing a Professional Services Contract to Manal Baba, LSRP and T&M Associates, 11 Tindall Road, Middletown, N.J. 07748 to Provide LSRP and Professional Environmental Services for Fire House No. 4, 280 Pleasant Valley Way for a Fee NTE \$66,500.00. (Lepore)
- aa. 27-18 Resolution Amending Resolution 108-17 with Regard to Jewish Federation Plaza, 748-750 Northfield Avenue, due to Typographical Errors Including the Number of Affordable Units Which Should be 134 Instead of 135 and Tax Map Description Which Should be Lot 16, Instead of Lots 15, 18 and 19 (Legal-Trenk)
- bb. 28-18 Public Hearing and Adoption of the 2018 Downtown West Orange Alliance Budget (Brill)
Documentation to follow

8. Ordinances on Second and Final Reading-None

9. Ordinances on First Reading

- a. 2535-18 An Ordinance Amending Chapter 18, Sections 1.7, 1.8 and 1.9 of the Revised General Ordinances of the Township of West Orange (Local Enforcement of the Uniform Fire Code) Legal-Moon
- b. 2536-18 Bond Ordinance Providing for the Green Acres Multi-Park Development Project in and by the Township of West Orange, in the County of Essex, New Jersey, Appropriating \$143,575 Therefor and Authorizing the Issuance of \$136,575 Bonds or Notes of the Township to Finance Part of the Cost Thereof (Legal-Kahn)

10. Pending Matters/New Matters/Council Discussion

11. ABC Hearing-None

12. Adjournment

**The Council President may at his/her discretion modify with consent the order of business at any meeting of the Council if he/she deems it necessary and appropriate.
(1972 Code § 3-8; Ord. No. 726-84; Ord. No. 1157-93; Ord. No. 2128-07 § II)**

Agenda is subject to change.

RESOLUTION

Planning Board

WHEREAS, the Township Council of the Township of West Orange is authorized to designate one of the Council Members as a member of the **Planning Board**; and

WHEREAS, the Township Council is desirous of approving Councilwoman Susan McCartney, for a one year term as Council Representative to the **Planning Board**.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that Councilwoman Susan McCartney, be and hereby is appointed as a member of the **Planning Board** for a one-year term commencing on **January 1, 2018 and expiring on December 31, 2018.**

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

RESOLUTION

Local Assistance Board

WHEREAS, the Township Council of the Township of West Orange is authorized to designate one of the Council Members as a member of the **Local Assistance Board**; and

WHEREAS, the Township Council is desirous of approving Councilwoman Michelle Casalino, for a one year term as Council Representative to the **Local Assistance Board**.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that Councilwoman Michelle Casalino, be and hereby is appointed as a member of the *Local Assistance Board* for a one-year term commencing on **January 1, 2018** and expiring on **December 31, 2018**.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

RESOLUTION

Eagle Rock Senior Citizens Housing Association

WHEREAS, the Township Council of the Township of West Orange is authorized to designate one of the Council Members as a Trustee of the **Eagle Rock Senior Citizens Housing Association (hereinafter referred to as “ERSCHA”)**; and

WHEREAS, the Township Council is desirous of approving Councilman Victor Cirilo, for a one year term as Council Representative to the **Eagle Rock Senior Citizens Housing Association**.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that Councilman Victor Cirilo, be and hereby is appointed as Trustee of **ERSCHA** for a one-year term commencing on **January 1, 2018** and expiring on **December 31, 2018**.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

RESOLUTION

West Orange Senior Citizens Housing Association

WHEREAS, the Township Council of the Township of West Orange is authorized to designate one of the Council Members as a Trustee of the **West Orange Senior Citizens Housing Association**; and

WHEREAS, the Township Council is desirous of approving Councilman Jerry Guarino, for a one-year term as Council Representative to the **West Orange Senior Citizens Housing Association**.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that Councilman Jerry Guarino, be and hereby is appointed as Trustee of the **West Orange Senior Citizens Housing Association** for a one-year term commencing on **January 1, 2018** and expiring on **December 31, 2018**.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

RESOLUTION

Downtown West Orange Alliance

WHEREAS, the Township Council of the Township of West Orange is authorized to designate one of the Council Members as a member of the **Downtown West Orange Alliance**; and

WHEREAS, the Township Council is desirous of approving Councilman Jerry Guarino, for a one-year term as Council Representative to the **Downtown West Orange Alliance**.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that Councilman Jerry Guarino, be and hereby is appointed as a member of the **Downtown West Orange Alliance** for a one-year term commencing on **January 1, 2018** and expiring on **December 31, 2018**.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

RESOLUTION

West Orange Municipal Alliance

WHEREAS, the Township Council of the Township of West Orange is authorized to designate one of the Council Members as a member of the **West Orange Municipal Alliance**; and

WHEREAS, the Township Council is desirous of approving Councilwoman Michelle Casalino, for a one-year term as Council Representative to the **West Orange Municipal Alliance**.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that Councilwoman Michelle Casalino, be and hereby is appointed as a member of the **West Orange Municipal Alliance** for a one-year term commencing on **January 1, 2018** and expiring on **December 31, 2018**.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

RESOLUTION

West Orange Arts Council

WHEREAS, the Township Council of the Township of West Orange is authorized to designate one of the Council Members as a member of the **West Orange Arts Council**; and

WHEREAS, the Township Council is desirous of approving Councilwoman Susan McCartney, for a one-year term as Council Representative to the **West Orange Arts Council**.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that Councilwoman Susan McCartney, be and hereby is appointed as a member of the **West Orange Arts Council** for a one-year term commencing on January 1, 2018 and expiring on December 31, 2018.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

RESOLUTION

Open Space and Recreation Committee

WHEREAS, the Township Council of the Township of West Orange is authorized to designate one of the Council Members as a member of the **Open Space and Recreation Committee**; and

WHEREAS, the Township Council is desirous of approving Councilman Joe Krakoviak, for a one-year term as Council Representative to the **Open Space and Recreation Committee**.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that Councilman Joe Krakoviak, be and hereby is appointed as a member of the **Open Space and Recreation Committee** for a one-year term commencing on **January 1, 2018** and expiring on **December 31, 2018**.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

RESOLUTION

West Orange Municipal Alliance

WHEREAS, the Township Council of the Township of West Orange is authorized to designate one of the Council Members as a member of the **Public Relations Commission**; and

WHEREAS, the Township Council is desirous of approving Councilwoman Michelle Casalino, for a one-year term as Council Representative to the **Public Relations Commission**.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of West Orange that Councilwoman Michelle Casalino, be and hereby is appointed as a member of the **Public Relations Commission** for a one-year term commencing on **January 1, 2018** and expiring on **December 31, 2018**.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

RESOLUTION

WHEREAS, the following charitable organization(s) have applied for a Raffle License which raffle is to be conducted within the Township of West Orange,

NOW THEREFORE, BE IT RESOLVED by the Township Council of *the Township of West Orange, that the Municipal Clerk is hereby authorized to* issue a license to conduct a raffle by the following organization (s) at the place (s) and time(s) set opposite their respective name(s):

<u>Organization</u>	<u>Date of Event</u>	<u>Place</u>	<u>RL No.</u>
W.O.H.S. Music Boosters Off Premise 50/50	January 27, 2018	51 Conforti Avenue	7445
PTA Mount Pleasant Elementary School On Prem Merch	March 15, 2018	466 Prospect Avenue	7446
Educational Foundation of Millburn On Prem Merch	March 9, 2018	350 Pleasant Valley Way	7447
Unico Orange/West Orange Chapter Foundation Off Premise 50/50	February 25, 2018	51 Conforti Avenue	7448

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney
Council President

Adopted: January 9, 2018

RESOLUTION

WHEREAS, Deborah Nixon and her spouse Maxie Jr., are the owners of the single-family dwelling at 40 Lawrence Avenue (Block 42.02, Lot 38) and

WHEREAS, Deborah Nixon, is an honorably discharged veteran who has been certified as one hundred (100%) totally disabled veteran entitled to exemption from real estate taxes pursuant to N.J.S. 54: 4-3.30 et seq; and

WHEREAS, Deborah Nixon, has been granted total exemption from real estate taxes for year 2017; and

WHEREAS, Deborah Nixon, has paid real estate taxes for the period January 1,2017 thru the year ; and

WHEREAS, there is a request from the Tax Assessor that Deborah Nixon be refunded all real estate taxes paid in the year 2017; and

WHEREAS, the Tax Collector has advised that Deborah Nixon is due and owed a refund in the sum of \$10,636.88; and

WHEREAS, this Township Council desires to refund all paid real estate taxes to Deborah Nixon for the year 2017.

NOW THEREFORE BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that Deborah Nixon be granted exemption from real estate taxes, as a totally disabled veteran, for tax year 2017, pursuant to N.J.S. 54: 4-3.30 et seq.

BE IT FURTHER RESOLVED that the Tax Assessor and Tax Collector adjust their records to reflect the aforementioned grant of exemption.

BE IT FURTHER RESOLVED THAT THE Tax Collector refund the sum of \$10,636.88 to Deborah Nixon which sum represents real estate taxes paid for tax year 2017.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney
Council President

Adopted: January 9, 2018

I hereby certify funds are available from: _____

Account No.

John O. Gross, Chief Financial Officer

RESOLUTION

WHEREAS, Morris Silver and his wife Ruth, are the owners of the single-family dwelling at 21 Waldeck Court (Block 152.22, Lot 1413 C0022) and

WHEREAS, Morris Silver, is an honorably discharged veteran who has been certified as one hundred (100%) totally disabled veteran entitled to exemption from real estate taxes pursuant to N.J.S. 54: 4-3.30 et seq; and

WHEREAS, Morris Silver, has been granted total exemption from real estate taxes for year 2017; and

WHEREAS, Morris Silver, has paid real estate taxes for the period January 1,2017 thru the year ; and

WHEREAS, there is a request from the Tax Assessor that Morris Silver be refunded all real estate taxes paid in the year 2017; and

WHEREAS, the Tax Collector has advised that Morris Silver is due and owed a refund in the sum of \$10,817; and

WHEREAS, this Township Council desires to refund all paid real estate taxes to Morris Silver for the year 2017.

NOW THEREFORE BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that Morris Silver be granted exemption from real estate taxes, as a totally disabled veteran, for tax year 2017, pursuant to N.J.S. 54: 4-3.30 et seq.

BE IT FURTHER RESOLVED that the Tax Assessor and Tax Collector adjust their records to reflect the aforementioned grant of exemption.

BE IT FURTHER RESOLVED THAT THE Tax Collector refund the sum of \$10,817 to Morris Silver which sum represents real estate taxes paid for tax year 2017.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney
Council President

Adopted: January 9, 2018

I hereby certify funds are available from: _____

Account No.

John O. Gross, Chief Financial Officer

RESOLUTION TO HOLD A CLOSED SESSION

WHEREAS, the Open Public Meetings Act (N.J.S.A. 10:4. et seq.) provides for the exclusion of the public meetings of the governing body during the discussion of certain matters; and

WHEREAS, prior to the exclusion of the public from a meeting of the Township Council it is required that the Council adopt a Resolution stating the general nature of the subject to be discussed and stating as precisely as possible the time when the minutes of the discussion conducted in closed session can be disclosed to the public; and

WHEREAS, this body is about to consider a matter which falls within the purview of N.J.S.A. 10-4-12, and can properly exclude the public from such discussions; now, therefore, be it

BE IT RESOLVED, that the Township Council of the Township of West Orange, now assembled in public session at its regular meeting of **January 9, 2018** enter into a closed session to consider the following matter(s).

- () 1. Discussion of any material, the disclosure of which constitutes an invasion of individual privacy.
- () 2. A collective bargaining agreement or the terms of provisions of same.
- () 3. Techniques or tactic utilized to protect the safety and property of the public provided that their disclosure could impair such protection.
- () 4. An investigation of violations or possible violations of the laws of the State of New Jersey and/or the Township of West Orange Administrative Code.
- (X) 5. Pending or anticipated litigation or contract negotiation in which this body is or maybe a party.
- () 6. A matter falling within the attorney-client privilege to the extent that confidentiality is required in order for the attorney to exercise his ethical duties to this body.
- () 7. Personnel matter(s).
- () 8. Discussion of any matter which by express provision of Federal law or State statute or rule of Court shall be rendered confidential.
- () 9. Discussion of any matter in which the release of information would impair a right to receive funds from the Government of the United Sates.
- () 10. Discussion of any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.
- () 11. Deliberations occurring after a public hearing that may result in imposition of a civil penalty or suspension or loss of a license or permit.

More specifically, the Council may discuss in closed session the following topic(s):

13-18 Resolution Approving Executive Session concerning Pending Litigation involving Affordable Housing.

(the general subject matter(s)) of discussion shall be indicated by a check mark in the appropriate box and shall be more specifically referred to thereafter to the extent such additional disclosure can be made without compromising the need for confidentiality giving rise to the closed session.

IT IS FURTHER RESOLVED that the minutes of said discussion shall be made public as soon as the matter under discussion is no longer of a confidential or sensitive nature such that the public interest will no longer be served by such confidentiality.

The foregoing resolution was duly adopted by the Township Council of the Township of West Orange at a public meeting held on **January 9, 2018.**

Motion:

Second:

Vote

Aye:

Opposed:

**Karen J. Carnevale, R.M.C.
Municipal Clerk**

**Susan McCartney
Council President**

Adopted: January 9, 2018

RESOLUTION AUTHORIZING APPLICATION AND RECEIPT OF NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION SITE REMEDIATION PROGRAM HAZARDOUS DISCHARGE SITE REMEDIATION FUNDS TO BE UTILIZED FOR THE COST OF THE REMEDIAL INVESTIGATION WORKPLAN, REMEDIAL INVESTIGATION, REMEDIAL ACTION WORKPLAN, AND UNDERGROUND STORAGE TANK REMEDIAL ACTION AT 18 CENTRAL AVENUE, BLOCK 9, LOT 36 AND 4 TOMPKINS STREET, BLOCK 7, LOT 22

WHEREAS, the Township of West Orange (the “Township”) desires to make application for and receive funds from the New Jersey Department of Environmental Protection (the “DEP”) Site Remediation Program through the Hazardous Discharge Site Remediation Funds (the “HDSRF”) Program for funding the cost for: (1) the Remedial Investigation Workplan (the “RIWP”), (2) Remedial Investigation (the “RI”), (3) Remedial Action Workplan (the “RAWP”), and (4) the Underground Storage Tank (the “UST”) Remedial Actions (collectively the “Plan”) for 18 Central Avenue, Block 9, Lot 36, and 4 Tompkins Street, Block 7, Lot 22 (the “Selecto-Flash Properties”); and

WHEREAS, the Plan is necessary to investigate and remediate the Selecto-Flash Properties including the removal of two (2) USTs; and

WHEREAS, pursuant to Resolution 121-16, the Township has appointed Matrix New World (“Matrix”) as its LSRP for the Selecto-Flash Properties; and

WHEREAS, Matrix has prepared the application for the HDSRF grant, annexed hereto as Exhibit “A;” and

WHEREAS, the actual costs of the Plan have not yet been determined, but Matrix has provided an estimated not to exceed amount as set forth in the application including: (1) \$375,000 for the Brownfield Development Area Grant for the Plan related to the property at 18 Central Avenue, which includes \$38,000 towards to the removal of an UST; and (2) \$21,000 for the Recreation and Conservation Grant for removal of an UST at 4 Tompkins Square; and

WHEREAS, the HDSRF grant covers 100% of the costs related to the RIWP, RI, and RAWP included in the HDSRF grant application; and

WHEREAS, the HDSRF grants cover 75% of the remedial action costs related to the removal of USTs leaving the Township to cover the remaining 25% of the remedial action costs related to the removal of the USTs, including the following estimated amounts: (1) \$9,500 towards the costs for removing the UST at 18 Central Avenue; and (2) \$5,250 towards the costs for removing the UST at 4 Tompkins Square; and

WHEREAS, there is a \$500.00 fee payable to the DEP for the application for the subject HDSRF grants if the grants are awarded.

NOW, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE that that Matrix is hereby authorized to make and file the attached application for the subject HDSRF grant on behalf of the Township; and it is further

RESOLVED, that the Business Administrator is hereby authorized to execute any and all necessary documents or forms necessary to complete the application for the subject HDSRF grant; and it is further

RESOLVED, that Matrix is hereby authorized to provide additional application information and furnish such documents as may be required; and it is further

RESOLVED, that Matrix is hereby authorized to act as the authorized correspondent on behalf of the Township for the application for the subject HDSRF grant; and it is further

RESOLVED, that the Township Council authorizes the expenditure of the 25% of the costs associated with removal of the USTs located at the Selecto-Flash Properties up to a maximum of \$14,750; and it is further

RESOLVED, that the Township Council authorizes the expenditure of \$500.00 payable to the DEP for the application fee related to the application for the subject HDSRF grant in the event that the grant is awarded; and it is further

RESOLVED, that a copy of this Resolution shall be made available in the Clerk's office to the extent required with applicable law.

Karen J. Carnevale, R.M.C., Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

I hereby certify funds are available from: _____

Account No.

JOHN O. GROSS, CFO

Exhibit “A”



New Jersey Department of Environmental Protection
Site Remediation Program

**HAZARDOUS DISCHARGE SITE REMEDIATION FUND
- PART I**

☒ LSRP ☐ Subsurface Evaluator (for UHOT cases only)

Date Stamp
(For Department use only)

SECTION A. REQUESTED FUNDING TYPE AND AMOUNT

☒ PLEASE CHECK HERE IF INITIAL APPLICATION HAS BEEN SUBMITTED

Public Entity

- ☒ Brownfield Development Area Grant\$ 375,000.00
☐ PA/SI/RI Grant\$
☒ 75% Recreation and Conservation Grant\$ 21,000.00 Block 7, Lot 22
☐ 75% Renewable Energy Grant\$
☐ 50% Affordable Housing Grant\$
☐ 25% Matching Grant Remedial Action(LR/UR)\$
☐ 25% Matching Grant Innovative Technology\$
☐ Loan\$

Private Entity

- ☐ 50% Innocent Party Grant\$
☐ 25% Matching Grant Remedial Action(LR/UR)\$
☐ 25% Matching Grant Innovative Technology\$
☐ Loan\$

Non-Profit

- ☐ PA/SI/RI Grant\$

SECTION B. APPLICANT INFORMATION

Name: Township of West Orange

Address: 66 Main Street

City: West Orange

State: New Jersey

County: Essex

Zip Code: 07052

Phone Number: (973) 325-4160

Ext: _____

Fax: _____

Email Address: JSayers@westorange.org

Individual: Social Security Number: _____

Businesses: Tax ID Number: _____

SIC: _____

NIAC: _____

SECTION C. CONTACT INFORMATION

☐ Check here if contact information is the same as Section B above (proceed to Section D)

Contact Person: John K. Sayers

Title: Business Administrator

Affiliation: Township of West Orange

Address: 66 Main Street

City/Town: West Orange

State: NJ

Zip Code: 07052

Phone Number: (973) 325-4160

Ext: _____

Fax: _____

Email Address: JSayers@westorange.org

SECTION D. SITE OWNERSHIP INFORMATION

☒ Check here if site ownership information is the same as Section B above (proceed to Section E)

Name of Site Owner: _____

Address: _____

City/Town: _____ State: _____ Zip Code: _____

SECTION E. SITE INFORMATION (location where remediation will be conducted)

Name of Site (as identified on NJDEP's Known Contaminated Site List): SELECTO FLASH SAFETY INC

PI (Program Interest) Number: 027054 & 757936 Acreage: 1.5

Other Site Names (A.K.A.): SELECTO FLASH INC

Address: 18 CENTRAL AVE & 4 TOMPKINS STREET

City: West Orange State: New Jersey

County: Essex Zip Code: 07052

Municipal Block(s) and Lot(s): Block 9, Lot 36 & Block 7, Lot 22

SECTION F. EXISTING CASE

Have remediation activities been performed at the site? ☐ Yes ☒ No

If "Yes," provide the name of the site: _____

SRP Preferred ID No.: 027054 & 757936 Case Tracking No.: 95-10-18-1521-31/ E86935

SECTION G. VIOLATIONS, PENALTIES & FEES

Any applicant that is not in compliance with all applicable DEP regulation must submit a written description and explanation for noncompliance including a list of **all** violations and outstanding fees and penalties to be provided below. Applicant's must specify whether the violations, fees or penalties are currently being contested in a manner prescribed by law and whether the violations, fees and penalties resulted from a lack of financial resources to perform required remediation.

According to NJDEP Dataminer, only one outstanding violation exists for the Selecto Flash property.

Program Description: Site Remediation

Program Interest Type: SRP-PI

Activity Number: PEA 110001

Program Interest ID: 027054

Document Type: SRP Directive

Description of Non-compliance: Failed to conduct remediation in accordance with N.J.A.C. 7:26C

Discovery Activity Number: SUB 110001

Discovery Date: 2/9/2011

Violated Citation: [N.J.A.C. 7:1E-5.7(a)2ii]

Violation Status: Pending

Compliance Due Date: N/A

SECTION H. OTHER FUNDING SOURCES

Indicate all other sources of financial assistance sought for the remediation of the site.

☒ Check here if no other funding sought

☐ Insurance Coverage

☐ UST Fund

☐ 75% Brownfield Reimbursement

☐ Entity(s) responsible for conducting the remediation

☐ NJRA Brownfield Redevelopment Initiative

☐ Green Acres

☐ NJ Environmental Infrastructure Trust

☐ Other: _____

SECTION I. WORK PROPOSAL

Attach Work Proposal to application.

Name of Company Preparing the Work Proposal: Matrix New World Engineering

Preparer Name: Tamara Grillon

Phone: (973) 585-5267 Email Address: tgrillon@matrixnewworld.com

SECTION J. COST ESTIMATE

Attach Detailed Cost Estimate to application.

SECTION K. DEMONSTRATION OF NEED FOR LOAN APPLICANTS N/A

Loan applicants must demonstrate that they cannot obtain commercial funding by submitting denial letters from **two** lending institutions. Provide letters with application.

SECTION L. FINANCIAL INFORMATION (Private Entities, Except for Innocent Party Applicants) N/A

Homeowners must submit Federal tax returns for the last three years. Businesses and private matching grant applicants must attach business, as well as personal, financial statements for the last three years. Provide financial information with application.

SECTION M. LICENSED SITE REMEDIATION PROFESSIONAL INFORMATION AND STATEMENTLSRP ID Number: 668140First Name: RoseLast Name: DeLorenzoPhone Number: (973) 585-9034

Ext: _____

Fax: (973) 240-1818Mailing Address: 26 Columbia TurnpikeCity/Town: Florham ParkState: NJZip Code: 07932Email Address: rdelorenzo@matrixnewworld.com

This statement shall be signed by the LSRP who is submitting this notification in accordance with SRRA Section 16 d. and Section 30 b.2.

I certify that I am a Licensed Site Remediation Professional authorized pursuant to N.J.S.A. 58:10C to conduct business in New Jersey. As the Licensed Site Remediation Professional of record for this remediation, I:

[SELECT ONE OR BOTH OF THE FOLLOWING AS APPLICABLE]:☐ *directly oversaw and supervised all of the referenced remediation, and/or*☒ *personally reviewed and accepted all of the referenced remediation presented herein.*

I believe that the information contained herein, and including all attached documents, is true, accurate and complete.

It is my independent professional judgment and opinion that the remediation conducted at this site, as reflected in this submission to the Department, conforms to, and is consistent with, the remediation requirements in N.J.S.A. 58:10C-14.

My conduct and decisions in this matter were made upon the exercise of reasonable care and diligence, and by applying the knowledge and skill ordinarily exercised by licensed site remediation professionals practicing in good standing, in accordance with N.J.S.A. 58:10C-16, in the State of New Jersey at the time I performed these professional services.

I am aware pursuant to N.J.S.A. 58:10C-17 that for purposely, knowingly or recklessly submitting false statement, representation or certification in any document or information submitted to the board or Department, etc., that there are significant civil, administrative and criminal penalties, including license revocation or suspension, fines and being punished by imprisonment for conviction of a crime of the third degree.

LSRP Signature: _____

Date: _____

LSRP Name/Title: Rose V. DeLorenzo, CHMM, LSRPCompany Name: Matrix New World Engineering**No changes to contact information since last submission** ☒

Completed forms should be sent to:

Bureau of Case Assignment & Initial Notice
Site Remediation Program
NJ Department of Environmental Protection
401-05H
PO Box 420
Trenton, NJ 08625-0420

SECTION M. SUBSURFACE EVALUATOR INFORMATION AND STATEMENT N/A

I certify under penalty of law that the work was performed under my oversight and I have reviewed the report and all attached documents, and the submitted information is true, accurate and complete in accordance with the requirements of N.J.A.C. 7:14B and N.J.A.C. 7:26E. I am aware that there are significant civil and criminal penalties for submitting false, inaccurate or incomplete information including fines and/or imprisonment.

Name: _____ UST Cert. No.: _____
Firm: _____ Firm's UST Cert. Number: _____
Firm Address: _____
City/Town: _____ State: _____ Zip Code: _____
Phone Number: _____ Ext: _____ Fax: _____
Signature: _____ Date: _____

No Changes To Contact Information Since Last Submission ☐

Completed forms should be sent to:

Bureau of Case Assignment & Initial Notice
Site Remediation Program
NJ Department of Environmental Protection
401-05H
PO Box 420
Trenton, NJ 08625-0420



**New Jersey Department of Environmental Protection
Site Remediation Program**

HDSRF APPLICATION – GENERAL CERTIFICATION – PART II

THIS CERTIFICATION IS REQUIRED TO BE COMPLETED BY ALL APPLICANTS

This certification shall be signed as follows:

for a corporation, by a principal executive officer, at least the level of vice president;

for a partnership, by a general partner;

for a sole proprietorship, by the proprietor;

for a public entity, the contact person (administrator, township manager, etc.);

for other than above (i.e. homeowner/individual), the person with legal responsibility for the site.

I certify under penalty of law that I have personally examined and am familiar with the information submitted herein and all attached documents, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate and complete. I am aware that there are significant civil penalties for knowingly submitting false, inaccurate or incomplete information and that I am committing a crime of the fourth degree if I make a written false statement which I do not believe to be true. I am aware that if I knowingly direct or authorize the violation of any statute, I am personally liable for the penalties.

Signature

Name/Title

Township of West Orange

Company

Sworn to and Subscribed Before Me

On this date of

Notary



**New Jersey Department of Environmental Protection
Site Remediation Program**

HDSRF APPLICATION – SUBROGATION OF RIGHTS – PART III

THIS CERTIFICATION IS REQUIRED TO BE COMPLETED BY ALL APPLICANTS

This certification shall be signed as follows:

- for a corporation, by a principal executive officer, at least the level of vice president;
- for a partnership, by a general partner;
- for a sole proprietorship, by the proprietor;
- for a public entity, the contact person (administrator, township manager, etc.);
- for other than above (i.e. homeowner/individual), the person with legal responsibility for the site.

I hereby subrogate to the New Jersey Department of Environmental Protection all rights to recover remediation costs from an insurance carrier, discharger, or person in any way responsible for a hazardous substance discharge pursuant to subsection c. of section 8 of P.L. 1976, c. 141 (C.58:10-23.11g) and who does not have a defense to liability pursuant to subsection d. of that section, upon the failure of the recipient to repay the financial assistance to the State.

I further certify that I have not relinquished, impaired, or waived, and do not intend to relinquish, impair, or waive, any right by the State to recover the costs of the remediation against an insurance carrier, discharger, or person in any way responsible for a hazardous substance pursuant to subsection c. of section 8 of P.L. 1976, c.141 (C.58:10-23.11g).

Signature

Name/Title

Township of West Orange
Company

Sworn to and Subscribed Before Me

On this date of

Notary



**New Jersey Department of Environmental Protection
Site Remediation Program**

HDSRF APPLICATION – INNOCENT PARTY GRANT CERTIFICATION – PART IV

THIS CERTIFICATION IS REQUIRED FOR ALL APPLICANTS APPLYING FOR AN INNOCENT PARTY GRANT

This certification shall be signed as follows:

- for a corporation, by a principal executive officer, at least the level of vice president;
- for a partnership, by a general partner;
- for a sole proprietorship, by the proprietor;
- for other than above (i.e. homeowner/individual), the person with legal responsibility for the site.

I hereby certify that

- A) I (the applicant) acquired the property prior to December 31, 1983;
- B) I (the applicant) own and will continue to own the property until NJEDA approves the grant;
- C) The hazardous substance or hazardous waste that was discharged at the property was not used by the me (the applicant) or by any person with permission to use the property; and
- D) I (the applicant), or any person I gave permission to use the property, did not discharge any hazardous substance or hazardous waste at an area where a discharge is or has been discovered.

Signature

Name/Title

Company

Sworn to and Subscribed Before Me

On this date of

Notary



**New Jersey Department of Environmental Protection
Site Remediation Program**

**HDSRF APPLICATION – 25% MATCHING GRANT REMEDIAL ACTION
CERTIFICATION – PART V**

THIS CERTIFICATION IS REQUIRED FOR ALL PRIVATE ENTITY APPLICANTS APPLYING FOR A 25% MATCHING RA GRANT

This certification shall be signed as follows:

- For a corporation, by a principal executive officer, at least the level of vice president;
- for a partnership, by a general partner;
- for a sole proprietorship, by the proprietor;
- for other than above (i.e. homeowner/individual), the person with legal responsibility for the site.

I hereby certify that

- A) The requestor has a net worth of not more than \$2,000,000 at the time the relevant costs are incurred; and
- B) The requestor will implement a remedial action using an innovative technology or a limited restricted or unrestricted use remedial action.

Signature

Name/Title

Company

Sworn to and Subscribed Before Me

On this date of

Notary



New Jersey Department of Environmental Protection
Site Remediation Program

HDSRF APPLICATION – MUNICIPAL QUESTIONNAIRE – PART VI

THIS INFORMATION IS REQUIRED FOR ALL PUBLIC ENTITIES APPLICANTS

In order to expedite the processing of grant or loan application for public entities at the NJEDA, complete this Preliminary Questionnaire and return it to the NJDEP as part of the HDSRF application. NJDEP will forward this information to the NJEDA once your application has been approved. If you have any questions about available financial assistance, call the NJEDA at (609) 341-2723.

1. Applicant: Township of West Orange
Project Name: SELECTO FLASH INC

2. Indicate the estimated project start date.
Start Date: 02/12/2018

3. List the current owner of the project site: Township of West Orange

4. If you are not the owner, do you hold a tax sales certificate for the property? ☐ Yes ☐ No
When was the tax sale certificate obtained? Date: _____

PROVIDE A COPY OF PROPERTY OWNERSHIP, SUCH AS TAX SALE CERTIFICATE, FORECLOSURE PAPERS, ETC. WITH THIS APPLICATION. Please see the attached foreclosure documentation.

If the municipality does not currently own the property or hold a tax sale certificate, has the municipality passed a resolution indicating an intent to acquire the property? ☐ Yes ☐ No
When was the resolution passed? Date: _____

5. Describe any pending or threatened litigation related to the project site.
None

6. Describe any other pending issues that could delay grant/loan closing.
None

7. If the financial assistance for which you are applying will not cover the full cost of your project, such as the removal of underground storage tanks, identify other funding sources: N/A

☐ Issuance of Bonds \$ _____
☐ Capital Budget Expenditure \$ _____
☐ Other, please describe: _____

LOAN APPLICANTS, ANSWER QUESTIONS 8 THROUGH 11: N/A - seeking grant funding only

8. Indicate the length of term, up to ten years, you desire for this loan. (Note that this term must be coterminous with all additional project financing.) _____ Years

9. Indicate if your municipality will need Local Finance Board Approval to participate in this program (i.e. are you within your legal debt limit?)..... ☐ Yes ☐ No

If "Yes," please state reason below.

10. If you currently hold a tax sale certificate or have acquired the site through foreclosure, do you intend to sell the remediated property and return it to your tax rolls within the next two years?..... ☐ Yes ☐ No

11. If you answered yes to question 10, indicate whether you would like a moratorium on principal and interest payments up to a maximum of two years. ☐ Yes ☐ No

If "Yes," I request a payment moratorium of _____ years

12. Provide additional comments in the space below.

Certification: By their signature below, the undersigned, a duly authorized representative of the above unit of local government, hereby certifies on behalf of the local government that the information contained herein is true, complete and correct in all respects as of the date hereof.

Signature: _____

Date: _____

Name (print): _____

Title: _____



New Jersey Department of Environmental Protection Site Remediation Program

HDSRF APPLICATION CHECKLIST – PART VII

This following checklist has been provided to assist you in preparing a HDSRF application for each specific grant and/or loan offered by the program. Please review the checklist for the applicable grant and/or loan to verify all required documentation has been included as part of the application package.

PUBLIC ENTITIES

Brownfield Development Area (BDA) Grant

- ☒ HDSRF Application form (Part I)
- ☒ HDSRF General Certification (Part II)
- ☒ HDSRF Subrogation of Rights (Part III)
- ☒ Municipal Questionnaire (Part VI)
- ☒ Detailed remediation Work Proposal and itemized cost estimate
- ☒ Comprehensive redevelopment plan or resolution (indicating a realistic opportunity exists to develop within three years following completion of the remediation)
- ☒ Resolution that public entity authorized to apply to HDSRF for the remediation of a discharge/suspected discharge
- ☒ One original and one copy of the HDSRF application packet

PA/SI/RI Grant

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ Municipal Questionnaire (Part VI)
- ☐ Detailed remediation Work Proposal and itemized cost estimate
- ☐ Proof of ownership interest (tax sale certificate, deed, or resolution to acquire property by voluntary conveyance)
- ☐ Resolution that public entity authorized to apply to HDSRF for the remediation of a discharge/ suspected discharge
- ☐ Comprehensive redevelopment plan or resolution (indicating a realistic opportunity exists to develop within three years following completion of the remediation)
- ☐ One original and one copy of the HDSRF application packet

75% Recreation and Conservation Grant

- ☒ HDSRF Application form (Part I)
- ☒ HDSRF General Certification (Part II)
- ☒ HDSRF Subrogation of Rights (Part III)
- ☒ Municipal Questionnaire (Part VI)
- ☒ Detailed remediation Work Proposal and itemized cost estimate
- ☒ Resolution that public entity authorized to apply to HDSRF for the remediation of a discharge/suspected discharge
- ☒ Documentation indicating the property is to be preserved for recreation/conservation by conveyance of a development easement, conservation easement, or other restriction/easement permanently restricting development
- ☒ Comprehensive plan for the development or redevelopment of the subject property
- ☒ One original and one copy of the HDSRF application packet

75% Renewable Energy Grant

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ Municipal Questionnaire (Part VI)
- ☐ Detailed remediation Work Proposal and itemized cost estimate
- ☐ Resolution that public entity authorized to apply to HDSRF for the remediation of a discharge/suspected discharge

75% Renewable Energy Grant (continued)

- ☐ Documentation indicating the property is to be redeveloped for a project that will generate renewable energy.
- ☐ Comprehensive plan for the development or redevelopment of the subject property
- ☐ One original and one copy of the HDSRF application packet

50% Affordable Housing

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ Municipal Questionnaire (Part VI)
- ☐ Detailed remediation Work Proposal and itemized cost estimate
- ☐ Resolution that public entity authorized to apply to HDSRF for the remediation of a discharge/suspected discharge
- ☐ Copy of the deed for the property indicating the inclusion of the appropriate restrictions for Affordable Housing
- ☐ Comprehensive plan for the development or redevelopment of the subject property
- ☐ One original and one copy of the HDSRF application packet

25% RA Matching Grants Remedial Action (Limited Restricted Use/ Unrestricted)

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ Municipal Questionnaire (Part VI)
- ☐ Detailed remediation Work Proposal with detailed description of remedial action and itemized cost estimate
- ☐ Proof of ownership of the subject property (copy of the Deed)
- ☐ Resolution that public entity authorized to apply to HDSRF for the remediation of a discharge/suspected discharge
- ☐ Comprehensive redevelopment plan or resolution (indicating a realistic opportunity exists to develop within three years following completion of the remediation)
- ☐ One original and one copy of the HDSRF application packet

25% Matching RA Grants Innovative Technology

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ Municipal Questionnaire (Part VI)
- ☐ Detailed remediation Work Proposal with description of the innovative technology and itemized cost estimate
- ☐ Proof of ownership of the subject property (copy of the Deed)
- ☐ Resolution that public entity authorized to apply to HDSRF for the remediation of a discharge/suspected discharge
- ☐ Comprehensive redevelopment plan or resolution (indicating a realistic opportunity exists to develop within three years following completion of the remediation)
- ☐ One original and one copy of the HDSRF application packet

Loans

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ Municipal Questionnaire (Part VI)
- ☐ Detailed remediation Work Proposal and itemized cost estimate
- ☐ Comprehensive redevelopment plan or resolution (indicating a realistic opportunity exists to develop within three years following completion of the remediation)
- ☐ One original and one copy of the HDSRF application packet

PRIVATE ENTITIES

Innocent Party Grants

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ HDSRF Innocent Party Grant Certification (Part IV)
- ☐ Proof of ownership of the subject property (copy of the Deed)
- ☐ Detailed remediation Work Proposal with detailed description of remediation and itemized cost estimate
- ☐ One original and one copy of the HDSRF application packet

25% Matching Grants Remedial Action (Limited Restricted Use/ Unrestricted)

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ HDSRF 25% Matching Grant RA Certification (Part V)
- ☐ Proof of ownership of the subject property (copy of the Deed)
- ☐ Business and personal financial statements for the last three years
- ☐ Detailed remediation Work Proposal with detailed description of remedial action and itemized cost estimate
- ☐ One original and one copy of the HDSRF application packet

25% Matching Grants Innovative Technology

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ HDSRF 25% Matching Grant RA Certification (Part V)
- ☐ Proof of ownership of the subject property (copy of the Deed)
- ☐ Business and personal financial statements for the last three years
- ☐ Detailed remediation Work Proposal with description of the innovative technology and itemized cost estimate
- ☐ One original and one copy of the HDSRF application packet

Loans

- ☐ HDSRF Application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ Proof of ownership of the subject property (copy of the Deed)
- ☐ Denial letters from two lending institutions
- ☐ Three previous years of federal tax returns
- ☐ Detailed remediation Work Proposal with detailed description of remediation and itemized cost estimate
- ☐ One original and one copy of the HDSRF application packet

NON-PROFIT ORGANIZATIONS

PA/SI/RI Grant

- ☐ HDSRF application form (Part I)
- ☐ HDSRF General Certification (Part II)
- ☐ HDSRF Subrogation of Rights (Part III)
- ☐ Proof of ownership interest of the subject property (Deed or resolution to acquire property by voluntary conveyance)
- ☐ Documentation indicating status as a 501(c)3 non-profit organization
- ☐ Detailed remediation Work Proposal with detailed description of remediation and itemized cost estimate
- ☐ Resolution that the non-profit organization is authorized to apply to HDSRF for the remediation of a discharge/suspected discharge
- ☐ Comprehensive redevelopment plan or resolution (indicating a realistic opportunity exists to develop within three years following completion of the remediation)
- ☐ One original and one copy of the HDSRF application packet

Governing Body Resolution

Resolution 15-18

The governing body of the **Township of West Orange** desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$ **24,999.00** to fund the following project:

An intensive-level cultural resource survey, in accordance with the "HPO Guidelines for Architectural Survey," of a minimum of 100 historic resources in an area bounded by Northfield Avenue, Gregory Avenue, the South Orange border and the South Mountain Reservation.

Therefore, the governing body resolves that the Mayor of West Orange is authorized

(a) to make application for such a grant,

(b) if awarded, to execute a grant agreement with the State for a grant in an amount not less than \$9,000.00 and not more than \$ **24,999.00** and

(c) to ☒ any amendments thereto ☒ any amendments thereto which do not increase the Grantee's obligations.
execute

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant to the agreement.

Introduced and adopted: January 9, 2018 and January 23, 2018

Ayes: _____

Noes: _____

Absent: _____

(Seal)

Karen J. Carnevale, Municipal Clerk

Susan McCartney, Council President

RESOLUTION

WHEREAS, the Township of West Orange Housing Rehabilitation Program has a mortgage against certain real property owned by Ms. Betty Ann Yates (the "Owner") residing at 8 Glen Road, Block 59.01, Lot 8 (the "Property"), in the amount of Fourteen Thousand Three Hundred Thirty-Five Dollars (\$14,335.00), which was dated December 3, 2002 and recorded in the Essex County Register's Office on December 10, 2002 in Book 8584, Page 58 (the "WOHRP Mortgage"); and

WHEREAS, there is a first mortgage on the Property held by M & T Bank ("M & T") in the outstanding amount of One Hundred Ninety-Five Thousand, Three Hundred Twenty-Four Dollars and Fifty Seven Cents (\$195,324.57) (the "First Mortgage"); and

WHEREAS, the Owners desire to refinance their home to obtain a new mortgage loan from Quicken Loans, Inc. ("Quicken") in the amount of Two Hundred Sixty-Eight Thousand Five Hundred Thirty Three Dollars (\$268,533.00), and with an interest rate of 3.99% (the "New Mortgage"); and

WHEREAS, the New Mortgage will pay off the First Mortgage; and

WHEREAS, the Owner has requested that the Township of West Orange subordinate the WOHRP Mortgage to the New Mortgage; and

WHEREAS, the appraised value of the property is \$325,000; and

WHEREAS, based on the amount of the New Mortgage as compared to the First Mortgage, the proposed subordination will not materially change the equity available to satisfy the WOHRP Mortgage;

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Mayor be and hereby is authorized to execute a Subordination of Mortgage, annexed hereto as Attachment "**A**," in favor of Valley with respect to the Property and the Owners; and be it further

RESOLVED, that the Municipal Clerk be and is hereby authorized to attest to the Mayor's signature on the Subordination of Mortgage; and be it further

RESOLVED, that a copy of this Resolution shall be made available in the Clerk's office in accordance with applicable law.

Karen J. Carnevale, R.M.C.
Township Clerk

Susan McCartney
Council President

Adopted: January 9, 2018

4840-0507-3241, v. 1

Exhibit “A”

SUBORDINATION AGREEMENT

Loan No: 3388628002

This Agreement is made this January, 20 18 by **The Township of West Orange**, whose address is 66 Main Street, West Orange, New Jersey 07052 (the "Lienholder").

WHEREAS the Lienholder is the holder of a mortgage/deed of trust/lien in the principal amount of \$14,335.00 executed by **Patrick S. Yates and Betty Ann M. Yates** (the "Borrower"), dated December 3, 2002 and recorded on December 10, 2002, in Book 8584, Page 58, in the records of Essex County ("Lienholder's Lien"), covering the property commonly known as 8 Glen Rd., West Orange, NJ 07052 (the "Property") and legally described as:

Situated in the County of Essex, State of NJ:

(See attached Legal Description)

Tax ID No.: Block: 59.01, Lot 8

WHEREAS Quicken Loans Inc. intends to make a loan to the Borrower in a principal amount not to exceed \$268,533.00 and dated on or about _____, 20____ to be secured by a mortgage/deed of trust granted to Mortgage Electronic Registration Systems Inc., as nominee for Quicken Loans Inc., its successors and or assigns, covering the Property ("Quicken Loans' Lien"), and

WHEREAS Quicken Loans Inc. will only make the loan to the Borrower provided that Lienholder's Lien is subordinate to Quicken Loans' Lien, and

WHEREAS Lienholder intends that Quicken Loans' Lien be prior and superior to Lienholder's Lien.

NOW, THEREFORE, it is agreed that in consideration of one dollar and other good and valuable consideration, the adequacy and receipt of which is hereby acknowledged, Lienholder agrees to subordinate and make Lienholder's Lien subordinate and junior in all respects to Quicken Loans' Lien.

Loan No: 3388628002

Witnesses:

Signature _____

Printed Name _____

Signature _____

Printed Name _____

STATE OF _____)

ss

COUNTY OF _____)

Lienholder Signature:

Lienholder: The Township of West Orange

Printed Name Robert D. Parisi

Title Mayor of the Township of West Orange

On _____, 20____ before me, _____ (Notary Name), personally appeared _____ (Lienholder Representative), personally known to me (or proved to me on the basis of satisfactory evidence) to be the person(s) whose name(s) is/are subscribed to the within instrument and acknowledged to me that he/she/they executed the same in his/her/their authorized capacity(ies), and that by his/her/their signature(s) on the instrument the person(s), or the entity upon behalf of which the person(s) acted, executed the instrument.

(Notary Signature)
Notary Public, County of _____, Acting in _____ County.
State of _____
My commission expires _____.

This instrument drafted by and after recording return to:
Kathy Aaron
Quicken Loans Inc.
Subordination Dept.
615 W. Lafayette
Detroit, MI 48226

EXHIBIT A - LEGAL DESCRIPTION

Tax Id Number(s): Block: 59.01, Lot: 8

Land situated in the Township of West Orange in the County of Essex in the State of NJ

BEGINNING AT A POINT IN THE WESTERLY SIDELINE OF GLEN ROAD, SAID POINT BEING DISTANT SOUTHWESTERLY 150.00 FEET FROM THE INTERSECTION OF SAID WESTERLY SIDELINE OF GLEN ROAD WITH THE SOUTHERLY SIDELINE OF OAKRIDGE ROAD, PRODUCED TO FORM AN INTERSECTION; THENCE

1. ALONG THE SAID SOUTHERLY SIDELINE OF GLEN ROAD, SOUTH 28 DEGREES 47 MINUTES WEST, 50 FEET TO A POINT; THENCE

2. NORTH 61 DEGREES 13 MINUTES WEST 118.51 FEET TO A POINT ALONG THE LINE OF LOT #7 TO A POINT; THENCE

3. NORTH 31 DEGREES 13 MINUTES 30 SECONDS EAST, 50.045 FEET TO A POINT THENCE;

4. SOUTH 61 DEGREES 13 MINUTES EAST, 116.38 FEET TO A POINT IN THE SAID WESTERLY SIDELINE OF GLEN ROAD AND THE POINT AND PLACE OF BEGINNING.

ALSO BEING KNOWN AND DESIGNATED AS LOT #8 AS SHOWN AND INDICATED UPON A MAP ENTITLED, "MAP OF EDUCATIONAL PARK", WEST ORANGE, N.J. IN BLOCK 59-A AND IS IN ACCORDANCE WITH A SURVEY PLAT PREPARED BY JAMES M. HELB, P.E./L.S./P.P. DATED JANUARY 18, 1997 AS TAX MAP BLOCK 59.0, LOT 8 AS SHOWN ON THE TAX MAPS OF WEST ORANGE, ESSEX COUNTY, N.J.

Commonly known as: 8 Glen Rd, West Orange, NJ 07052-4604

THE PROPERTY ADDRESS AND TAX PARCEL IDENTIFICATION NUMBER LISTED ARE PROVIDED SOLELY FOR INFORMATIONAL PURPOSES

A Resolution Determining that the Properties Identified as Block 155, Lots 40.02, 40.03, 41.02, 42.01, and 42.02 and Block 155.21, Lot 40 Be Designated as An Area In Need of Redevelopment in Accordance with the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et. seq.

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq. (the “Redevelopment Law”) authorizes municipalities to determine whether certain parcels of land located therein constitutes an area in need of redevelopment; and

WHEREAS, on September 19, 2017, the Township Council for the Township of West Orange (the “Council”) adopted Resolution 212-17 authorizing the Planning Board for the Township of West Orange (the “Planning Board”) to conduct a preliminary investigation to determine whether certain properties, identified as Block 155, Lots 40.02, 40.03, 41.02, 42.01, and 42.02 and Block 155.21, Lot 40 on the Township of West Orange Tax Map, inclusive of any and all streets, “paper” streets, private drives and right of ways (the “Study Area”) meet the criteria set forth as an appropriate non-condemnation area for consideration for the program of redevelopment; and

WHEREAS, the Planning Board conducted a preliminary investigation of the Study Area to determine whether it should be designated as a Non-Condensation Area In Need of Redevelopment in accordance with the criteria and procedures set forth in N.J.S.A. 40A:12A-5 and N.J.S.A. 40A:12A-6; and

WHEREAS, as part of the preliminary investigation, Phillips Preiss Grygiel, LLC (“PPG”) 33-41 Newark Street, Third Floor, Suite D, Hoboken, New Jersey prepared an Area in Need of Redevelopment Study (the “Redevelopment Study”) and presented the Redevelopment Study to the Planning Board for its consideration in determining whether the Study Area should be designated as an Area in Need of Redevelopment; and

WHEREAS, in addition to the foregoing, PPG prepared a map showing the boundaries of the Study Area and locations of the parcels of property included therein, along with a

statement setting forth the basis for its investigation in accordance with N.J.S.A. 40A:12A-6(b)(1); and

WHEREAS, a public hearing was conducted by the Planning Board on November 1, 2017 and December 6, 2017, with notice having been properly given pursuant to N.J.S.A. 40A:12A-6(b)(3); and

WHEREAS, after completing its investigation and public hearing on this matter, the Planning Board concluded that there was sufficient credible evidence to support findings that satisfy the criteria set forth in the Redevelopment Law, particularly at N.J.S.A. 40A:12A-5 et seq., for designating the Study Area as a Non-Condemnation Area in Need of Redevelopment and said designation is necessary for the effective redevelopment of the area comprising the Study Area; and

WHEREAS, in accordance with the Redevelopment Law and as approved by vote on December 6, 2017 and memorialized by Resolution 18-1, dated January 3, 2018, annexed hereto as Exhibit “A,” the Planning Board recommended to the Council that Block 155, Lots 40.02, 40.03, 41.02, 42.01, and 42.02 and Block 155.21, Lot 40 be designated as a Non-Condemnation Area in Need of Redevelopment; and

WHEREAS, the Council considered the Planning Board's recommendation at its regularly scheduled public meeting and held a public hearing with public comment; and

WHEREAS, on September 19, 2017, the Council adopted Resolution 213-17 which authorized the retention of PPG to prepare a Redevelopment Plan in the event that the Planning Board would conclude that there was sufficient credible evidence to support findings that satisfy the criteria set forth in the Redevelopment Law, particularly at N.J.S.A. 40A:12A-5 et seq., for designating the Study Area as a Non-Condemnation Area in Need of Redevelopment; and

WHEREAS, a Redevelopment Plan to be presented to the Planning Board and the Council is required to effectuate the designation of the Study Area as a Non-Condemnation Area in Need of Redevelopment.

NOW, THEREFORE, BE IT RESOLVED that the Township Council hereby accepts the recommendation from the Planning Board of the Township of West Orange and finds that Block 155, Lots 40.02, 40.03, 41.02, 42.01, and 42.02 and Block 155.21, Lot 40 as shown on the official tax map of the Township of West Orange be and are hereby deemed to be a Non-Condensation Redevelopment Area pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1 et seq.; and

BE IT FURTHER RESOLVED, that the Township hereby reserves all other authority and powers granted to it under the Redevelopment Law; and

BE IT FURTHER RESOLVED, that the Clerk of the Township of West Orange shall forthwith transmit a copy of the within Resolution to the Commissioner of the State of New Jersey Department of Community Affairs for review; and

BE IT FURTHER RESOLVED, that within ten (10) days of the Township Council's adoption of the within Resolution, the Clerk of the Township of West Orange shall serve notice of the Township Council's determination and the within Resolution upon all record owners of property within the Non-Condensation Redevelopment Area, those whose names are listed on the Tax Assessor's records, and upon each person who filed a written objection thereto and stated, in or upon the written submission, an address to which notice of the determination and Resolution may be sent and upon the Commissioner of the New Jersey Department of Community Affairs; and

BE IT FURTHER RESOLVED, that PPG, having been previously retained by the Township, has already been authorized and directed to prepare a Redevelopment Plan for the Study Area, including an outline for the planning, development and redevelopment of the Study Area pursuant to N.J.S.A. 40A:12A-7 and present same to the Planning Board and Township Council; and

BE IT FURTHER RESOLVED, that the Planning Board shall transmit a report containing its recommendation concerning the Redevelopment Plan to the Township Council. The

Planning Board Report shall include an identification of any provisions in the proposed Redevelopment Plan which are inconsistent with the Master Plan and recommendations concerning these inconsistencies and any other matters as the Planning Board deems appropriate; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution be forwarded to the Township Clerk, Chief Financial Officer and Township Planning Board and Planning Board Secretary; and

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be made available in the Clerk's office in accordance with applicable law.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney
Council President

Adopted: January 9, 2018



TOWNSHIP OF WEST ORANGE

66 MAIN STREET, WEST ORANGE, N.J. 07052

Department of Planning and Development

ROBERT D. PARISI

Mayor

PLANNING BOARD

Robin Miller, Secretary

Tel: (973) 325-4111

Fax: (973) 325-6359

Email: planningboard@westorange.org

MEMORANDUM

TO: Hon. Susan McCartney, Council President
Hon. Michele Casalino, Councilwoman
Hon. Victor Cirilo, Councilman
Hon. Jerry Guarino, Councilman
Hon. Joe Krakowiak, Councilman

FROM: Robin Miller 
Planning Board Secretary

CC: Karen Carnevale, Municipal Clerk
Mark Moon, Esq.

DATE: January 4, 2018

RE: **Essex Green and Executive Drive Area
Area of Need of Redevelopment Study**
Block 155, Lot 40.02, 100 Executive Drive
Block 155, Lot 40.03, Rooney Circle
Block 155, Lot 41.02, 10 Rooney Circle
Block 155, Lot 42.01, 300 Executive Drive
Block 155, Lot 42.02, 200 Executive Drive
Block 155.21, Lot 40, Prospect Avenue

At the Planning Board hearing on December 6, 2017, the Planning Board voted to recommend to Township Council that the above referenced properties qualify as a Non-Condemnation Area in Need of Redevelopment Pursuant to N.J.S.A. 40A:12A-1 et. seq.

Attached please find executed copy of the Planning Board Resolution adopted January 3, 2018.

Kindly advise the Planning Board of any subsequent action taken by the Council regarding this matter.

Please do not hesitate to contact me if you have any questions.

Thank you.



AN EQUAL OPPORTUNITY EMPLOYER

www.westorange.org

RESOLUTION OF THE PLANNING BOARD**TOWNSHIP OF WEST ORANGE**

WHEREAS pursuant to N.J.S.A. 40A:12A the Local Redevelopment and Housing Law (the "LRHL") the Planning Board was directed by the West Orange Township Council pursuant to Resolution #212-17, to conduct a preliminary investigation in order to study the area listed therein (Lots 40.02, 40.03, 41.02, 42.01, and 42.02 in Block 155 and Lot 40 in Block 155.21) and generally described as the Essex Green and Executive Drive Area (the "Study Area") to determine if it should be determined to be an area in need of redevelopment pursuant to the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq. (the "LRHL"); and

WHEREAS the firm of Phillips Preiss Grygiel, LLC did conduct a study and prepare a report (the "Report") dated October, 2017; and

WHEREAS the Planning Board having conducted a public hearing at meetings held on November 1, 2017 and December 6, 2017, after notice hereby makes the following findings:

1. The Board having received the report from Phillips Preiss Grygiel, LLC and having heard testimony from Paul Grygiel, PP, AICP, and having provided an opportunity for public comment, and having deliberated on the matter, hereby finds that there is sufficient information to determine that the Study Area meets the criteria for designation as an area in need of redevelopment in accordance with the LRHL.
2. The redevelopment area investigation reveals that all but one of the properties qualified for redevelopment designation under either criteria "b" or "d" of the LRHL (N.J.S.A. 40A:12A-6). Of the total land area of 70.58+/- acres, 65.86 acres meet the statutory conditions for designation of an area in redevelopment. The remaining property in the Study Area, Block 155, Lot 40.03 does not in and of itself meet the statutory criteria, however; it can be included in the redevelopment area in accordance with N.J.S.A. 40:12A-3 because the exclusion of the property would be an impediment to an appropriate redevelopment scheme.
3. Therefore the Board hereby agrees with the conclusion of the Redevelopment Study conducted by Phillips Preiss Grygiel, LLC that the Study Area (i.e., Lots 40.02, 40.03, 41.02, 42.01 and 42.02 in Block 155 and Lot 40 in Block 155.21) qualify as an "area in need of redevelopment" in accordance with N.J.S.A. 40:12A.

IN WITNESS WHEREOF, the Board has caused this Resolution to be executed by its Secretary on the 3rd day of January 2018.



Robin Miller, Secretary
Township of West Orange Planning Board

RESOLUTION

WHEREAS, the Borough of North Caldwell and the Township of West Orange wish to enter an Inter-Local Agreement whereby animal facility sheltering services shall be provided for 2018 (the "Agreement"), a copy of the Agreement is annexed hereto as Exhibit "A;" and

WHEREAS, under the Agreement, the Borough of North Caldwell will pay the Township of West Orange the sum of \$3,468.00 per annum to be prorated on a semi-annual basis of \$1,734.00 per period for the contract year 2018; and

WHEREAS, this Resolution authorizes that twenty-five (25%) of the per annum amount for the contract year be dedicated to and placed in the dog license account 04-2010-00-6690-304 to cover the costs and other expenses authorized under the agreement; and

WHEREAS, the Health Officer has reviewed the Agreement and recommends the terms contained therein; and

WHEREAS, pursuant to the terms of the Agreement, the Borough of North Caldwell shall indemnify the Township of West Orange for any services provided for the Borough of North Caldwell.

NOW, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Mayor shall be and is hereby authorized to execute the Agreement with the Borough of North Caldwell, annexed hereto as Exhibit "A," for year 2018 ending December 31, 2018; and it is further

RESOLVED that notice of this award shall be available in the Clerk's office in accordance with any applicable law.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney, Council President

Adopted: January 9, 2018

INTER-LOCAL AGREEMENT

THIS AGREEMENT, made this **1st day of January, 2018** by and between the Township of West Orange, a municipal corporation of the State of New Jersey, having principal offices at 66 Main Street, West Orange, NJ 07052, hereinafter referred to as "Provider", and the BOROUGH OF NORTH CALDWELL, a municipal corporation of the State of New Jersey, having principal offices at 141 Gould Avenue, North Caldwell, NJ 07006, hereinafter referred to as "Recipient";

WITNESSETH

WHEREAS, N.J.S.A.40A:65-4 et seq., the Uniform Shared Services and Consolidation Act,, any local unit is authorized to enter into an agreement with any other local unit to provide or receive any service that each local unit participating in the Agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating local units; and

WHEREAS, the Recipient (North Caldwell) wishes to retain the services of the Provider (West Orange) for Animal Facility Sheltering Services for a period of 2018 beginning January 1, 2018 and ending December 31, 2018.

WHEREAS, the Recipient has stated that they impound approximately four (4) to six (6) animals per year, and

WHEREAS, the Recipient has trained and certified two Animal Control Officers that will perform all animal related functions within their borders.

NOW THEREFORE, in consideration of the foregoing and subject to the term and conditions of the following, the parties hereto agree as follows:

1. The Provider shall make their Animal Control Facility available to the Recipient on a daily basis, as needed, seven (7) days a week for Recipient Animal Control Officers to impound stray dogs and cats picked up within the borders of North Caldwell.

2. The Recipient will pay the provider the sum of \$3,468.00 per annum to be prorated on a semi-annual basis of \$1,734.00 per period and paid within thirty (30) days of receipt of invoice for the contract year 2018.

3. The payment set forth above shall include all employees, equipment and supplies necessary for the care of the animals impounded and the maintenance of the facility, including periodic inspection of animals by a licensed veterinarian.

4. The Provider will provide space at the animal control facility for stray dogs and cats impounded by the Recipient Animal Control Officers picked up within the borders of the Borough of North Caldwell, provided that the Recipient will not trap for stray cats until the Provider confirms space is available in the quarantine area.

5. The Recipient will provide Animal Control Officers who will be responsible for the transport of stray animals to the West Orange animal control facility.

6. The Recipient Animal Control Officers will be responsible for securing animals in the proper cages, completing the cage card information and the log in of animal data.

7. The Recipient shall notify the West Orange Health Department prior to impounding an animal.

8. The impounded dog or cat shall be held for a period of seven (7) days unless claimed earlier by the owner; then such dog or cat shall be put up for adoption or humanely disposed of, but in no way whatsoever, shall they be made available for experimentation.

9. Any person may redeem their dog, cat or other animal from the Provider's Animal Control Facility located at 311 Lakeside Avenue, West Orange, NJ 07052. The redemption hours are set by the Provider or through an appointment time designated by the Provider's Animal Control Officers. The redemption of said animals will be completed upon the payment to the Provider the sum of \$30.00 pick-up fee, Monday –

Friday; 8:30 a.m. – 5:00 p.m. There will be an \$85.00 pick-up fee for other hours, weekends and holidays and a boarding fee of \$7.00 for each day that the animal has been impounded up to and including seven (7) days. After the seven (7) day period the dog, cat or other animal becomes the property of the Provider unless otherwise arranged. No redemption will be honored unless the owner provides a current dog license as set forth in State Statutes.

10. Any stray dog or cat in the custody of the Provider charged with biting a human being shall be quarantined and isolated from other animals for the regular quarantine period of at least ten (10) days. The cost of this shall be to the owner or person who is bitten or scratched or, if the person is a minor, the legal guardian, if established.

11. The Recipient Municipality will be charged a boarding fee of Fifteen (\$15.00) Dollars per day for any animals brought to the Provider who are involved in litigation and cannot be released to their owners.

12. The Providers services include the handling and care of all animals impounded, as described. The charges for owned animals shall be the responsibility of the owner.

13. The Recipient shall advertise or attempt to contact the owner of a stray animal impounded to inform them of the animal's location for redemption.

14. The Provider will not accept sick or injured animals or unwanted owned animals from the Recipient at the animal control facility. If a Recipient animal is determined to be sick or injured the Recipient will be notified to remove the animal for transport to the designated veterinarian by the Recipient Animal Control Officers.

15. The Recipient will provide transportation of injured animals to the Recipient's designated veterinarian without assistance from the Provider.

16. The Recipient Animal Control Officers shall be responsible for the

determination and preparation of a specimen to be examined for suspected rabies by the New Jersey Department of Health.

17. The Recipient Health Department or Animal Control Officers will be responsible for specimen transports to the State for rabies examination.

18. The Provider will be responsible for the annual shelter report filed with the State each year for contract communities.

19. The Provider will include Recipient residents in the free rabies vaccination clinics sponsored at the West Orange locations.

20. The Recipient will indemnify and save the Provider Municipality harmless and against any and all loss, damage, liability and claims whatsoever caused, resulting directly or indirectly from the performance of this agreement.

21. Under the terms of this contract, one or both parties may terminate the contract within Sixty (60) days written notice to the other party by Certified Mail-Return Receipt Requested and accompanied by a Resolution of withdrawal by one or both parties. Upon the expiration, all rights and obligations between the parties under this contract shall cease and be deemed null and void.

22. This is a one year Contract ending December 31, 2018 and the parties hereto agree to be bound by the provision of Schedule A attached hereto and made a part hereof.

ATTEST: 
BOROUGH CLERK

BOROUGH OF NORTH CALDWELL
RECIPIENT

BY: 
MAYOR

ATTEST: _____
TOWNSHIP CLERK

TOWNSHIP OF WEST ORANGE
PROVIDER

MAYOR

SCHEDULE A

ADDENDUM TO ANIMAL FACILITY SHELTERING SERVICES CONTRACT BETWEEN THE TOWNSHIP OF WEST ORANGE, PROVIDER, AND THE BOROUGH OF NORTH CALDWELL, RECIPIENT.

1. The Borough of North Caldwell will indemnify and hold harmless the Township of West Orange with reference to any cause of action resulting from or arising out of any act or conduct by Animal Control Officers when said act or conduct is solely and exclusively for the performance of his duties and obligations to the Borough of North Caldwell pursuant to the terms and conditions of this Contract or for actions or conduct that occurs at the Provider's Animal Control Facility as it relates to the sheltering of impounded stray dogs and contracts from the Borough of North Caldwell pursuant to the terms and conditions of this Contract. In the event the Township of West Orange receives notification of any cause of action or claim which it contends arises out of this sheltering agreement with the Borough of North Caldwell of the services of the Provider's Animal Control Officers pursuant to the terms of this Contract, said notification shall be made promptly to the Borough of North Caldwell by directing same to the Mayor and Business Administrator.

2. The Borough of North Caldwell shall indemnify and hold harmless acts, conduct or services of the Animal Control Officers when said individuals are acting solely and exclusively for the Borough of North Caldwell provided that said acts, conduct or services arise out of and are in the scope and duties of the Animal Control Officer's employment. It is the intent of this provision that the Animal Control Officers shall conduct themselves pursuant to general principles, obligations, duties and responsibilities governing the general nature and standards of Animal Control services performed at an animal sheltering facility recognized throughout the State of New Jersey.

xxx-17
December 5, 2017

RESOLUTION-APPROPRIATION CANCELLATION
PURSUANT TO N.J.S.A 40A:4-60

WHEREAS , N.J.S.A. 40A:4-60 provides for the cancellation of unexpended balances;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that the attached unexpended balances be cancelled:

Susan McCartney
Council President

Karen J. Carnevale
Municipal Clerk

Adopted: For December 5, 2017 meeting recessed until January 9, 2018

2017 Cancellations		1,859,954.40	1,859,954.40	-							
Date	Account #	Debit	Credit	Description						Explanation	
12/5/2017	01-1990-00-1702-		1,300,000.00	December 5, 2017 Emergency Deferred Charge for Excess Health Benefit Claims							Emergency not necessary
12/5/2017	01-2010-00-2532-070	650,000.00		December 5, 2017 Emergency Appropriation	December 5, 2017 Emergency Appropriation						Emergency not necessary
12/5/2017	01-2010-00-2532-081	650,000.00		December 5, 2017 Emergency Appropriation							Emergency not necessary
12/5/2017	01-1180-00-1300-060		367,634.47	Grant Receivable	Downtown Streetscape Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-1000-203	367,634.47		Grant Appropriation	Downtown Streetscape Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2000-200	599.18		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-200	2,902.26		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-201	707.92		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-213	914.35		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-214	127.59		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-215	863.64		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-216	2,420.49		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-217	389.36		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1120-		8,924.79	Grant Receivable	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2025-201	8,000.00		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1220-		8,000.00	Grant Receivable	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1015-		5,555.00	Grant Receivable	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2050-217	5,500.00		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2090-217	55.00		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2115-214	3,089.73		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2110-204	364.58		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2140-215	6,184.88		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1080-		9,639.19	Grant Receivable	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1150-		5,155.00	Grant Receivable	Municipal Stormwater Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-7100-200	5,155.00		Grant Appropriation	Municipal Stormwater Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-7200-200	123,899.00		Grant Appropriation	Wastewater Treatment Fund					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1320-		123,899.00	Grant Receivable	Wastewater Treatment Fund					Unexpended Balances	Grant Close-out
12/5/2017	08-2010-55-5412-410	11,286.00		Pool Utility Budget	FICA					Unexpended Balances	Pool Utility Close Out
12/5/2017	08-2010-55-5422-413	1.00		Pool Utility Budget	NJ Unemployment					Unexpended Balances	Pool Utility Close Out
12/5/2017	08-2010-55-5022-501	19,859.95		Pool Utility Budget	FICA					Unexpended Balances	Pool Utility Close Out
12/5/2017	80-4000- - -		31,146.95	Pool Fund Balance						Unexpended Balances	Pool Utility Close Out

'RESOLUTION-APPROPRIATION TRANSFER
PURSUANT TO N.J.S.A 40A:4-58

WHEREAS , N.J.S. 40A:4-58 provides for transfers between budget appropriations during the last two months of the fiscal year;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange (not less than two thirds of the governing body affirmatively concurring) that transfers between 2017 Budget Appropriation be made as attached:

Susan McCartney
Council President

Karen Carnevale
Municipal Clerk

Adopted: For December 5, 2017 meeting recessed until January 9, 2018

2017 Transfer	Resolution				
	-	-	1,098,350.47	1,098,350.47	-
DATE	Acct #	Department	From	To	Explanation
12/5/2017	01-2010-00-1001	MAYOR S&W	-	0.34	Salary Rounding Difference
12/5/2017	01-2010-00-1002	MAYOR O/E	19,628.00	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1201	TOWN COUNCIL S&W	-	0.10	Salary Rounding Difference
12/5/2017	01-2010-00-1402	TOWNSHIP LITIGATION O/E	84,388.03	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1501	MUNICIPAL CLERK S&W	1,195.69	-	Slippage
12/5/2017	01-2010-00-1601	MUNICIPAL ELECTION S&W	1,077.81	-	Slippage
12/5/2017	01-2010-00-1602	MUNICIPAL ELECTION O/E	-	787.30	Unanticipated Expenditures
12/5/2017	01-2010-00-1701	LEGAL SERVICES S&W	-	0.12	Salary Rounding Difference
12/5/2017	01-2010-00-1702	LEGAL SERVICES O/E	13,298.80	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1901	PLANNING BOARD S&W	-	0.36	Salary Rounding Difference
12/5/2017	01-2010-00-1932	WASTE MANAGEM O/E	109,518.01	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1941	MUNICIPAL COURT S&W	26,097.10	-	Slippage
12/5/2017	01-2010-00-2001	BUSINESS ADMI S&W	-	47.68	Salary Rounding Difference
12/5/2017	01-2010-00-2201	PURCHASING S&W	-	1,115.73	Overtime
12/5/2017	01-2010-00-2302	CENTRAL PRINT O/E	-	2,352.15	Unanticipated Expenditures
12/5/2017	01-2010-00-2532	CENTRAL INSURANCE - HEALTH	-	668,124.83	Increased Health Benefit Claims
12/5/2017	01-2010-00-2534	CENTRAL INSURANCE- LIABILITY	-	67,577.00	Increased Workers Compnensation Claims
12/5/2017	01-2010-00-2801	COLLECTORS OF S&W	-	4,872.24	Underbudgeted Salary
12/5/2017	01-2010-00-2802	COLLECTORS OF O/E	-	2,367.25	Unanticipated Expenditures
12/5/2017	01-2010-00-2951	COMPTROLLER S&W	11,141.19	-	Slippage
12/5/2017	01-2010-00-2952	COMPTROLLER O/E	-	12,431.30	Unanticipated Expenditures
12/5/2017	01-2010-00-3001	PLANNING & DEV S&W	-	417.41	Overtime
12/5/2017	01-2010-00-3101	HOUSING CODE S&W	37,283.32	-	Slippage
12/5/2017	01-2010-00-4001	TAX ASSESSOR S&W	-	1.61	Salary Rounding Difference
12/5/2017	01-2010-00-5001	POLICE S&W	301,483.84	-	Slippage
12/5/2017	01-2010-00-5003	POLICE O/E	-	28,427.66	Unanticipated Expenditures
12/5/2017	01-2010-00-6001	FIRE S&W	-	223,474.81	Overtime
12/5/2017	01-2010-00-7001	ENGINEERING S&W	-	3,649.80	Overtime
12/5/2017	01-2010-00-7301	PARKING FAC MAINT & REPAIR S&W	1,432.00	-	Slippage
12/5/2017	01-2010-00-7401	PUBLIC WORKS S&W	-	35,344.90	Overtime
12/5/2017	01-2010-00-7502	STREET SALT & CHLORIDE O/E	63,421.00	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-7902	CENTRAL AUTOMOTIVE O/E	-	8,447.80	Unanticipated Expenditures
12/5/2017	01-2010-00-8051	GENERAL HEALTH SERVICES S&W	5,663.00	-	Overtime
12/5/2017	01-2010-00-8101	SENIOR Busing S&W	3,720.79	-	Overtime
12/5/2017	01-2010-00-8301	WELFARE S&W	1,000.56	-	Overtime
12/5/2017	01-2010-00-8601	SEN CITIZEN HEALTH CTR S&W	7,886.09	-	Slippage
12/5/2017	01-2010-00-8902	GARBAGE-TRASH REMOVAL O/E	186,830.79	-	Reduced Tonnage
12/5/2017	01-2010-00-9101	PARKS & PLAYGROUNDS S&W	34,423.71	-	Slippage
12/5/2017	01-2010-00-9401	CONSTRUCTION S&W	23,002.96	-	Slippage
12/5/2017	01-2010-00-9500	ELECTRICITY O/E	-	31,729.72	Increase in Market Rates
12/5/2017	01-2010-00-9502	FUEL O/E	87,932.65	-	Expenditures Less than Budgeted

12/5/2017	01-2010-00-9505	FIRE HYDRANT SERVICE O/E	73,883.79	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-7101	BUILDING & PROPERTY OE	-	3,139.02	Unanticipated Expenditures
12/5/2017	08-2010-55-5022	POOL UTILITY OE	4041.34		Expenditures Less than Budgeted
12/5/2017	08-2010-55-5011	POOL UTILITY S&W		4041.34	Unanticipated Expenditures
12/5/2017					
12/5/2017	01-2010-00-7502-115		364,122.72	STREET SALT & CHLORIDE O/E	Severe winter storms
12/5/2017	08-2010-88-8011-402		12,161.25	POOL S&W	Increased attendance required additional staffing
12/5/2017	08-2010-55-4022501	12,161.25		POOL OE	Excess transferred to another account

19-18
1/9/2018

RESOLUTION-TEMPORARY BUDGET APPROPRIATION
PURSUANT TO N.J.S.A 40A:4-19

WHEREAS , N.J.S.A. 40A:4-19 provides for temporary budget appropriations;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange does hereby authorize the attached 2018 temporary budget appropriations:

Susan McCartney
Council President

Karen J. Carnevale, R.M.C.
Municipal Clerk

Adopted: January 9, 2018

2018 Temporary Budget

Account	Account Name	Amount
Current Fund		
01-2010-00-1001	MAYOR S&W	20,171.80
01-2010-00-1002	MAYOR O/E	5,683.19
01-2010-00-1102	PUBLIC INFORMATION OFFICER OE	157.68
01-2010-00-1201	TOWN COUNCIL S&W	16,545.28
01-2010-00-1202	TOWNSHIP COUNCIL-ADV	1,060.00
01-2010-00-1203	TOWN COUNCIL O/E	8,122.25
01-2010-00-1301	ABC S&W	185.50
01-2010-00-1302	ABC O/E	66.25
01-2010-00-1402	TOWNSHIP LITIGATION O/E	72,875.00
01-2010-00-1501	TOWNSHIP CLERK S&W	69,276.63
01-2010-00-1502	TOWNSHIP CLERK O/E	795.00
01-2010-00-1601	MUNICIPAL ELECTION S&W	1,325.00
01-2010-00-1602	MUNICIPAL ELECTION O/E	4,637.50
01-2010-00-1701	LEGAL SERVICES S&W	19,610.00
01-2010-00-1702	LEGAL SERVICES O/E	10,176.00
01-2010-00-1802	HUMAN RELATIONS COMMISSION OE	1,351.50
01-2010-00-1901	PLANNING BOARD S&W	1,391.25
01-2010-00-1902	PLANNING BOARD O/E	2,756.00
01-2010-00-1911	BOARD OF ADJUSTMENT S&W	1,391.25
01-2010-00-1912	BOARD OF ADJUSTMENT O/E	988.45
01-2010-00-1931	WASTE MANAGEM S&W	1,404.50
01-2010-00-1932	WASTE MANAGEM O/E	74,604.92
01-2010-00-1941	MUNICIPAL COURT S&W	93,596.87
01-2010-00-1942	MUNICIPAL COURT O/E	9,222.00
01-2010-00-1951	PUBLIC DEFENDER S&W	4,823.00
01-2010-00-1952	PUBLIC DEFENDER OE	1,590.00
01-2010-00-1962	ENVIRONMENTAL COMMISSION O/E	39.75
01-2010-00-1972	RENT LEVELING O/E	19.88
01-2010-00-2001	BUSINESS ADMI S&W	63,556.24
01-2010-00-2002	BUSINESS ADMI O/E	45,898.00
01-2010-00-2102	ADMIN OF TOWN OWNED PROPERTIES	265.00
01-2010-00-2201	PURCHASING S&W	37,993.85
01-2010-00-2202	PURCHASING O/E	10,202.50
01-2010-00-2302	CENTRAL PRINT O/E	7,340.50
01-2010-00-2402	TELEPHONE COMMUNICATIONS O/E	62,275.00
01-2010-00-2531	CENTRAL INSURANCE-ADMIN S&W	636.00

01-2010-00-2532	CENTRAL INSURANCE - HEALTH	2,562,985.70
01-2010-00-2533	CENTRAL INS - UNEMPLOYMENT	26.50
01-2010-00-2534	CENTRAL INSURANCE- LIABILITY	225,250.00
01-2010-00-2535	CENTRAL INS - WORK-COMP	132,500.00
01-2010-00-2602	CENTRAL MAILING O/E	19,543.75
01-2010-00-2701	TOWNSHIP PHYSICIAN S&W	265.00
01-2010-00-2702	TOWNSHIP PHYSICIAN O/E	2,481.73
01-2010-00-2801	COLLECTORS OF S&W	49,184.28
01-2010-00-2802	COLLECTORS OF O/E	6,413.00
01-2010-00-2902	TREASURER O/E	2,623.50
01-2010-00-2951	COMPTROLLER S&W	118,326.14
01-2010-00-2952	COMPTROLLER O/E	37,636.63
01-2010-00-3001	PLANNING & DEV S&W	79,457.26
01-2010-00-3002	PLANNING & DE O/E	8,505.18
01-2010-00-3101	HOUSING CODE S&W	53,879.80
01-2010-00-3102	HOUSING CODE O/E	1,517.13
01-2010-00-3152	HISTORIC PRESERVATION O/E	397.50
01-2010-00-3202	WO ARTS COUNCIL O/E	397.50
01-2010-00-3302	MAIN STREET O/E	11,264.89
01-2010-00-3402	WO ENERGY COMMISSION O/E	265.00
01-2010-00-4001	TAX ASSESSOR S&W	56,267.98
01-2010-00-4002	TAX ASSESSOR O/E	10,759.00
01-2010-00-5001	POLICE S&W	3,079,712.00
01-2010-00-5002	POLICE UNIFORM O/E	25,148.50
01-2010-00-5003	POLICE O/E	105,496.50
01-2010-00-6001	FIRE S&W	2,345,266.03
01-2010-00-6002	FIRE O/E	31,994.78
01-2010-00-6003	FIRE O/E	19,716.00
01-2010-00-6101	UNIFORM FIRE SAFETY S&W	7,486.25
01-2010-00-6102	UNIFORM FIRE SAFETY O/E	8,949.58
01-2010-00-6201	EMERGENCY MGT S&W	1,192.50
01-2010-00-6202	EMERGENCY MGT O/E	1,537.00
01-2010-00-7001	ENGINEERING S&W	146,839.88
01-2010-00-7002	ENGINEERING O/E	1,219.00
01-2010-00-7101	BUILDING & PROPERTY O/E	103,873.38
01-2010-00-7202	SHADE TREE O/E	18,616.25
01-2010-00-7301	PARKING FAC MAINT & REPAIR S&W	583.00
01-2010-00-7302	PARKING FAC MAINT & REPAIR O/E	1,184.55
01-2010-00-7401	PUBLIC WORKS S&W	734,295.96
01-2010-00-7502	STREET SALT & CHLORIDE O/E	117,925.00
01-2010-00-7503	STREET CLEANING AND DRAINAGE O	12,879.00
01-2010-00-7602	STREET REPAIR O/E	18,642.75
01-2010-00-7702	STREET SERVICE & TRAFFIC O/E	3,471.50

01-2010-00-7802	SANITATION O/E	1,616.50
01-2010-00-7902	CENTRAL AUTOMOTIVE O/E	145,352.50
01-2010-00-7952	SEWER & PUMP STATIONS O/E	15,317.00
01-2010-00-8051	GENERAL HEALTH SERVICES S&W	141,540.11
01-2010-00-8052	GENERAL HEALTH SERVICES O/E	5,928.58
01-2010-00-8101	SEN CITIZEN TRANS S&W	57,996.35
01-2010-00-8102	SEN CITIZEN TRANS O/E	251.75
01-2010-00-8301	WELFARE S&W	35,140.06
01-2010-00-8302	WELFARE O/E	1,338.25
01-2010-00-8401	ANIMAL CONTROL S&W	34,219.97
01-2010-00-8402	ANIMAL CONTROL O/E	841.38
01-2010-00-8502	PODIATRY CLINIC O/E	3,842.50
01-2010-00-8601	SEN CITIZEN HEALTH CTR S&W	46,961.50
01-2010-00-8602	SEN CITIZEN HEALTH CTR OE	1,265.38
01-2010-00-8632	AID TO HEALTH CARE FAC O/E	397.50
01-2010-00-8751	CHILD HEALTH CLINIC S&W	795.00
01-2010-00-8752	CHILD HEALTH CLINIC O/E	1,099.75
01-2010-00-8762	RETIRED CITIZENS PROGRAM O/E	5,525.25
01-2010-00-8801	RIGHT TO KNOW S&W	1,285.25
01-2010-00-8802	RIGHT TO KNOW O/E	112.63
01-2010-00-8902	GARBAGE-TRASH REMOVAL O/E	901,000.00
01-2010-00-9002	COMMUNITY SERVICES O/E	19,941.25
01-2010-00-9101	PARKS & PLAYGROUNDS S&W	173,106.41
01-2010-00-9102	PARKS & PLAYGROUNDS O/E	33,443.00
01-2010-00-9302	CELECRATION OF PUBLIC EVENTS O	12,296.00
01-2010-00-9401	CONSTRUCTION S&W	113,271.60
01-2010-00-9402	CONSTRUCTION O/E	18,470.50
01-2010-00-9500	ELECTRICITY O/E	155,025.00
01-2010-00-9501	CONDO STREET LIGHTING O/E	166,950.00
01-2010-00-9502	FUEL O/E	189,066.90
01-2010-00-9503	FUEL OIL	662.50
01-2010-00-9504	WATER- O/E	10,070.00
01-2010-00-9505	FIRE HYDRANT SERVICE O/E	177,192.25
01-2010-00-9610	CHALLENGE GRANT BUS SHUTTLE O/	39,084.19
01-2010-00-9611	SALARY ADJUSTMENT S&W	1,325.00
01-2010-00-9612	NJSLOM	875.83
01-2010-00-9613	MEDICAL TRANSPORT BILLING SERV	33,125.00
01-2010-00-9614	CONTINGENT O/E	265.00
01-2010-00-9902	PERS O/E	242,546.02
01-2010-00-9903	FICA O/E	285,664.44
01-2010-00-9904	CONSOLIDATED P & F PENSION O/E	4,698.55
01-2010-00-9905	P&F RET SYSTEM O/E	1,102,654.67
01-2010-00-9907	DEFINED CONTRIBUTION RET. O/E	530.00

01-2010-02-1005	EMPLOYEES HOSP OUT OF CAP	33,425.86
01-2010-02-1006	JOINT OUTLET SEWER M O/E	2,523,232.00
01-2010-02-1007	MAINT.FREE PUBLIC LIBRARY O/E	527,130.75
01-2010-02-1008	TAX APPEALS PENDING O/E	650,000.00
01-2010-04-1004	ESSEX FELL HEALTH ILSA S&W	10,269.00
01-2010-05-1000	PUBLIC SAFETY OE GRANT APPROPRIATION	5,018.53
01-2010-06-1002	CAPITAL IMPROVEMENT FUND	275,000.00
01-2010-07-1002	DEBT SERVICE O/E -BOND PRINCIPAL	3,530,000.00
01-2010-07-1003	DEBT SERVICE O/E - BAN PRINCIPAL	1,148,089.18
01-2010-07-1004	DEBT SERVICE O/E -BOND INTEREST	1,163,752.50
01-2010-07-1005	DEBT SERVICE O/E -BAN INTEREST	280,844.26
01-2010-07-1006	DEBT SERVICE O/E -NJEIT PRINCIPAL	238,649.65
01-2010-07-1007	DEBT SERVICE O/E -NJEIT INTEREST	69,343.36
01-2010-08-1004	DEFERRED CHARGES-OUT OF CAP	1,287,280.00
01-2010-10-1002	RESERVE FOR UNCOLLECTED TAXES	2,887,057.99
01-2010-11-1000	PENDING RETRO	238,500.00
	Total	29,867,694.74

POOL UTILITY

08-2010-55-5011	POOL S&W	42,662.35
08-2010-55-5022	POOL OE	21,480.90
08-2010-55-5412	FICA	2,990.79
08-2010-55-5422	NJ UMEMPLOYMENT INS	0.27
	Total	67,134.31

RESOLUTION-CASH MANAGEMENT PLAN

WHEREAS, N.J.S.A. 40A:5-14 mandates that the Governing Body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state; and

WHEREAS, N.J.S.A. 40A:5-15.1 amended by Chapter 148, P.L. 1997 established new requirements for the investment of public funds and adoption of a cash management plan for counties, municipalities and authorities; and

WHEREAS, the Mayor and Township Council of the Township of West Orange wish to comply with the above statutes;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Orange adopt the attached cash management plan, including the official depositories for the Township of West Orange for the 2018 year.

Susan McCartney
Council President

Karen Carnevale
Municipal Clerk

TOWNSHIP OF WEST ORANGE
EMERGENCY TEMPORARY APPROPRIATION RESOLUTION
FOR THE PURPOSE OF FUNDING EMINENT TAX APPEALS
PRIOR TO ADOPTION OF 2018 BUDGET -N.J.S. 40A:4-20

WHEREAS, an emergent condition has arisen with respect to the continued operation of the Municipality, and more apporpriations are needed to pay tax appeal claims, and no adequate provision has been made in the 2018 Temporary Budget for the aforesaid purpose, and N.J.S.40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all members, thereof affirmatively concurring) that in accordance with N.J.S. 40A:4-20, emergency temporary appropriations be and the same are hereby made for the purpose indentified by the titles herein listed and the sums set opposite such titles:

2018 EMERGENCY TEMPORARY APPROPRIATIONS ARE HEREBY ATTACHED AND MADE PART OF THIS RESOLUTION

Tax Appeals 500,000.00

Karen Carnevale
Municipal Clerk

Susan McCartney
Council President

2018 Temporary Budget

Account	Account Name	Amount
Current Fund		
01-2010-00-1001	MAYOR S&W	20,171.80
01-2010-00-1002	MAYOR O/E	5,683.19
01-2010-00-1102	PUBLIC INFORMATION OFFICER OE	157.68
01-2010-00-1201	TOWN COUNCIL S&W	16,545.28
01-2010-00-1202	TOWNSHIP COUNCIL-ADV	1,060.00
01-2010-00-1203	TOWN COUNCIL O/E	8,122.25
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01-2010-00-1402	TOWNSHIP LITIGATION O/E	72,875.00
01-2010-00-1501	TOWNSHIP CLERK S&W	69,276.63
01-2010-00-1502	TOWNSHIP CLERK O/E	795.00
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01-2010-00-1602	MUNICIPAL ELECTION O/E	4,637.50
01-2010-00-1701	LEGAL SERVICES S&W	19,610.00
01-2010-00-1702	LEGAL SERVICES O/E	10,176.00
01-2010-00-1802	HUMAN RELATIONS COMMISSION OE	1,351.50
01-2010-00-1901	PLANNING BOARD S&W	1,391.25
01-2010-00-1902	PLANNING BOARD O/E	2,756.00
01-2010-00-1911	BOARD OF ADJUSTMENT S&W	1,391.25
01-2010-00-1912	BOARD OF ADJUSTMENT O/E	988.45
01-2010-00-1931	WASTE MANAGEM S&W	1,404.50
01-2010-00-1932	WASTE MANAGEM O/E	74,604.92
01-2010-00-1941	MUNICIPAL COURT S&W	93,596.87
01-2010-00-1942	MUNICIPAL COURT O/E	9,222.00
01-2010-00-1951	PUBLIC DEFENDER S&W	4,823.00
01-2010-00-1952	PUBLIC DEFENDER OE	1,590.00
01-2010-00-1962	ENVIRONMENTAL COMMISSION O/E	39.75
01-2010-00-1972	RENT LEVELING O/E	19.88
01-2010-00-2001	BUSINESS ADMI S&W	63,556.24
01-2010-00-2002	BUSINESS ADMI O/E	45,898.00
01-2010-00-2102	ADMIN OF TOWN OWNED PROPERTIES	265.00
01-2010-00-2201	PURCHASING S&W	37,993.85
01-2010-00-2202	PURCHASING O/E	10,202.50
01-2010-00-2302	CENTRAL PRINT O/E	7,340.50
01-2010-00-2402	TELEPHONE COMMUNICATIONS O/E	62,275.00
01-2010-00-2531	CENTRAL INSURANCE-ADMIN S&W	636.00
01-2010-00-2532	CENTRAL INSURANCE - HEALTH	2,562,985.70
01-2010-00-2533	CENTRAL INS - UNEMPLOYMENT	26.50
01-2010-00-2534	CENTRAL INSURANCE- LIABILITY	225,250.00
01-2010-00-2535	CENTRAL INS - WORK-COMP	132,500.00

01-2010-00-2602	CENTRAL MAILING O/E	19,543.75
01-2010-00-2701	TOWNSHIP PHYSICIAN S&W	265.00
01-2010-00-2702	TOWNSHIP PHYSICIAN O/E	2,481.73
01-2010-00-2801	COLLECTORS OF S&W	49,184.28
01-2010-00-2802	COLLECTORS OF O/E	6,413.00
01-2010-00-2902	TREASURER O/E	2,623.50
01-2010-00-2951	COMPTROLLER S&W	118,326.14
01-2010-00-2952	COMPTROLLER O/E	37,636.63
01-2010-00-3001	PLANNING & DEV S&W	79,457.26
01-2010-00-3002	PLANNING & DE O/E	8,505.18
01-2010-00-3101	HOUSING CODE S&W	53,879.80
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01-2010-00-3152	HISTORIC PRESERVATION O/E	397.50
01-2010-00-3202	WO ARTS COUNCIL O/E	397.50
01-2010-00-3302	MAIN STREET O/E	11,264.89
01-2010-00-3402	WO ENERGY COMMISSION O/E	265.00
01-2010-00-4001	TAX ASSESSOR S&W	56,267.98
01-2010-00-4002	TAX ASSESSOR O/E	10,759.00
01-2010-00-5001	POLICE S&W	3,079,712.00
01-2010-00-5002	POLICE UNIFORM O/E	25,148.50
01-2010-00-5003	POLICE O/E	105,496.50
01-2010-00-6001	FIRE S&W	2,345,266.03
01-2010-00-6002	FIRE O/E	31,994.78
01-2010-00-6003	FIRE O/E	19,716.00
01-2010-00-6101	UNIFORM FIRE SAFETY S&W	7,486.25
01-2010-00-6102	UNIFORM FIRE SAFETY O/E	8,949.58
01-2010-00-6201	EMERGENCY MGT S&W	1,192.50
01-2010-00-6202	EMERGENCY MGT O/E	1,537.00
01-2010-00-7001	ENGINEERING S&W	146,839.88
01-2010-00-7002	ENGINEERING O/E	1,219.00
01-2010-00-7101	BUILDING & PROPERTY O/E	103,873.38
01-2010-00-7202	SHADE TREE O/E	18,616.25
01-2010-00-7301	PARKING FAC MAINT & REPAIR S&W	583.00
01-2010-00-7302	PARKING FAC MAINT & REPAIR O/E	1,184.55
01-2010-00-7401	PUBLIC WORKS S&W	734,295.96
01-2010-00-7502	STREET SALT & CHLORIDE O/E	117,925.00
01-2010-00-7503	STREET CLEANING AND DRAINAGE O	12,879.00
01-2010-00-7602	STREET REPAIR O/E	18,642.75
01-2010-00-7702	STREET SERVICE & TRAFFIC O/E	3,471.50
01-2010-00-7802	SANITATION O/E	1,616.50
01-2010-00-7902	CENTRAL AUTOMOTIVE O/E	145,352.50
01-2010-00-7952	SEWER & PUMP STATIONS O/E	15,317.00
01-2010-00-8051	GENERAL HEALTH SERVICES S&W	141,540.11
01-2010-00-8052	GENERAL HEALTH SERVICES O/E	5,928.58
01-2010-00-8101	SEN CITIZEN TRANS S&W	57,996.35
01-2010-00-8102	SEN CITIZEN TRANS O/E	251.75
01-2010-00-8301	WELFARE S&W	35,140.06

01-2010-00-8302	WELFARE O/E	1,338.25
01-2010-00-8401	ANIMAL CONTROL S&W	34,219.97
01-2010-00-8402	ANIMAL CONTROL O/E	841.38
01-2010-00-8502	PODIATRY CLINIC O/E	3,842.50
01-2010-00-8601	SEN CITIZEN HEALTH CTR S&W	46,961.50
01-2010-00-8602	SEN CITIZEN HEALTH CTR OE	1,265.38
01-2010-00-8632	AID TO HEALTH CARE FAC O/E	397.50
01-2010-00-8751	CHILD HEALTH CLINIC S&W	795.00
01-2010-00-8752	CHILD HEALTH CLINIC O/E	1,099.75
01-2010-00-8762	RETIRED CITIZENS PROGRAM O/E	5,525.25
01-2010-00-8801	RIGHT TO KNOW S&W	1,285.25
01-2010-00-8802	RIGHT TO KNOW O/E	112.63
01-2010-00-8902	GARBAGE-TRASH REMOVAL O/E	901,000.00
01-2010-00-9002	COMMUNITY SERVICES O/E	19,941.25
01-2010-00-9101	PARKS & PLAYGROUNDS S&W	173,106.41
01-2010-00-9102	PARKS & PLAYGROUNDS O/E	33,443.00
01-2010-00-9302	CELECRATION OF PUBLIC EVENTS O	12,296.00
01-2010-00-9401	CONSTRUCTION S&W	113,271.60
01-2010-00-9402	CONSTRUCTION O/E	18,470.50
01-2010-00-9500	ELECTRICITY O/E	155,025.00
01-2010-00-9501	CONDO STREET LIGHTING O/E	166,950.00
01-2010-00-9502	FUEL O/E	189,066.90
01-2010-00-9503	FUEL OIL	662.50
01-2010-00-9504	WATER- O/E	10,070.00
01-2010-00-9505	FIRE HYDRANT SERVICE O/E	177,192.25
01-2010-00-9610	CHALLENGE GRANT BUS SHUTTLE O/	39,084.19
01-2010-00-9611	SALARY ADJUSTMENT S&W	1,325.00
01-2010-00-9612	NJSLOM	875.83
01-2010-00-9613	MEDICAL TRANSPORT BILLING SERV	33,125.00
01-2010-00-9614	CONTINGENT O/E	265.00
01-2010-00-9902	PERS O/E	242,546.02
01-2010-00-9903	FICA O/E	285,664.44
01-2010-00-9904	CONSOLIDATED P & F PENSION O/E	4,698.55
01-2010-00-9905	P&F RET SYSTEM O/E	1,102,654.67
01-2010-00-9907	DEFINED CONTRIBUTION RET. O/E	530.00
01-2010-02-1005	EMPLOYEES HOSP OUT OF CAP	33,425.86
01-2010-02-1006	JOINT OUTLET SEWER M O/E	2,523,232.00
01-2010-02-1007	MAINT.FREE PUBLIC LIBRARY O/E	527,130.75
01-2010-02-1008	TAX APPEALS PENDING O/E	650,000.00
01-2010-04-1004	ESSEX FELL HEALTH ILSA S&W	10,269.00
01-2010-05-1000	PUBLIC SAFETY OE GRANT APPROPRIATION	5,018.53
01-2010-06-1002	CAPITAL IMPROVEMENT FUND	275,000.00
01-2010-07-1002	DEBT SERVICE O/E -BOND PRINCIPAL	3,530,000.00
01-2010-07-1003	DEBT SERVICE O/E - BAN PRINCIPAL	1,148,089.18
01-2010-07-1004	DEBT SERVICE O/E -BOND INTEREST	1,163,752.50
01-2010-07-1005	DEBT SERVICE O/E -BAN INTEREST	280,844.26
01-2010-07-1006	DEBT SERVICE O/E -NJEIT PRINCIPAL	238,649.65

01-2010-07-1007	DEBT SERVICE O/E -NJEIT INTEREST	69,343.36
01-2010-08-1004	DEFERRED CHARGES-OUT OF CAP	1,287,280.00
01-2010-10-1002	RESERVE FOR UNCOLLECTED TAXES	2,887,057.99
01-2010-11-1000	PENDING RETRO	238,500.00
	Total	29,867,694.74

POOL UTILITY

08-2010-55-5011	POOL S&W	42,662.35
08-2010-55-5022	POOL OE	21,480.90
08-2010-55-5412	FICA	2,990.79
08-2010-55-5422	NJ UMEMPLOYMENT INS	0.27
	Total	67,134.31

xxx-17
December 5, 2017

RESOLUTION-APPROPRIATION CANCELLATION
PURSUANT TO N.J.S.A 40A:4-60

WHEREAS , N.J.S.A. 40A:4-60 provides for the cancellation of unexpended balances;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that the attached unexpended balances be cancelled:

Susan McCartney
Council President

Karen J. Carnevale
Municipal Clerk

Adopted: For December 5, 2017 meeting recessed until January 9, 2018

2017 Cancellations		1,859,954.40	1,859,954.40	-							
Date	Account #	Debit	Credit	Description						Explanation	
12/5/2017	01-1990-00-1702-		1,300,000.00	December 5, 2017 Emergency Deferred Charge for Excess Health Benefit Claims							Emergency not necessary
12/5/2017	01-2010-00-2532-070	650,000.00		December 5, 2017 Emergency Appropriation	December 5, 2017 Emergency Appropriation						Emergency not necessary
12/5/2017	01-2010-00-2532-081	650,000.00		December 5, 2017 Emergency Appropriation							Emergency not necessary
12/5/2017	01-1180-00-1300-060		367,634.47	Grant Receivable	Downtown Streetscape Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-1000-203	367,634.47		Grant Appropriation	Downtown Streetscape Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2000-200	599.18		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-200	2,902.26		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-201	707.92		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-213	914.35		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-214	127.59		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-215	863.64		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-216	2,420.49		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-217	389.36		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1120-		8,924.79	Grant Receivable	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2025-201	8,000.00		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1220-		8,000.00	Grant Receivable	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1015-		5,555.00	Grant Receivable	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2050-217	5,500.00		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2090-217	55.00		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2115-214	3,089.73		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2110-204	364.58		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2140-215	6,184.88		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1080-		9,639.19	Grant Receivable	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1150-		5,155.00	Grant Receivable	Municipal Stormwater Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-7100-200	5,155.00		Grant Appropriation	Municipal Stormwater Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-7200-200	123,899.00		Grant Appropriation	Wastewater Treatment Fund					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1320-		123,899.00	Grant Receivable	Wastewater Treatment Fund					Unexpended Balances	Grant Close-out
12/5/2017	08-2010-55-5412-410	11,286.00		Pool Utility Budget	FICA					Unexpended Balances	Pool Utility Close Out
12/5/2017	08-2010-55-5422-413	1.00		Pool Utility Budget	NJ Unemployment					Unexpended Balances	Pool Utility Close Out
12/5/2017	08-2010-55-5022-501	19,859.95		Pool Utility Budget	FICA					Unexpended Balances	Pool Utility Close Out
12/5/2017	80-4000- - -		31,146.95	Pool Fund Balance						Unexpended Balances	Pool Utility Close Out

'RESOLUTION-APPROPRIATION TRANSFER
PURSUANT TO N.J.S.A 40A:4-58

WHEREAS , N.J.S. 40A:4-58 provides for transfers between budget appropriations during the last two months of the fiscal year;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange (not less than two thirds of the governing body affirmatively concurring) that transfers between 2017 Budget Appropriation be made as attached:

Susan McCartney
Council President

Karen Carnevale
Municipal Clerk

Adopted: For December 5, 2017 meeting recessed until January 9, 2018

2017 Transfer	Resolution				
	-	-	1,098,350.47	1,098,350.47	-
DATE	Acct #	Department	From	To	Explanation
12/5/2017	01-2010-00-1001	MAYOR S&W	-	0.34	Salary Rounding Difference
12/5/2017	01-2010-00-1002	MAYOR O/E	19,628.00	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1201	TOWN COUNCIL S&W	-	0.10	Salary Rounding Difference
12/5/2017	01-2010-00-1402	TOWNSHIP LITIGATION O/E	84,388.03	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1501	MUNICIPAL CLERK S&W	1,195.69	-	Slippage
12/5/2017	01-2010-00-1601	MUNICIPAL ELECTION S&W	1,077.81	-	Slippage
12/5/2017	01-2010-00-1602	MUNICIPAL ELECTION O/E	-	787.30	Unanticipated Expenditures
12/5/2017	01-2010-00-1701	LEGAL SERVICES S&W	-	0.12	Salary Rounding Difference
12/5/2017	01-2010-00-1702	LEGAL SERVICES O/E	13,298.80	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1901	PLANNING BOARD S&W	-	0.36	Salary Rounding Difference
12/5/2017	01-2010-00-1932	WASTE MANAGEM O/E	109,518.01	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1941	MUNICIPAL COURT S&W	26,097.10	-	Slippage
12/5/2017	01-2010-00-2001	BUSINESS ADMI S&W	-	47.68	Salary Rounding Difference
12/5/2017	01-2010-00-2201	PURCHASING S&W	-	1,115.73	Overtime
12/5/2017	01-2010-00-2302	CENTRAL PRINT O/E	-	2,352.15	Unanticipated Expenditures
12/5/2017	01-2010-00-2532	CENTRAL INSURANCE - HEALTH	-	668,124.83	Increased Health Benefit Claims
12/5/2017	01-2010-00-2534	CENTRAL INSURANCE- LIABILITY	-	67,577.00	Increased Workers Compnensation Claims
12/5/2017	01-2010-00-2801	COLLECTORS OF S&W	-	4,872.24	Underbudgeted Salary
12/5/2017	01-2010-00-2802	COLLECTORS OF O/E	-	2,367.25	Unanticipated Expenditures
12/5/2017	01-2010-00-2951	COMPTROLLER S&W	11,141.19	-	Slippage
12/5/2017	01-2010-00-2952	COMPTROLLER O/E	-	12,431.30	Unanticipated Expenditures
12/5/2017	01-2010-00-3001	PLANNING & DEV S&W	-	417.41	Overtime
12/5/2017	01-2010-00-3101	HOUSING CODE S&W	37,283.32	-	Slippage
12/5/2017	01-2010-00-4001	TAX ASSESSOR S&W	-	1.61	Salary Rounding Difference
12/5/2017	01-2010-00-5001	POLICE S&W	301,483.84	-	Slippage
12/5/2017	01-2010-00-5003	POLICE O/E	-	28,427.66	Unanticipated Expenditures
12/5/2017	01-2010-00-6001	FIRE S&W	-	223,474.81	Overtime
12/5/2017	01-2010-00-7001	ENGINEERING S&W	-	3,649.80	Overtime
12/5/2017	01-2010-00-7301	PARKING FAC MAINT & REPAIR S&W	1,432.00	-	Slippage
12/5/2017	01-2010-00-7401	PUBLIC WORKS S&W	-	35,344.90	Overtime
12/5/2017	01-2010-00-7502	STREET SALT & CHLORIDE O/E	63,421.00	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-7902	CENTRAL AUTOMOTIVE O/E	-	8,447.80	Unanticipated Expenditures
12/5/2017	01-2010-00-8051	GENERAL HEALTH SERVICES S&W	5,663.00	-	Overtime
12/5/2017	01-2010-00-8101	SENIOR Busing S&W	3,720.79	-	Overtime
12/5/2017	01-2010-00-8301	WELFARE S&W	1,000.56	-	Overtime
12/5/2017	01-2010-00-8601	SEN CITIZEN HEALTH CTR S&W	7,886.09	-	Slippage
12/5/2017	01-2010-00-8902	GARBAGE-TRASH REMOVAL O/E	186,830.79	-	Reduced Tonnage
12/5/2017	01-2010-00-9101	PARKS & PLAYGROUNDS S&W	34,423.71	-	Slippage
12/5/2017	01-2010-00-9401	CONSTRUCTION S&W	23,002.96	-	Slippage
12/5/2017	01-2010-00-9500	ELECTRICITY O/E	-	31,729.72	Increase in Market Rates
12/5/2017	01-2010-00-9502	FUEL O/E	87,932.65	-	Expenditures Less than Budgeted

12/5/2017	01-2010-00-9505	FIRE HYDRANT SERVICE O/E	73,883.79	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-7101	BUILDING & PROPERTY OE	-	3,139.02	Unanticipated Expenditures
12/5/2017	08-2010-55-5022	POOL UTILITY OE	4041.34		Expenditures Less than Budgeted
12/5/2017	08-2010-55-5011	POOL UTILITY S&W		4041.34	Unanticipated Expenditures
12/5/2017					
12/5/2017	01-2010-00-7502-115		364,122.72	STREET SALT & CHLORIDE O/E	Severe winter storms
12/5/2017	08-2010-88-8011-402		12,161.25	POOL S&W	Increased attendance required additional staffing
12/5/2017	08-2010-55-4022501	12,161.25		POOL OE	Excess transferred to another account

19-18
1/9/2018

RESOLUTION-TEMPORARY BUDGET APPROPRIATION
PURSUANT TO N.J.S.A 40A:4-19

WHEREAS , N.J.S.A. 40A:4-19 provides for temporary budget appropriations;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange does hereby authorize the attached 2018 temporary budget appropriations:

Susan McCartney
Council President

Karen J. Carnevale, R.M.C.
Municipal Clerk

Adopted: January 9, 2018

2018 Temporary Budget (19-18)

Account	Account Name	Amount
Current Fund		
01-2010-00-1001	MAYOR S&W	20,171.80
01-2010-00-1002	MAYOR O/E	5,683.19
01-2010-00-1102	PUBLIC INFORMATION OFFICER OE	157.68
01-2010-00-1201	TOWN COUNCIL S&W	16,545.28
01-2010-00-1202	TOWNSHIP COUNCIL-ADV	1,060.00
01-2010-00-1203	TOWN COUNCIL O/E	8,122.25
01-2010-00-1301	ABC S&W	185.50
01-2010-00-1302	ABC O/E	66.25
01-2010-00-1402	TOWNSHIP LITIGATION O/E	72,875.00
01-2010-00-1501	TOWNSHIP CLERK S&W	69,276.63
01-2010-00-1502	TOWNSHIP CLERK O/E	795.00
01-2010-00-1601	MUNICIPAL ELECTION S&W	1,325.00
01-2010-00-1602	MUNICIPAL ELECTION O/E	4,637.50
01-2010-00-1701	LEGAL SERVICES S&W	19,610.00
01-2010-00-1702	LEGAL SERVICES O/E	10,176.00
01-2010-00-1802	HUMAN RELATIONS COMMISSION OE	1,351.50
01-2010-00-1901	PLANNING BOARD S&W	1,391.25
01-2010-00-1902	PLANNING BOARD O/E	2,756.00
01-2010-00-1911	BOARD OF ADJUSTMENT S&W	1,391.25
01-2010-00-1912	BOARD OF ADJUSTMENT O/E	988.45
01-2010-00-1931	WASTE MANAGEM S&W	1,404.50
01-2010-00-1932	WASTE MANAGEM O/E	74,604.92
01-2010-00-1941	MUNICIPAL COURT S&W	93,596.87
01-2010-00-1942	MUNICIPAL COURT O/E	9,222.00
01-2010-00-1951	PUBLIC DEFENDER S&W	4,823.00
01-2010-00-1952	PUBLIC DEFENDER OE	1,590.00
01-2010-00-1962	ENVIRONMENTAL COMMISSION O/E	39.75
01-2010-00-1972	RENT LEVELING O/E	19.88
01-2010-00-2001	BUSINESS ADMI S&W	63,556.24
01-2010-00-2002	BUSINESS ADMI O/E	45,898.00
01-2010-00-2102	ADMIN OF TOWN OWNED PROPERTIES	265.00
01-2010-00-2201	PURCHASING S&W	37,993.85
01-2010-00-2202	PURCHASING O/E	10,202.50
01-2010-00-2302	CENTRAL PRINT O/E	7,340.50
01-2010-00-2402	TELEPHONE COMMUNICATIONS O/E	62,275.00
01-2010-00-2531	CENTRAL INSURANCE-ADMIN S&W	636.00

01-2010-00-2532	CENTRAL INSURANCE - HEALTH	2,562,985.70
01-2010-00-2533	CENTRAL INS - UNEMPLOYMENT	26.50
01-2010-00-2534	CENTRAL INSURANCE- LIABILITY	225,250.00
01-2010-00-2535	CENTRAL INS - WORK-COMP	132,500.00
01-2010-00-2602	CENTRAL MAILING O/E	19,543.75
01-2010-00-2701	TOWNSHIP PHYSICIAN S&W	265.00
01-2010-00-2702	TOWNSHIP PHYSICIAN O/E	2,481.73
01-2010-00-2801	COLLECTORS OF S&W	49,184.28
01-2010-00-2802	COLLECTORS OF O/E	6,413.00
01-2010-00-2902	TREASURER O/E	2,623.50
01-2010-00-2951	COMPTROLLER S&W	118,326.14
01-2010-00-2952	COMPTROLLER O/E	37,636.63
01-2010-00-3001	PLANNING & DEV S&W	79,457.26
01-2010-00-3002	PLANNING & DE O/E	8,505.18
01-2010-00-3101	HOUSING CODE S&W	53,879.80
01-2010-00-3102	HOUSING CODE O/E	1,517.13
01-2010-00-3152	HISTORIC PRESERVATION O/E	397.50
01-2010-00-3202	WO ARTS COUNCIL O/E	397.50
01-2010-00-3302	MAIN STREET O/E	11,264.89
01-2010-00-3402	WO ENERGY COMMISSION O/E	265.00
01-2010-00-4001	TAX ASSESSOR S&W	56,267.98
01-2010-00-4002	TAX ASSESSOR O/E	10,759.00
01-2010-00-5001	POLICE S&W	3,079,712.00
01-2010-00-5002	POLICE UNIFORM O/E	25,148.50
01-2010-00-5003	POLICE O/E	105,496.50
01-2010-00-6001	FIRE S&W	2,345,266.03
01-2010-00-6002	FIRE O/E	31,994.78
01-2010-00-6003	FIRE O/E	19,716.00
01-2010-00-6101	UNIFORM FIRE SAFETY S&W	7,486.25
01-2010-00-6102	UNIFORM FIRE SAFETY O/E	8,949.58
01-2010-00-6201	EMERGENCY MGT S&W	1,192.50
01-2010-00-6202	EMERGENCY MGT O/E	1,537.00
01-2010-00-7001	ENGINEERING S&W	146,839.88
01-2010-00-7002	ENGINEERING O/E	1,219.00
01-2010-00-7101	BUILDING & PROPERTY O/E	103,873.38
01-2010-00-7202	SHADE TREE O/E	18,616.25
01-2010-00-7301	PARKING FAC MAINT & REPAIR S&W	583.00
01-2010-00-7302	PARKING FAC MAINT & REPAIR O/E	1,184.55
01-2010-00-7401	PUBLIC WORKS S&W	734,295.96
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01-2010-00-8052	GENERAL HEALTH SERVICES O/E	5,928.58
01-2010-00-8101	SEN CITIZEN TRANS S&W	57,996.35
01-2010-00-8102	SEN CITIZEN TRANS O/E	251.75
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01-2010-00-8402	ANIMAL CONTROL O/E	841.38
01-2010-00-8502	PODIATRY CLINIC O/E	3,842.50
01-2010-00-8601	SEN CITIZEN HEALTH CTR S&W	46,961.50
01-2010-00-8602	SEN CITIZEN HEALTH CTR OE	1,265.38
01-2010-00-8632	AID TO HEALTH CARE FAC O/E	397.50
01-2010-00-8751	CHILD HEALTH CLINIC S&W	795.00
01-2010-00-8752	CHILD HEALTH CLINIC O/E	1,099.75
01-2010-00-8762	RETIRED CITIZENS PROGRAM O/E	5,525.25
01-2010-00-8801	RIGHT TO KNOW S&W	1,285.25
01-2010-00-8802	RIGHT TO KNOW O/E	112.63
01-2010-00-8902	GARBAGE-TRASH REMOVAL O/E	901,000.00
01-2010-00-9002	COMMUNITY SERVICES O/E	19,941.25
01-2010-00-9101	PARKS & PLAYGROUNDS S&W	173,106.41
01-2010-00-9102	PARKS & PLAYGROUNDS O/E	33,443.00
01-2010-00-9302	CELECRATION OF PUBLIC EVENTS O	12,296.00
01-2010-00-9401	CONSTRUCTION S&W	113,271.60
01-2010-00-9402	CONSTRUCTION O/E	18,470.50
01-2010-00-9500	ELECTRICITY O/E	155,025.00
01-2010-00-9501	CONDO STREET LIGHTING O/E	166,950.00
01-2010-00-9502	FUEL O/E	189,066.90
01-2010-00-9503	FUEL OIL	662.50
01-2010-00-9504	WATER- O/E	10,070.00
01-2010-00-9505	FIRE HYDRANT SERVICE O/E	177,192.25
01-2010-00-9610	CHALLENGE GRANT BUS SHUTTLE O/	39,084.19
01-2010-00-9611	SALARY ADJUSTMENT S&W	1,325.00
01-2010-00-9612	NJSLOM	875.83
01-2010-00-9613	MEDICAL TRANSPORT BILLING SERV	33,125.00
01-2010-00-9614	CONTINGENT O/E	265.00
01-2010-00-9902	PERS O/E	242,546.02
01-2010-00-9903	FICA O/E	285,664.44
01-2010-00-9904	CONSOLIDATED P & F PENSION O/E	4,698.55
01-2010-00-9905	P&F RET SYSTEM O/E	1,102,654.67
01-2010-00-9907	DEFINED CONTRIBUTION RET. O/E	530.00

01-2010-02-1005	EMPLOYEES HOSP OUT OF CAP	33,425.86
01-2010-02-1006	JOINT OUTLET SEWER M O/E	2,523,232.00
01-2010-02-1007	MAINT.FREE PUBLIC LIBRARY O/E	527,130.75
01-2010-02-1008	TAX APPEALS PENDING O/E	650,000.00
01-2010-04-1004	ESSEX FELL HEALTH ILSA S&W	10,269.00
01-2010-05-1000	PUBLIC SAFETY OE GRANT APPROPRIATION	5,018.53
01-2010-06-1002	CAPITAL IMPROVEMENT FUND	275,000.00
01-2010-07-1002	DEBT SERVICE O/E -BOND PRINCIPAL	3,530,000.00
01-2010-07-1003	DEBT SERVICE O/E - BAN PRINCIPAL	1,148,089.18
01-2010-07-1004	DEBT SERVICE O/E -BOND INTEREST	1,163,752.50
01-2010-07-1005	DEBT SERVICE O/E -BAN INTEREST	280,844.26
01-2010-07-1006	DEBT SERVICE O/E -NJEIT PRINCIPAL	238,649.65
01-2010-07-1007	DEBT SERVICE O/E -NJEIT INTEREST	69,343.36
01-2010-08-1004	DEFERRED CHARGES-OUT OF CAP	1,287,280.00
01-2010-10-1002	RESERVE FOR UNCOLLECTED TAXES	2,887,057.99
01-2010-11-1000	PENDING RETRO	238,500.00
	Total	29,867,694.74

POOL UTILITY

08-2010-55-5011	POOL S&W	42,662.35
08-2010-55-5022	POOL OE	21,480.90
08-2010-55-5412	FICA	2,990.79
08-2010-55-5422	NJ UMEMPLOYMENT INS	0.27
	Total	67,134.31

RESOLUTION-CASH MANAGEMENT PLAN

WHEREAS, N.J.S.A. 40A:5-14 mandates that the Governing Body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state; and

WHEREAS, N.J.S.A. 40A:5-15.1 amended by Chapter 148, P.L. 1997 established new requirements for the investment of public funds and adoption of a cash management plan for counties, municipalities and authorities; and

WHEREAS, the Mayor and Township Council of the Township of West Orange wish to comply with the above statutes;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Orange adopt the attached cash management plan, including the official depositories for the Township of West Orange for the 2018 year.

Susan McCartney
Council President

Karen Carnevale, R.M.C.
Municipal Clerk

Adopted: January 9, 2018

TOWNSHIP OF WEST ORANGE
EMERGENCY TEMPORARY APPROPRIATION RESOLUTION
FOR THE PURPOSE OF FUNDING EMINENT TAX APPEALS
PRIOR TO ADOPTION OF 2018 BUDGET -N.J.S. 40A:4-20

WHEREAS, an emergent condition has arisen with respect to the continued operation of the Municipality, and more apporpriations are needed to pay tax appeal claims, and no adequate provision has been made in the 2018 Temporary Budget for the aforesaid purpose, and N.J.S.40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all members, thereof affirmatively concurring) that in accordance with N.J.S. 40A:4-20, emergency temporary appropriations be and the same are hereby made for the purpose indentified by the titles herein listed and the sums set opposite such titles:

2018 EMERGENCY TEMPORARY APPROPRIATIONS ARE HEREBY ATTACHED AND MADE PART OF THIS RESOLUTION

Tax Appeals	500,000.00
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Karen Carnevale
Municipal Clerk

Susan McCartney
Council President

Cash Management Plan of the Township of West Orange
In the County of Essex, New Jersey

I. STATEMENT OF PURPOSE.

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A. 40A:5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the Township of West Orange, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest bearing Deposits or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time period that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

II. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN.

A. The Plan is intended to cover the deposit and/or investment of the following funds and accounts of the Township of West Orange:

- Animal Control Trust Fund Account
- Assessment Trust Fund Account
- COAH Developer Fee Account and Growth Share Account
- Community Development Block Grant Account
- Current Account
- General Capital Account
- General Trust Account
- Municipal Insurance Trust Account
- Open Space Trust Fund
- Public Assistance Trust Fund I & II
- Section Eight Housing Account
- Special Improvement District Account
- Swim Pool Operating Account
- Unemployment Trust Account
- Workers' Compensation Account

All disbursements for the accounts listed above shall be made by checks signed (or facsimile signatures) by any three of the following: the Mayor, Comptroller, and Treasurer, or Designees.

B. It is understood that this Plan is not intended to cover certain funds and accounts of the Township of West Orange, specifically:

Payroll Account

All disbursements for the Payroll Account shall be made by checks signed by the Comptroller, Tax Collector, Business Administrator, or Mayor.

III. DESIGNATION OF OFFICIALS OF THE TOWNSHIP OF WEST ORANGE
AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN.

The Comptroller of the Township of West Orange (or Designee) (the "Designated Official") is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments, such officials of the Township of West Orange are directed to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan which shall be acknowledged in writing by such parties and a copy of such acknowledgement kept on file with such officials.

IV. DESIGNATION OF DEPOSITORIES.

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in the Plan:

Bank of America, N.A.
CitiBank
Kearny Federal Savings Bank
Llewellyn-Edison Savings Bank, FSB
JP Morgan Chase Bank
New York Community Bank
PNC Bank, National Association
Provident Bank
Regal Bank
Santander Bank
Sovereign Bank
State of New Jersey Cash Management Fund
Team Capital Bank
TD Bank, NA
Valley National Bank
Union Center Bank
Wells Fargo Bank, NA

All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official (s) in Section III above.

V. DESIGNATION OF BROKERAGE FIRMS AND DEALERS WITH WHOM THE
DESIGNATED OFFICIALS MAY DEAL.

The following brokerage firms and/or dealers and other institutions are hereby designated as firms with whom the Designated Official (s) of the Township of West Orange referred to in this Plan may deal for purposes of buying and selling securities identified in this Plan as Permitted Investments or otherwise providing for Deposits. All such brokerage firms and/or dealers shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgement to the Designated Official (s) referred to in Section III above.

None

VI. AUTHORIZED INVESTMENTS.

A. Except as otherwise specifically provided for herein, the Designated Official is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments:

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America;
- (2) Government money market mutual funds;
- (3) Any obligation that a federal agency or a federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date not greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest not dependent on any index or other external factor;
- (4) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part or within which the school district is located;
- (5) Bonds or other obligations, having a maturity date not more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units;
- (6) Local government investment pools;
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L. 1977, c.281 (C.52:18A-90.4); or
- (8) Agreements for the repurchase of fully collateralized securities if.
 - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection a;
 - (b) the custody of collateral is transferred to a third party;
 - (c) the maturity of the agreement is not more than 30 days;
 - (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:19-41); and
 - (e) a master repurchase agreement providing for the custody and security of collateral is executed.

For purposes of the above language, the terms "government money market mutual fund" and "local government investment pool" shall have the following definitions:

Government Money Market Mutual Fund. An investment company or investment trust:

- (a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940," 15 U.S.C. sec. 80a-1 et seq., and operated in accordance with 17 C.F.R. sec 270.2a-7.
- (b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- (c) which has:
 - (I) attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or
 - (II) retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940" 15 U.S.C. sec. 80b-1 et seq., with experience investing in U.S. Government securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

Local Government Investment Pool. An investment pool:

- (a) which is managed in accordance with 17 C.F.R. sec. 270.2a-7;
- (b) which is rated in the highest category by a nationally recognized statistical rating organization;
- (c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7, and repurchase agreements that are collateralized by such U.S. Government securities;
- (d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act," P.L. 1968, c410 (c.52:14B-1 et seq.) by the Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;
- (e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and

- (f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management fund, or through the use of a national or State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to section 9 of P.L. 1967 c.9 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government Securities.

VII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGEMENT OF RECEIPT OF PLAN.

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Township of West Orange, then such instrument or security shall be covered by a custodial agreement with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Township of West Orange to assure that there is no unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve Securities shall be executed by a "delivery versus payment" method to insure that such Permitted Investments are either received by the Township of West Orange or by a third party custodian prior to or upon the release of the Township of West Orange's funds.

To assure that all parties with whom the Township of West Orange deals either by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of that Plan in writing, a copy of which shall be on file with the Designated Official (s).

VIII. REPORTING REQUIREMENTS.

Each month during which this Plan is in effect, the Designated Official (s) referred to in Section III hereof shall supply to the governing body of The Township of West Orange a written report of any Deposits or Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information:

- A. The name of any institution holding funds of the Township of West Orange as a Deposit or a Permitted Investment.
- B. The amount of securities or Deposits purchased or sold during the immediately preceding month.
- C. The class or type of securities purchased or Deposits made.
- D. The book value of such Deposits or Permitted Investments.
- E. The earned income on such Deposits or Permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall

provide an accrual of such earnings during the immediately preceding month.

- F. The fees incurred to undertake such Deposits or Permitted Investments.
- G. The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.
- H. All other information which may be deemed reasonable from time to time by the governing body of the Township of West Orange.

IX. TERM OF PLAN.

The Plan shall be in effect for the 2018 year. Attached to this Plan is a resolution of the governing body of the Township of West Orange approving this Plan for such period of time. The Plan may be amended from time to time. To the extent that any amendment is adopted by the Council, the Designated Official is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan, which amendment shall be acknowledged in writing in the same manner as the original Plan was so acknowledged.

xxx-17
December 5, 2017

RESOLUTION-APPROPRIATION CANCELLATION
PURSUANT TO N.J.S.A 40A:4-60

WHEREAS , N.J.S.A. 40A:4-60 provides for the cancellation of unexpended balances;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that the attached unexpended balances be cancelled:

Susan McCartney
Council President

Karen J. Carnevale
Municipal Clerk

Adopted: For December 5, 2017 meeting recessed until January 9, 2018

2017 Cancellations		1,859,954.40	1,859,954.40	-							
Date	Account #	Debit	Credit	Description						Explanation	
12/5/2017	01-1990-00-1702-		1,300,000.00	December 5, 2017 Emergency Deferred Charge for Excess Health Benefit Claims							Emergency not necessary
12/5/2017	01-2010-00-2532-070	650,000.00		December 5, 2017 Emergency Appropriation	December 5, 2017 Emergency Appropriation						Emergency not necessary
12/5/2017	01-2010-00-2532-081	650,000.00		December 5, 2017 Emergency Appropriation							Emergency not necessary
12/5/2017	01-1180-00-1300-060		367,634.47	Grant Receivable	Downtown Streetscape Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-1000-203	367,634.47		Grant Appropriation	Downtown Streetscape Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2000-200	599.18		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-200	2,902.26		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-201	707.92		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-213	914.35		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-214	127.59		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-215	863.64		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-216	2,420.49		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2020-217	389.36		Grant Appropriation	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1120-		8,924.79	Grant Receivable	Essex County Delinquency Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2025-201	8,000.00		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1220-		8,000.00	Grant Receivable	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1015-		5,555.00	Grant Receivable	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2050-217	5,500.00		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2090-217	55.00		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2115-214	3,089.73		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2110-204	364.58		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-2140-215	6,184.88		Grant Appropriation	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1080-		9,639.19	Grant Receivable	Distracted Driver Grants					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1150-		5,155.00	Grant Receivable	Municipal Stormwater Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-7100-200	5,155.00		Grant Appropriation	Municipal Stormwater Grant					Unexpended Balances	Grant Close-out
12/5/2017	01-2040-41-7200-200	123,899.00		Grant Appropriation	Wastewater Treatment Fund					Unexpended Balances	Grant Close-out
12/5/2017	01-1180-00-1320-		123,899.00	Grant Receivable	Wastewater Treatment Fund					Unexpended Balances	Grant Close-out
12/5/2017	08-2010-55-5412-410	11,286.00		Pool Utility Budget	FICA					Unexpended Balances	Pool Utility Close Out
12/5/2017	08-2010-55-5422-413	1.00		Pool Utility Budget	NJ Unemployment					Unexpended Balances	Pool Utility Close Out
12/5/2017	08-2010-55-5022-501	19,859.95		Pool Utility Budget	FICA					Unexpended Balances	Pool Utility Close Out
12/5/2017	80-4000- - -		31,146.95	Pool Fund Balance						Unexpended Balances	Pool Utility Close Out

'RESOLUTION-APPROPRIATION TRANSFER
PURSUANT TO N.J.S.A 40A:4-58

WHEREAS , N.J.S. 40A:4-58 provides for transfers between budget appropriations during the last two months of the fiscal year;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange (not less than two thirds of the governing body affirmatively concurring) that transfers between 2017 Budget Appropriation be made as attached:

Susan McCartney
Council President

Karen Carnevale
Municipal Clerk

Adopted: For December 5, 2017 meeting recessed until January 9, 2018

2017 Transfer	Resolution				
	-	-	1,098,350.47	1,098,350.47	-
DATE	Acct #	Department	From	To	Explanation
12/5/2017	01-2010-00-1001	MAYOR S&W	-	0.34	Salary Rounding Difference
12/5/2017	01-2010-00-1002	MAYOR O/E	19,628.00	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1201	TOWN COUNCIL S&W	-	0.10	Salary Rounding Difference
12/5/2017	01-2010-00-1402	TOWNSHIP LITIGATION O/E	84,388.03	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1501	MUNICIPAL CLERK S&W	1,195.69	-	Slippage
12/5/2017	01-2010-00-1601	MUNICIPAL ELECTION S&W	1,077.81	-	Slippage
12/5/2017	01-2010-00-1602	MUNICIPAL ELECTION O/E	-	787.30	Unanticipated Expenditures
12/5/2017	01-2010-00-1701	LEGAL SERVICES S&W	-	0.12	Salary Rounding Difference
12/5/2017	01-2010-00-1702	LEGAL SERVICES O/E	13,298.80	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1901	PLANNING BOARD S&W	-	0.36	Salary Rounding Difference
12/5/2017	01-2010-00-1932	WASTE MANAGEM O/E	109,518.01	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-1941	MUNICIPAL COURT S&W	26,097.10	-	Slippage
12/5/2017	01-2010-00-2001	BUSINESS ADMI S&W	-	47.68	Salary Rounding Difference
12/5/2017	01-2010-00-2201	PURCHASING S&W	-	1,115.73	Overtime
12/5/2017	01-2010-00-2302	CENTRAL PRINT O/E	-	2,352.15	Unanticipated Expenditures
12/5/2017	01-2010-00-2532	CENTRAL INSURANCE - HEALTH	-	668,124.83	Increased Health Benefit Claims
12/5/2017	01-2010-00-2534	CENTRAL INSURANCE- LIABILITY	-	67,577.00	Increased Workers Compensation Claims
12/5/2017	01-2010-00-2801	COLLECTORS OF S&W	-	4,872.24	Underbudgeted Salary
12/5/2017	01-2010-00-2802	COLLECTORS OF O/E	-	2,367.25	Unanticipated Expenditures
12/5/2017	01-2010-00-2951	COMPTROLLER S&W	11,141.19	-	Slippage
12/5/2017	01-2010-00-2952	COMPTROLLER O/E	-	12,431.30	Unanticipated Expenditures
12/5/2017	01-2010-00-3001	PLANNING & DEV S&W	-	417.41	Overtime
12/5/2017	01-2010-00-3101	HOUSING CODE S&W	37,283.32	-	Slippage
12/5/2017	01-2010-00-4001	TAX ASSESSOR S&W	-	1.61	Salary Rounding Difference
12/5/2017	01-2010-00-5001	POLICE S&W	301,483.84	-	Slippage
12/5/2017	01-2010-00-5003	POLICE O/E	-	28,427.66	Unanticipated Expenditures
12/5/2017	01-2010-00-6001	FIRE S&W	-	223,474.81	Overtime
12/5/2017	01-2010-00-7001	ENGINEERING S&W	-	3,649.80	Overtime
12/5/2017	01-2010-00-7301	PARKING FAC MAINT & REPAIR S&W	1,432.00	-	Slippage
12/5/2017	01-2010-00-7401	PUBLIC WORKS S&W	-	35,344.90	Overtime
12/5/2017	01-2010-00-7502	STREET SALT & CHLORIDE O/E	63,421.00	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-7902	CENTRAL AUTOMOTIVE O/E	-	8,447.80	Unanticipated Expenditures
12/5/2017	01-2010-00-8051	GENERAL HEALTH SERVICES S&W	5,663.00	-	Overtime
12/5/2017	01-2010-00-8101	SENIOR Busing S&W	3,720.79	-	Overtime
12/5/2017	01-2010-00-8301	WELFARE S&W	1,000.56	-	Overtime
12/5/2017	01-2010-00-8601	SEN CITIZEN HEALTH CTR S&W	7,886.09	-	Slippage
12/5/2017	01-2010-00-8902	GARBAGE-TRASH REMOVAL O/E	186,830.79	-	Reduced Tonnage
12/5/2017	01-2010-00-9101	PARKS & PLAYGROUNDS S&W	34,423.71	-	Slippage
12/5/2017	01-2010-00-9401	CONSTRUCTION S&W	23,002.96	-	Slippage
12/5/2017	01-2010-00-9500	ELECTRICITY O/E	-	31,729.72	Increase in Market Rates
12/5/2017	01-2010-00-9502	FUEL O/E	87,932.65	-	Expenditures Less than Budgeted

12/5/2017	01-2010-00-9505	FIRE HYDRANT SERVICE O/E	73,883.79	-	Expenditures Less than Budgeted
12/5/2017	01-2010-00-7101	BUILDING & PROPERTY OE	-	3,139.02	Unanticipated Expenditures
12/5/2017	08-2010-55-5022	POOL UTILITY OE	4041.34		Expenditures Less than Budgeted
12/5/2017	08-2010-55-5011	POOL UTILITY S&W		4041.34	Unanticipated Expenditures
12/5/2017					
12/5/2017	01-2010-00-7502-115		364,122.72	STREET SALT & CHLORIDE O/E	Severe winter storms
12/5/2017	08-2010-88-8011-402		12,161.25	POOL S&W	Increased attendance required additional staffing
12/5/2017	08-2010-55-4022501	12,161.25		POOL OE	Excess transferred to another account

xxxx-17
1/9/2018

RESOLUTION-TEMPORARY BUDGET APPROPRIATION
PURSUANT TO N.J.S.A 40A:4-19

WHEREAS , N.J.S.A. 40A:4-19 provides for temporary budget appropriations;

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange does hereby authorize the attached 2018 temporary budget appropriations:

Susan McCartney
Council President

Karen Carnevale
Municipal Clerk

2018 Temporary Budget

Account	Account Name	Amount
Current Fund		
01-2010-00-1001	MAYOR S&W	20,171.80
01-2010-00-1002	MAYOR O/E	5,683.19
01-2010-00-1102	PUBLIC INFORMATION OFFICER OE	157.68
01-2010-00-1201	TOWN COUNCIL S&W	16,545.28
01-2010-00-1202	TOWNSHIP COUNCIL-ADV	1,060.00
01-2010-00-1203	TOWN COUNCIL O/E	8,122.25
01-2010-00-1301	ABC S&W	185.50
01-2010-00-1302	ABC O/E	66.25
01-2010-00-1402	TOWNSHIP LITIGATION O/E	72,875.00
01-2010-00-1501	TOWNSHIP CLERK S&W	69,276.63
01-2010-00-1502	TOWNSHIP CLERK O/E	795.00
01-2010-00-1601	MUNICIPAL ELECTION S&W	1,325.00
01-2010-00-1602	MUNICIPAL ELECTION O/E	4,637.50
01-2010-00-1701	LEGAL SERVICES S&W	19,610.00
01-2010-00-1702	LEGAL SERVICES O/E	10,176.00
01-2010-00-1802	HUMAN RELATIONS COMMISSION OE	1,351.50
01-2010-00-1901	PLANNING BOARD S&W	1,391.25
01-2010-00-1902	PLANNING BOARD O/E	2,756.00
01-2010-00-1911	BOARD OF ADJUSTMENT S&W	1,391.25
01-2010-00-1912	BOARD OF ADJUSTMENT O/E	988.45
01-2010-00-1931	WASTE MANAGEM S&W	1,404.50
01-2010-00-1932	WASTE MANAGEM O/E	74,604.92
01-2010-00-1941	MUNICIPAL COURT S&W	93,596.87
01-2010-00-1942	MUNICIPAL COURT O/E	9,222.00
01-2010-00-1951	PUBLIC DEFENDER S&W	4,823.00
01-2010-00-1952	PUBLIC DEFENDER OE	1,590.00
01-2010-00-1962	ENVIRONMENTAL COMMISSION O/E	39.75
01-2010-00-1972	RENT LEVELING O/E	19.88
01-2010-00-2001	BUSINESS ADMI S&W	63,556.24
01-2010-00-2002	BUSINESS ADMI O/E	45,898.00
01-2010-00-2102	ADMIN OF TOWN OWNED PROPERTIES	265.00
01-2010-00-2201	PURCHASING S&W	37,993.85
01-2010-00-2202	PURCHASING O/E	10,202.50
01-2010-00-2302	CENTRAL PRINT O/E	7,340.50
01-2010-00-2402	TELEPHONE COMMUNICATIONS O/E	62,275.00
01-2010-00-2531	CENTRAL INSURANCE-ADMIN S&W	636.00

01-2010-00-2532	CENTRAL INSURANCE - HEALTH	2,562,985.70
01-2010-00-2533	CENTRAL INS - UNEMPLOYMENT	26.50
01-2010-00-2534	CENTRAL INSURANCE- LIABILITY	225,250.00
01-2010-00-2535	CENTRAL INS - WORK-COMP	132,500.00
01-2010-00-2602	CENTRAL MAILING O/E	19,543.75
01-2010-00-2701	TOWNSHIP PHYSICIAN S&W	265.00
01-2010-00-2702	TOWNSHIP PHYSICIAN O/E	2,481.73
01-2010-00-2801	COLLECTORS OF S&W	49,184.28
01-2010-00-2802	COLLECTORS OF O/E	6,413.00
01-2010-00-2902	TREASURER O/E	2,623.50
01-2010-00-2951	COMPTROLLER S&W	118,326.14
01-2010-00-2952	COMPTROLLER O/E	37,636.63
01-2010-00-3001	PLANNING & DEV S&W	79,457.26
01-2010-00-3002	PLANNING & DE O/E	8,505.18
01-2010-00-3101	HOUSING CODE S&W	53,879.80
01-2010-00-3102	HOUSING CODE O/E	1,517.13
01-2010-00-3152	HISTORIC PRESERVATION O/E	397.50
01-2010-00-3202	WO ARTS COUNCIL O/E	397.50
01-2010-00-3302	MAIN STREET O/E	11,264.89
01-2010-00-3402	WO ENERGY COMMISSION O/E	265.00
01-2010-00-4001	TAX ASSESSOR S&W	56,267.98
01-2010-00-4002	TAX ASSESSOR O/E	10,759.00
01-2010-00-5001	POLICE S&W	3,079,712.00
01-2010-00-5002	POLICE UNIFORM O/E	25,148.50
01-2010-00-5003	POLICE O/E	105,496.50
01-2010-00-6001	FIRE S&W	2,345,266.03
01-2010-00-6002	FIRE O/E	31,994.78
01-2010-00-6003	FIRE O/E	19,716.00
01-2010-00-6101	UNIFORM FIRE SAFETY S&W	7,486.25
01-2010-00-6102	UNIFORM FIRE SAFETY O/E	8,949.58
01-2010-00-6201	EMERGENCY MGT S&W	1,192.50
01-2010-00-6202	EMERGENCY MGT O/E	1,537.00
01-2010-00-7001	ENGINEERING S&W	146,839.88
01-2010-00-7002	ENGINEERING O/E	1,219.00
01-2010-00-7101	BUILDING & PROPERTY O/E	103,873.38
01-2010-00-7202	SHADE TREE O/E	18,616.25
01-2010-00-7301	PARKING FAC MAINT & REPAIR S&W	583.00
01-2010-00-7302	PARKING FAC MAINT & REPAIR O/E	1,184.55
01-2010-00-7401	PUBLIC WORKS S&W	734,295.96
01-2010-00-7502	STREET SALT & CHLORIDE O/E	117,925.00
01-2010-00-7503	STREET CLEANING AND DRAINAGE O	12,879.00
01-2010-00-7602	STREET REPAIR O/E	18,642.75
01-2010-00-7702	STREET SERVICE & TRAFFIC O/E	3,471.50

01-2010-00-7802	SANITATION O/E	1,616.50
01-2010-00-7902	CENTRAL AUTOMOTIVE O/E	145,352.50
01-2010-00-7952	SEWER & PUMP STATIONS O/E	15,317.00
01-2010-00-8051	GENERAL HEALTH SERVICES S&W	141,540.11
01-2010-00-8052	GENERAL HEALTH SERVICES O/E	5,928.58
01-2010-00-8101	SEN CITIZEN TRANS S&W	57,996.35
01-2010-00-8102	SEN CITIZEN TRANS O/E	251.75
01-2010-00-8301	WELFARE S&W	35,140.06
01-2010-00-8302	WELFARE O/E	1,338.25
01-2010-00-8401	ANIMAL CONTROL S&W	34,219.97
01-2010-00-8402	ANIMAL CONTROL O/E	841.38
01-2010-00-8502	PODIATRY CLINIC O/E	3,842.50
01-2010-00-8601	SEN CITIZEN HEALTH CTR S&W	46,961.50
01-2010-00-8602	SEN CITIZEN HEALTH CTR OE	1,265.38
01-2010-00-8632	AID TO HEALTH CARE FAC O/E	397.50
01-2010-00-8751	CHILD HEALTH CLINIC S&W	795.00
01-2010-00-8752	CHILD HEALTH CLINIC O/E	1,099.75
01-2010-00-8762	RETIRED CITIZENS PROGRAM O/E	5,525.25
01-2010-00-8801	RIGHT TO KNOW S&W	1,285.25
01-2010-00-8802	RIGHT TO KNOW O/E	112.63
01-2010-00-8902	GARBAGE-TRASH REMOVAL O/E	901,000.00
01-2010-00-9002	COMMUNITY SERVICES O/E	19,941.25
01-2010-00-9101	PARKS & PLAYGROUNDS S&W	173,106.41
01-2010-00-9102	PARKS & PLAYGROUNDS O/E	33,443.00
01-2010-00-9302	CELECRATION OF PUBLIC EVENTS O	12,296.00
01-2010-00-9401	CONSTRUCTION S&W	113,271.60
01-2010-00-9402	CONSTRUCTION O/E	18,470.50
01-2010-00-9500	ELECTRICITY O/E	155,025.00
01-2010-00-9501	CONDO STREET LIGHTING O/E	166,950.00
01-2010-00-9502	FUEL O/E	189,066.90
01-2010-00-9503	FUEL OIL	662.50
01-2010-00-9504	WATER- O/E	10,070.00
01-2010-00-9505	FIRE HYDRANT SERVICE O/E	177,192.25
01-2010-00-9610	CHALLENGE GRANT BUS SHUTTLE O/	39,084.19
01-2010-00-9611	SALARY ADJUSTMENT S&W	1,325.00
01-2010-00-9612	NJSLOM	875.83
01-2010-00-9613	MEDICAL TRANSPORT BILLING SERV	33,125.00
01-2010-00-9614	CONTINGENT O/E	265.00
01-2010-00-9902	PERS O/E	242,546.02
01-2010-00-9903	FICA O/E	285,664.44
01-2010-00-9904	CONSOLIDATED P & F PENSION O/E	4,698.55
01-2010-00-9905	P&F RET SYSTEM O/E	1,102,654.67
01-2010-00-9907	DEFINED CONTRIBUTION RET. O/E	530.00

01-2010-02-1005	EMPLOYEES HOSP OUT OF CAP	33,425.86
01-2010-02-1006	JOINT OUTLET SEWER M O/E	2,523,232.00
01-2010-02-1007	MAINT.FREE PUBLIC LIBRARY O/E	527,130.75
01-2010-02-1008	TAX APPEALS PENDING O/E	650,000.00
01-2010-04-1004	ESSEX FELL HEALTH ILSA S&W	10,269.00
01-2010-05-1000	PUBLIC SAFETY OE GRANT APPROPRIATION	5,018.53
01-2010-06-1002	CAPITAL IMPROVEMENT FUND	275,000.00
01-2010-07-1002	DEBT SERVICE O/E -BOND PRINCIPAL	3,530,000.00
01-2010-07-1003	DEBT SERVICE O/E - BAN PRINCIPAL	1,148,089.18
01-2010-07-1004	DEBT SERVICE O/E -BOND INTEREST	1,163,752.50
01-2010-07-1005	DEBT SERVICE O/E -BAN INTEREST	280,844.26
01-2010-07-1006	DEBT SERVICE O/E -NJEIT PRINCIPAL	238,649.65
01-2010-07-1007	DEBT SERVICE O/E -NJEIT INTEREST	69,343.36
01-2010-08-1004	DEFERRED CHARGES-OUT OF CAP	1,287,280.00
01-2010-10-1002	RESERVE FOR UNCOLLECTED TAXES	2,887,057.99
01-2010-11-1000	PENDING RETRO	238,500.00
	Total	29,867,694.74

POOL UTILITY

08-2010-55-5011	POOL S&W	42,662.35
08-2010-55-5022	POOL OE	21,480.90
08-2010-55-5412	FICA	2,990.79
08-2010-55-5422	NJ UMEMPLOYMENT INS	0.27
	Total	67,134.31

RESOLUTION-CASH MANAGEMENT PLAN

WHEREAS, N.J.S.A. 40A:5-14 mandates that the Governing Body of a municipal corporation shall, by resolution passed by a majority vote of the full membership thereof, designate as a depository for its monies a bank or trust company having its place of business in the state and organized under the laws of the United States or this state; and

WHEREAS, N.J.S.A. 40A:5-15.1 amended by Chapter 148, P.L. 1997 established new requirements for the investment of public funds and adoption of a cash management plan for counties, municipalities and authorities; and

WHEREAS, the Mayor and Township Council of the Township of West Orange wish to comply with the above statutes;

NOW, THEREFORE, BE IT RESOLVED, that the Mayor and Township Council of the Township of West Orange adopt the attached cash management plan, including the official depositories for the Township of West Orange for the 2018 year.

Susan McCartney
Council President

Karen Carnevale
Municipal Clerk

TOWNSHIP OF WEST ORANGE
EMERGENCY TEMPORARY APPROPRIATION RESOLUTION
FOR THE PURPOSE OF FUNDING EMINENT TAX APPEALS
PRIOR TO ADOPTION OF 2018 BUDGET -N.J.S. 40A:4-20

WHEREAS, an emergent condition has arisen with respect to the continued operation of the Municipality, and more apporpriations are needed to pay tax appeal claims, and no adequate provision has been made in the 2018 Temporary Budget for the aforesaid purpose, and N.J.S.40A:4-20 provides for the creation of an emergency temporary appropriation for the purpose above mentioned, and

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all members, thereof affirmatively concurring) that in accordance with N.J.S. 40A:4-20, emergency temporary appropriations be and the same are hereby made for the purpose indentified by the titles herein listed and the sums set opposite such titles:

2018 EMERGENCY TEMPORARY APPROPRIATIONS ARE HEREBY ATTACHED AND MADE PART OF THIS RESOLUTION

Tax Appeals 500,000.00

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney
Council President

Adopted: January 9, 2018

RESOLUTION

WHEREAS, the Township of West Orange Housing Rehabilitation Program has a mortgage against certain real property owned by Ms. Betty Ann Yates (the "Owner") residing at 8 Glen Road, Block 59.01, Lot 8 (the "Property"), in the amount of Fourteen Thousand Three Hundred Thirty-Five Dollars (\$14,335.00), which was dated December 3, 2002 and recorded in the Essex County Register's Office on December 10, 2002 in Book 8584, Page 58 (the "WOHRP Mortgage"); and

WHEREAS, there is a first mortgage on the Property held by M & T Bank ("M & T") in the outstanding amount of One Hundred Ninety-Five Thousand, Three Hundred Twenty-Four Dollars and Fifty-Seven Cents (\$195,324.57) (the "First Mortgage"); and

WHEREAS, the Owners desire to refinance their home to obtain a new mortgage loan from Quicken Loans, Inc. ("Quicken") in the amount of Two Hundred Sixty-Eight Thousand Five Hundred Thirty-Three Dollars (\$268,533.00), and with an interest rate of 3.99% (the "New Mortgage"); and

WHEREAS, the New Mortgage will pay off the First Mortgage; and

WHEREAS, the Owner has requested that the Township of West Orange subordinate the WOHRP Mortgage to the New Mortgage; and

WHEREAS, the appraised value of the property is \$325,000; and

WHEREAS, based on the amount of the New Mortgage as compared to the First Mortgage, the proposed subordination will not materially change the equity available to satisfy the WOHRP Mortgage;

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Mayor be and hereby is authorized to execute a

Subordination of Mortgage, annexed hereto as Exhibit “**A**,” in favor of Quicken with respect to the Property and the Owners; and be it further

RESOLVED, that the Municipal Clerk be and is hereby authorized to attest to the Mayor’s signature on the Subordination of Mortgage; and be it further

RESOLVED, that a copy of this Resolution shall be made available in the Clerk’s office in accordance with applicable law.

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney
Council President

Adopted: January 9, 2018

Exhibit “A”

RECORDING INFORMATION SHEET

ESSEX COUNTY REGISTER'S OFFICE
HALL OF RECORDS, ROOM 130
465 MARTIN LUTHER KING Jr. Blvd
NEWARK NJ 07102

INSTRUMENT NUMBER:
13041017

DOCUMENT TYPE:
MORTGAGE

Official Use Only

PHILIP THIGPEN, REGISTER
ESSEX COUNTY, NJ

INSTRUMENT NUMBER
13041017

RECORDED ON
May 9, 2013 08:59 am
BOOK: 12432 PAGE: 5648

BB

Return Address (for recorded documents)
COMMUNITY ACTION SERVICES
P O BOX 6025
EAST BRUNSWICK NJ 08816

No. Of Pages (excluding Summary Sheet)	4
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Recording Fee (excluding Transfer Tax)	\$8.00
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Realty Transfer Tax	\$0.00
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Amount Charged (Charge)	\$8.00
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Municipality	WEST ORANGE
--------------	-------------

Parcel Information	Block Lot
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First Party Name	VERNON G MITCHELL
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Second Party Name	WEST ORANGE, TOWNSHIP OF
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Additional Information (Official Use Only)

MAIL COPY _____

NO COPY _____

ENVELOPE _____

ADDITIONAL STAMPINGS _____

***** DO NOT REMOVE THIS PAGE *****
COVER SHEET (DOCUMENT SUMMARY FORM) IS PART OF ESSEX COUNTY FILING RECORD
***** RETAIN THIS PAGE FOR FUTURE REFERENCE. *****

UBK 12432-5648
Rec 5.9.13

MORTGAGE

THIS IS A LEGALLY BINDING DOCUMENT WHICH CREATES A LIEN. DURING THIS THREE-DAY PERIOD, YOU MAY CHOOSE TO HIRE AN ATTORNEY TO REVIEW THIS DOCUMENT. IN THIS THREE-DAY PERIOD, IT IS POSSIBLE TO CANCEL THE DOCUMENT WITHOUT ANY PENALTY. THE CANCELLATION, HOWEVER, MUST BE IN WRITING.

THIS MORTGAGE made this **6th** day of **February**, 2013 between: **Vernon G. & Thelma C. Mitchell** residing at **589 Eagle Rock Ave, West Orange, NJ 07052**, the BORROWER(S), and the TOWNSHIP OF WEST ORANGE, 66 Main Street, West Orange NJ 07052, the LENDER.

The BORROWER(S) has applied for monetary assistance under the LENDER'S West Orange Township Housing Rehabilitation Program for the purpose of correcting defects in the house and bringing up to Property Maintenance Code standards. The LENDER has agreed to grant the BORROWER(S) a loan with deferred payments in the amount of: **\$35,000.00 (Thirty Five Thousand Dollars)** which shall constitute the total amount of the loan on which no interest shall be charged. Receipt of the loan is hereby acknowledged and is evidenced by a Mortgage Note which will be signed at the same time as this document.

The loan is to be repaid by the BORROWER(S) in accordance with this Mortgage and subject to all the terms and conditions as listed in the Mortgage Note. The Mortgage will secure that the LENDER will be repaid the monies loaned and any other costs or charges incurred for the repair of the BORROWER (S) property.

To insure that BORROWER(S) performs its obligations as called for by the Mortgage and Mortgage Note, the BORROWER(S) hereby mortgages to the LENDER, its successors and assigns the tract of land and premises located in the Township of West Orange, County of Essex, State of New Jersey, at **589 Eagle Rock Ave, West Orange, NJ 07052** more specifically known as Block **152.17**, Lot **957** as shown on the current tax map of the Township of West Orange. This premises was conveyed to the BORROWER(S) by deed from **Ralph P. Dyer** dated **6/5/2001** and recorded in the Township Clerk's Office on **6/28/2001** in Book No. **5808**, Page **600**.

The BORROWER(S) agrees:

- 1) **Ownership.** BORROWER(S) owns the property and will defend his/her ownership against all claims.
- 2) **Payments.** He/she will make all payments required by the Mortgage Note and Mortgage.
- 3) **Insurance.** He/she will maintain extended coverage insurance on the property in an amount at least equal to the amount of the mortgage. Insurance companies, policies, amounts and types of coverage must be acceptable to the LENDER. He/she will notify the LENDER in the event of

any substantial loss or damage. The LENDER may then settle the claim on his/her behalf if he/she fails to do so.

4) Repairs. He/she will keep the property in good repair, neither damaging nor abandoning it. He/she will allow the LENDER to inspect the property upon reasonable notice.

5) Mortgage and Mortgage Note. He/she will comply with all of the terms of the Mortgage, Mortgage Note and the West Orange Township Housing Rehabilitation Program guidelines and procedures. If any provision of this Mortgage is found to be inconsistent with the Mortgage Note, the terms of the Mortgage Note shall control.

6) Lawful Use. Use of the property shall be in compliance with all the laws, ordinances and other requirements of any governmental authority.

7) The LENDER shall have all rights and remedies to insure repayment of the debt and to protect the LENDERS security interest in the property.

The LENDER may declare BORROWER(S) in default on the Mortgage Note and this Mortgage if:

a) BORROWER(S) fails to make any payment required by the Mortgage Note and this Mortgage within 30 days after its due date;

b) BORROWER(S) fails to keep any other promise he/she makes in the Mortgage Note or this Mortgage;

c) BORROWER(S) sells the property, transfers title to the property, dies, or (in the case of a single family home) the borrower rents it to anyone for any reason. If the property contains rental units, the borrower may only rent to certified low or moderate income renters per COAH regulations for the life of the Mortgage and Mortgage Note.;

d) The holder of any lien (debt) on the property starts foreclosure proceedings; or

e) Bankruptcy, insolvency or receivership proceedings are started by or against any of the BORROWERS;

f) There is a default under a senior mortgage; or

g) BORROWER(S) fails to comply with any term or condition set forth in the West Orange Township Housing Rehabilitation Deferred Loan Agreement, the Mortgage Note, this Mortgage or the West Orange Township Housing Rehabilitation Program guidelines and procedures.

8) Rights Given to the Lender. BORROWERS(S) mortgage the property to the LENDER. This means that he/she gives the LENDER those rights stated in this Mortgage, also those rights the law gives to lenders of mortgages on real property. When he/she pays all amounts due to the

LENDER under this Mortgage Note and Mortgage, LENDER'S rights under this Mortgage will end. The LENDER will then cancel this Mortgage at BORROWER(S) expense.

9) Term. This Mortgage shall be due and payable whenever this property shall be sold or title transferred or BORROWER ceased to occupy this property as their primary residence as provided for in the Mortgage Note.

10) The Lender may subordinate the lien of this Mortgage to the lien of any subsequent home equity loan, secondary mortgage or refinancing to be procured by the BORROWER (S). The Lender will establish rules and regulations for BORROWER(S) to follow in requesting such subordination and may require a reasonable fee to process the necessary paperwork. BORROWER(S) must allow ample time for the Lender to process any such request prior to the anticipated closing of the new financing that requires any subordination of the lien of their West Orange Housing Program Mortgage.

11) In the event the Lender agrees to subordinate its mortgage, the LENDER shall, if required by the lending institution and after being presented with necessary documentation, execute such documents as may be necessary within twenty-five days of request to do so, to indicate the subordinate character of this Mortgage.

12) No Waiver by Lender. LENDER may exercise any rights under this Mortgage even if LENDER has delayed in exercising that right or has agreed to an earlier instance not to exercise that right. LENDER does not waive its rights to declare that BORROWER(S) is in default by making payments or incurring expenses on BORROWER(S) behalf.

THE BORROWER(S) HEREBY DECLARES AND ACKNOWLEDGES THAT THE BORROWER(S) HAS RECEIVED, WITHOUT CHARGE, A TRUE COPY OF THIS MORTGAGE.

IN WITNESS WHEREOF, BORROWER(S) acknowledges that he/she has signed and sealed the agreement and that LENDER has furnished BORROWER(S) with a true copy of this document.

WITNESS:

BORROWER(S)

P. J. B.

Vernon G. Mitchell
Vernon G. Mitchell

Thelma C. Mitchell
Thelma C. Mitchell

INDIVIDUAL ACKNOWLEDGMENT
STATE OF NEW JERSEY
TOWNSHIP OF WEST ORANGE

ss.

Not Certified Copy

On this 6 day of February, 2013, by me Chris

Fioravanti, personally appeared Vernon G. Mitchell

Thelma C. Mitchell who I am satisfied is the person(S) named in and who executed this document, and who signed, sealed and delivered the same as his/her voluntary act and deed, for the purpose herein specified.

Chris Fioravanti
NOTARY PUBLIC

CHRISTOPHER FIORAVANTI
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 10/4/2015

Community Action Services
P.O. Box 6025
East Brunswick, NJ 08816

Return
to →

Exhibit “B”

RECORDING INFORMATION SHEET

ESSEX COUNTY REGISTER'S OFFICE
HALL OF RECORDS, ROOM 130
465 MARTIN LUTHER KING Jr. Blvd
NEWARK NJ 07102

INSTRUMENT NUMBER:
13046713

DOCUMENT TYPE:
MORTGAGE

Official Use Only

PHILIP THIGPEN, REGISTER
ESSEX COUNTY, NJ

INSTRUMENT NUMBER
13046713

RECORDED ON
May 24, 2013 02:04 pm
BOOK:12435 PAGE:9853

LJ

Return Address (for recorded documents)
COMMUNITY ACTION SERVICES
P.O. BOX 6025
EAST BRUNSWICK NJ 08816

No. Of Pages (excluding Summary Sheet)	4
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Recording Fee (excluding Transfer Tax)	\$8.00
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Realty Transfer Tax	\$0.00
---------------------	--------

Amount Charged (Charge)	\$8.00
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Municipality	WEST ORANGE
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Parcel Information	Block Lot
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First Party Name	VERNON G MITCHELL
------------------	-------------------

Second Party Name	WEST ORANGE, TOWNSHIP OF
-------------------	--------------------------

Additional Information (Official Use Only)

MAIL COPY _____

NO COPY _____

ENVELOPE _____

ADDITIONAL STAMPINGS _____

***** DO NOT REMOVE THIS PAGE. *****
COVER SHEET (DOCUMENT SUMMARY FORM) IS PART OF ESSEX COUNTY FILING RECORD
***** RETAIN THIS PAGE FOR FUTURE REFERENCE. *****

MBL 12435-9853
Rec. 5.24.13

MORTGAGE

Community Action Services
P.O. Box 6025
East Brunswick, NJ 08816

*Rfn
to →*

THIS IS A LEGALLY BINDING DOCUMENT WHICH CREATES A LIEN. DURING THIS THREE-DAY PERIOD, YOU MAY CHOOSE TO HIRE AN ATTORNEY TO REVIEW THIS DOCUMENT. IN THIS THREE-DAY PERIOD, IT IS POSSIBLE TO CANCEL THE DOCUMENT WITHOUT ANY PENALTY. THE CANCELLATION, HOWEVER, MUST BE IN WRITING.

THIS MORTGAGE made this 6th day of February, 2013 between: **Vernon G. & Thelma C. Mitchell** residing at **589 Eagle Rock Ave, West Orange, NJ 07052**, the BORROWER(S), and the TOWNSHIP OF WEST ORANGE, 66 Main Street, West Orange NJ 07052, the LENDER.

The BORROWER(S) has applied for monetary assistance under the LENDER'S West Orange Township Housing Rehabilitation Program for the purpose of correcting defects in the house and bringing up to Property Maintenance Code standards. The LENDER has agreed to grant the BORROWER(S) a loan with deferred payments in the amount of: **\$35,000.00 (Thirty Five Thousand Dollars)** which shall constitute the total amount of the loan on which no interest shall be charged. Receipt of the loan is hereby acknowledged and is evidenced by a Mortgage Note which will be signed at the same time as this document.

The loan is to be repaid by the BORROWER(S) in accordance with this Mortgage and subject to all the terms and conditions as listed in the Mortgage Note. The Mortgage will secure that the LENDER will be repaid the monies loaned and any other costs or charges incurred for the repair of the BORROWER (S) property.

To insure that BORROWER(S) performs its obligations as called for by the Mortgage and Mortgage Note, the BORROWER(S) hereby mortgages to the LENDER, its successors and assigns the tract of land and premises located in the Township of West Orange, County of Essex, State of New Jersey, at **589 Eagle Rock Ave, West Orange, NJ 07052** more specifically known as Block **152.17**, Lot **957** as shown on the current tax map of the Township of West Orange. This premises was conveyed to the BORROWER(S) by deed from **Ralph P. Dyer** dated **6/5/2001** and recorded in the Township Clerk's Office on **6/28/2001** in Book No. **5808**, Page **600**.

The BORROWER(S) agrees:

- 1) **Ownership.** BORROWER(S) owns the property and will defend his/her ownership against all claims.
- 2) **Payments.** He/she will make all payments required by the Mortgage Note and Mortgage.
- 3) **Insurance.** He/she will maintain extended coverage insurance on the property in an amount at least equal to the amount of the mortgage. Insurance companies, policies, amounts and types of coverage must be acceptable to the LENDER. He/she will notify the LENDER in the event of

any substantial loss or damage. The LENDER may then settle the claim on his/her behalf if he/she fails to do so.

4) Repairs. He/she will keep the property in good repair, neither damaging nor abandoning it. He/she will allow the LENDER to inspect the property upon reasonable notice.

5) Mortgage and Mortgage Note. He/she will comply with all of the terms of the Mortgage, Mortgage Note and the West Orange Township Housing Rehabilitation Program guidelines and procedures. If any provision of this Mortgage is found to be inconsistent with the Mortgage Note, the terms of the Mortgage Note shall control.

6) Lawful Use. Use of the property shall be in compliance with all the laws, ordinances and other requirements of any governmental authority.

7) The LENDER shall have all rights and remedies to insure repayment of the debt and to protect the LENDERS security interest in the property.

The LENDER may declare BORROWER(S) in default on the Mortgage Note and this Mortgage if:

a) BORROWER(S) fails to make any payment required by the Mortgage Note and this Mortgage within 30 days after its due date;

b) BORROWER(S) fails to keep any other promise he/she makes in the Mortgage Note or this Mortgage;

c) BORROWER(S) sells the property, transfers title to the property, dies, or (in the case of a single family home) the borrower rents it to anyone for any reason. If the property contains rental units, the borrower may only rent to certified low or moderate income renters per COAH regulations for the life of the Mortgage and Mortgage Note.;

d) The holder of any lien (debt) on the property starts foreclosure proceedings; or

e) Bankruptcy, insolvency or receivership proceedings are started by or against any of the BORROWERS;

f) There is a default under a senior mortgage; or

g) BORROWER(S) fails to comply with any term or condition set forth in the West Orange Township Housing Rehabilitation Deferred Loan Agreement, the Mortgage Note, this Mortgage or the West Orange Township Housing Rehabilitation Program guidelines and procedures.

8) Rights Given to the Lender. BORROWERS(S) mortgage the property to the LENDER. This means that he/she gives the LENDER those rights stated in this Mortgage, also those rights the law gives to lenders of mortgages on real property. When he/she pays all amounts due to the

LENDER under this Mortgage Note and Mortgage, LENDER'S rights under this Mortgage will end. The LENDER will then cancel this Mortgage at BORROWER(S) expense.

9) Term. This Mortgage shall be due and payable whenever this property shall be sold or title transferred or BORROWER ceased to occupy this property as their primary residence as provided for in the Mortgage Note.

10) The Lender may subordinate the lien of this Mortgage to the lien of any subsequent home equity loan, secondary mortgage or refinancing to be procured by the BORROWER (S). The Lender will establish rules and regulations for BORROWER(S) to follow in requesting such subordination and may require a reasonable fee to process the necessary paperwork. BORROWER(S) must allow ample time for the Lender to process any such request prior to the anticipated closing of the new financing that requires any subordination of the lien of their West Orange Housing Program Mortgage.

11) In the event the Lender agrees to subordinate its mortgage, the LENDER shall, if required by the lending institution and after being presented with necessary documentation, execute such documents as may be necessary within twenty-five days of request to do so, to indicate the subordinate character of this Mortgage.

12) No Waiver by Lender. LENDER may exercise any rights under this Mortgage even if LENDER has delayed in exercising that right or has agreed to an earlier instance not to exercise that right. LENDER does not waive its rights to declare that BORROWER(S) is in default by making payments or incurring expenses on BORROWER(S) behalf.

THE BORROWER(S) HEREBY DECLARES AND ACKNOWLEDGES THAT THE BORROWER(S) HAS RECEIVED, WITHOUT CHARGE, A TRUE COPY OF THIS MORTGAGE.

IN WITNESS WHEREOF, BORROWER(S) acknowledges that he/she has signed and sealed the agreement and that LENDER has furnished BORROWER(S) with a true copy of this document.

WITNESS:

BORROWER(S)

PSH


Vernon G. Mitchell

Thelma C. Mitchell
Thelma C. Mitchell

INDIVIDUAL ACKNOWLEDGMENT
STATE OF NEW JERSEY
TOWNSHIP OF WEST ORANGE

\$\$.

Not Certified Copy

On this 6 day of February, 20 13, by me Chris Fioravanti

_____, personally appeared Vernon G. Mitchell

Thelma C. Mitchell who I am satisfied is the person(S) named in and who executed this document, and who signed, sealed and delivered the same as his/her voluntary act and deed, for the purpose herein specified.

Chris Fioranti
NOTARY PUBLIC

CHRISTOPHER FIORAVANTI
NOTARY PUBLIC OF NEW JERSEY
My Commission Expires 10/4/2015

Community Action Services
P.O. Box 6025
East Brunswick, NJ 08816

Return to →

BORROWER'S CERTIFICATION AND AUTHORIZATION**CERTIFICATION**

The undersigned certify the following:

1. I/We have applied for a mortgage loan from NATIONSTAR MORTGAGE LLC D/B/A MR. COOPER ("Lender").
In applying for the loan, I/we completed a loan application containing information on the purpose of the loan, the amount and source of the downpayment, employment and income information, and assets and liabilities. I/We certify that all of the information is true and complete. I/We made no misrepresentations in the loan application or other documents, nor did I/we omit any pertinent information.
2. I/We understand and agree that Lender reserves the right to change the mortgage loan review process. This may include verifying the information provided on the application.
3. I/We fully understand that it is a Federal crime punishable by fine or imprisonment, or both, to knowingly make any false statements when applying for this mortgage, as applicable under the provisions of Title 18, United States Code, Section 1014.

AUTHORIZATION TO RELEASE INFORMATION

To Whom It May Concern:

1. I/We have applied for a mortgage loan from Lender. As part of the application process, Lender and the mortgage guaranty insurer (if any), may verify information contained in my/our loan application and in other documents required in connection with the loan, either before the loan is closed or as part of its quality control program.
2. I/We authorize you to provide to Lender and to any investor to whom you may sell my mortgage, and to the mortgage guaranty insurer (if any), any and all information and documentation that they request for a period not in excess of three months from the date of my/our execution of this Authorization to Release Information. Such information includes, but is not limited to, employment history and income; bank, money market, and similar account balances; credit history; and copies of income tax returns.
3. I/We further authorize Lender to order a consumer credit report and verify other credit information.
4. Lender or any investor that purchases the mortgage, or the mortgage guaranty insurer (if any), may address this authorization to any party named in the loan application. A copy of this authorization may be accepted as an original.
5. Your prompt reply to Lender, the investor that purchased the mortgage, or the mortgage guaranty insurer (if any) is appreciated. The mortgage guaranty insurer (if any) is: N/A

Borrower *Vernon Mitchell* 10/22/12 145-66-1816
Date Social Security Number

Borrower *Thelma Mitchell* 10/22/12 112-58-5937
Date Social Security Number

Borrower _____ Date _____ Social Security Number _____

Borrower _____ Date _____ Social Security Number _____

Borrower _____ Date _____ Social Security Number _____

Borrower _____ Date _____ Social Security Number _____

Exhibit “C”

DISCHARGE OF MORTGAGE

A certain Mortgage dated February 6, 2013 was made by Vernon G. Mitchell and Thelma C. Mitchell, 589 Eagle Rock Avenue, West Orange, N.J. to the Township of West Orange.

This Mortgage was made to secure payment of \$35,000.00. This Mortgage was recorded or registered in the office of the county recording officer of Essex County, State of New Jersey, on May 9, 2013 in Mortgage Book 12432, Page 5648 as Instrument Number 13046713. This Mortgage was inadvertently recorded again on May 24, 2013 in Mortgage Book 12435, Page 9853 as Instrument Number 13041017.

1. Instrument Number 13041017 recorded on May 24, 2013 in Mortgage Book 12435, Page 9853 was inadvertently filed. It may now be DISCHARGED of record. This means that Instrument Number 13041017 recorded on May 24, 2013 in Mortgage Book 12435, Page 9853 is now canceled and void.
2. Instrument Number 13046713 recorded on May 9, 2013 in Mortgage Book 12432, Page 5648 shall REMAIN IN FULL FORCE AND EFFECT as a recording of this Mortgage.
3. I sign and Certify to this Discharge of Mortgage on January _____, 2018.

Witnessed or Attested by:

TOWNSHIP OF WEST ORANGE

STATE OF NEW JERSEY,

SS:

COUNTY OF ESSEX

Name: Robert D. Parisi

Title: Mayor, Township of West Orange

I CERTIFY that, on January _____, 2018, **Robert D. Parisi** personally came before me and stated to my satisfaction that this person (or if more than one, each person):

(a) this person signed and delivered the foregoing document as the Mayor of the Township of West Orange, named in this document; and

(b) this document was signed and delivered by the Company as its voluntary act and deed with all necessary authority.

RECORD AND RETURN TO:
Community Action Services
P.O. Box 6025
East Brunswick, NJ 08816

Print name and title below signature

GRANT AGREEMENT
BETWEEN

(Name of Grantee)
AND
THE STATE OF NEW JERSEY
BY AND FOR
THE DEPARTMENT OF ENVIRONMENTAL PROTECTION

GRANT IDENTIFIER:

GOVERNING BODY RESOLUTION

The governing body of Township of West Orange
(print Grantee's name)
desires to further the public interest by obtaining a grant from the State of New Jersey in the amount of approximately \$ 30,000.00
to fund the following project:

Community Stewardship Incentive Program - Reforestation & Tree Planting Grant

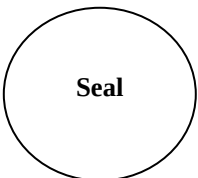
Therefore, the governing body resolves that John K. Sayers or the successor to the office of
(print name)
Business Administrator is authorized (a) to make application for such a grant, (b) if awarded, to execute
(print title of authorized official)
a grant agreement with the State for a grant in an amount not less than \$ 30,000.00 and not more than \$ 30,000.00 ,
and (c) to execute ☐ any amendments thereto ☒ any amendments thereto which do not increase the Grantee's obligations.

*The Township Council for the Township of West Orange authorizes and hereby agrees to
(print name of Grantee's governing body, e.g., board of chosen freeholders)
match 33.33 % of the Total Project Amount, in compliance with the match requirements of the agreement. The availability of the
match for such purposes, whether cash, services, or property, is hereby certified. 0 % of the match will be made up of in-kind
services (if allowed by grant program requirements and the agreement).*

The Grantee agrees to comply with all applicable federal, State, and municipal laws, rules, and regulations in its performance pursuant
to the agreement.

Introduced and passed January , 2018 .

Ayes: _____
Noes: _____
Absent: _____



* The portion of this form between the asterisks should only be completed if matching funds are required under the terms of the
agreement. Where in-kind services are allowed and are stipulated by the Grantee, an attachment must be provided and appended
hereto, breaking out the in-kind services to be provided by the Grantee.

CERTIFICATION*

I, **Karen Carnevale**, ☒ municipal clerk ☐ county clerk ☐ utilities Authority Clerk
(print name)

☐ (other, specify) _____ of **the Township of West Orange**
(print Grantee's name)

certify that this resolution was duly adopted by **the Township Council for the Township of West Orange** at a
(print name of Grantee's governing body)

meeting duly held on the _____ day of **January**, **2018** that this resolution has not been amended or repealed; and that it remains in full force and effect on the date I have subscribed my signature. **

(signature) *

Karen Carnevale, R.M.C.

(print name)

Municipal Clerk for the Township of West Orange

(print title)

Date: _____ **

(signature) *

Susan McCartney

(print name)

Council President, Township of West Orange

(print title)

Date: _____ **

* Certification must be signed by an official other than the individual authorized to execute the agreement.

** This date must be no more than sixty (60) days prior to the Grantee's execution of the agreement. If the original certification expires prior to the Grantee's execution, Grantee must submit a currently certified copy of this Attachment E when it returns the executed agreement to the Department.

RESOLUTION
ABANDONED CAR AUCTION

Vehicles in violation, accidents, and/or abandoned will be towed off the street by a licensed Towing Company designated by the Township. The Township is authorized to sell at Public Auction unclaimed vehicles pursuant to State and Local Laws.

BE IT RESOLVED, by the Township Council of the Township of West Orange that the following recovered motor vehicles will be sold at Public Auction as described below:

The Purchasing Agent is hereby authorized to sell ten (10) transferable vehicle title(s) in the manner set forth in N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157. Date and time of sale is scheduled for Tuesday January 16, 2018 at 2:00 PM in following location:

Twin Towing
1 Lakeside Avenue
West Orange, NJ 07052

The Purchasing Agent is hereby authorized to sell thirteen (13) transferable vehicle title(s) in the manner set forth in N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157. Date and time of sale is scheduled for Tuesday January 16, 2018 at 3:00 PM in following location:

Select Towing
52 Washington Street
West Orange, NJ 07052

Karen J. Carnevale, R.M.C.
Municipal Clerk

Susan McCartney
Council President

Adopted: January 9, 2018

ABANDONED CAR AUCTION NOTICE

In accordance with N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157 the Township of West Orange will hold for sale at public auction on Tuesday January 16, 2018 at 2:00 pm prevailing time, the vehicles listed below. Sale will be held and vehicles may be inspected at Twin Towing, Inc., 1 Lakeside Avenue, West Orange, NJ 07052.

<u>YEAR</u>	<u>MAKE</u>	<u>VEHICLE ID</u>
2001	GMC	1GDHG31R911900965
2010	TOY	2T1BU4EE9AC383582
2001	TOY	4T1BF28B11U120792
1994	DOD	1B3AP24D3RN152588
1981	SEA	SERF29250980300EC
2001	CHE	2G1WW12E319175799
2007	FORD	2B3KA43R47H685747
2006	CHR	2C3LA53G56H494879
2009	CHE	2G1WS57M791318699
2005	CHE	2CNDL13F556097401

In accordance with N.J.S.A. 39:10A-1 and N.J.S.A. 40A:14-157 the Township of West Orange will hold for sale at public auction on Tuesday January 16, 2018 at 3:00 pm prevailing time, the vehicles listed below. Sale will be held and vehicles may be inspected at Select Towing, 52 Washington Street, West Orange, NJ 07052.

<u>YEAR</u>	<u>MAKE</u>	<u>VEHICLE ID</u>
2003	CHE	3GNEC13T03G255148
2001	FORD	1FAFP38311W121338
2002	FORD	1FMYU03132KD86041
2006	PON	1G2ZF55BX640206672
2006	DOD	1D4HB48246F107166
1999	BMW	WBADP6332XBV61866
2003	CHE	2G1WW12E239158303
2004	HON	1HGCM725X4A006912
1998	FOR	1FAFP52U3WA121519
2001	FOR	2FMZA53401BB66420
2006	NIS	1N4BL11D76N373576
2001	FORD	2FMZA53491BA41796
2004	AUDI	WAUPL68E24A228605

All of the above vehicles shall be sold as transferable titles. Sales are subject to payment of all accumulated towing and storage charges. A 25% deposit will be required in cash and the balance payable in 24 hrs. Vehicles will be removed from the storage premises at buyer's expense within 48 hours of the sale date.

Anne DeSantis
Purchasing Agent

RESOLUTION

WHEREAS, on September 5, 2017, the Township Council for the Township of West Orange (the “Township”) adopted Resolution 200-17 authorizing the Township to retain Matrix New World at 26 Columbia Turnpike in Florham Park, New Jersey (“Matrix”) to prepare a Preliminary Assessment and Phase I Environmental Site Assessment for the real property located on Block 176.03, Lot 10 on the Township of West Orange Tax Map, commonly known as 665 Eagle Rock Avenue or 659 Eagle Rock Avenue as designated by the New Jersey Department of Environmental Protection (the “Property”) as part of the Township’s due diligence prior to acquisition of the Property; and

WHEREAS, during Matrix’s investigation, it discovered Sanborn maps from 1939 and 1951, which showed possible underground storage tanks on the Property which were not accounted for in the Department of Environmental Protection (the “DEP”) records nor the records of the Licensed Site Remediation Professional retained a previous owner of the Property, Exxon Mobile, to remediate the Property; and

WHEREAS, on November 21, 2017, the Township Council adopted Resolution 240-17 authorizing the Township to retain Matrix to perform Geophysical Testing on the Property to determine whether there are still unaccounted underground storage tanks on the Property as part of the Township’s due diligence prior to acquisition of the Property; and

WHEREAS, the results of the Geophysical Testing identified “One (1) tank-like GPR anomaly . . . located in the sidewalk area measuring approximately 4’ x 6’,” annexed hereto as Exhibit “A;” and

WHEREAS, Matrix recommends an excavation at the identified anomaly to determine whether the anomaly is an underground storage tank; and

WHEREAS, the Township desires to excavate the anomaly consistent with the recommendation of the results of the Geophysical Testing by utilizing the Department of Public Works with the oversight of Matrix; and

WHEREAS, the owner of the Property has executed a letter agreement to extend the deadline for the due diligence period to January 31, 2018 and the deadline for the closing date to February 28, 2018 to allow for the excavation, annexed hereto as Exhibit “B;” and

WHEREAS, Matrix has submitted a proposal to the Township to oversee the excavation of the anomaly at the Property to be performed by the Department of Public, annexed hereto as Exhibit “C;” and

WHEREAS, Matrix’s proposal fixes the fees and costs for the oversight of the excavation at \$400; and

WHEREAS, the price of the proposal falls below the bid threshold thereby exempting the services from the requirements of the Local Public Contracts Law; and

WHEREAS, the terms set forth in Matrix’s Proposal are agreeable to the Township.

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Township be and hereby is authorized to direct the Department of Public Works to perform an excavation at the Property the anomaly identified in the results of the Geophysical Testing; and be it further

RESOLVED, that consistent with the Letter Agreement, annexed hereto as Exhibit “B,” the deadline for the due diligence period is extended to January 31, 2018 and the deadline for the closing date for the purchase of the Property is extended to February 28, 2018 to allow for the excavation to occur; and be it further

RESOLVED, that the Township be and hereby is authorized to retain Matrix to the excavation of the anomaly at the Property consistent with the Proposal annexed hereto as Exhibit “C;” and be it further

RESOLVED, that Mayor is authorized to execute all necessary agreements or documents to retain Matrix consistent with the Proposal annexed hereto as Exhibit “**C;**” and be it further

RESOLVED, that the Municipal Clerk be and is hereby authorized to attest to the Mayor’s signature; and be it further

RESOLVED, that a copy of this Resolution shall be made available in the Clerk’s office in accordance with applicable law.

Karen J. Carnevale, R.M.C.
Township Clerk

Susan McCartney
Council President

Adopted: January 9, 2018

fo
4812-6536-0217, v. 1

Exhibit “A”



PO Box 5400, Clinton, NJ 08809
Phone (908) 725-1444 – Fax (908) 725-1455 – Email troyennis@gproncall.com

DETAIL REPORT # 112717-3

November 29, 2017

Tamara Grillon
Environmental Project Manager
Matrix New World Engineering
442 State Route 35
Eatontown, NJ 07724

Re: UST Geophysical Investigation
Job Site: Former Exxon Facility #31047 – 659 Eagle Rock Ave., West Orange, NJ
Attachment: Field Sketch

Dear Ms. Grillon:

A subsurface geophysical investigation to locate subsurface anomalies that are indicative of potential Underground Storage Tanks (USTs) utilizing GPR and EM technology was conducted by the GPR One Call Field Technician at the above-captioned Job Site on November 27, 2017. The techniques and equipment used by the field Technician included the following:

1. Reviewing as-built plans, drawings or maps and visually observing the job site to identify all aboveground indicators of buried utilities and potential USTs.
2. Ferromagnetic/Metal Detection using the Magna-Trak 102 locator manufactured by CST/Berger and the Fisher Model TW-6 Twinbox (transmitter/receiver) Metal Detector (TW-6) to assist in locating potential metallic objects. The TW-6 transmitter produces an electromagnetic (EM) radio signal which creates a secondary current in subsurface metal objects. The secondary current creates a magnetic field which is detected by the receiver. The unit's audible signal will rise in pitch and the analog meter will indicate a rise in response when the unit is over a metallic object. The operator carried the TW-6 and scanned the Job Site. If the device indicates the presence of metallic objects, the operator would mark the location for further investigation.
3. Ground Penetrating Radar (GPR) using the Detector Duo (twin antenna 250/700 MHz) manufactured by IDS Ingegneria Dei Sistemi S.P.A. The antenna, containing both a transmitter and a receiver, is rolled along the ground surface during the GPR survey. The transmitter radiates short pulses of high-frequency EM energy into the ground. When the wave encounters the interface between two materials having different

dielectric constants (dielectric permittivity), a portion of the energy is reflected back. The signal is transmitted to a control unit, displayed on a monitor, and digitally recorded. An image of the subsurface is displayed by plotting two-way travel time of the reflected EM pulse on the vertical axis with the distance traveled along the ground surface plotted on the horizontal axis. The depth of the reflecting anomaly or stratum is then determined by using known soil velocity functions and calculating two-way travel time values. GPR data were collected in 3' incremental parallel passes within the scope of work. The maximum depth of investigation was approximately five (5) feet at this site due to the dielectric permittivity caused by the moisture content and the composition of the soils. The displayed data were then interpreted by the field technician to determine the potential presence of USTs or other significant subsurface anomalies that are indicated by the presence of large hyperbolic signatures at depth. Smaller objects such as utilities or other objects are indicated by the presence of smaller hyperbolic signatures. If the display indicated the presence of anomaly signatures, the operator would then mark the location for further investigation.

4. Limitations - Limitations encountered during the investigation included steel guard rails, steel post with steel chains and the ground dielectric permittivity that limited maximum GPR depths to five feet (5'). Please note that EM measurement and GPR are remote sensing methods and in some instances, due to interference or other geophysical limitations, do not reveal data which may be indicative of subsurface anomalies. The findings of this investigation should only be used as a tool in evaluating the possibility that anomalous subsurface areas or other hazards are or were once present on the property and should not be considered a guarantee regarding the presence or absence of USTs or other subsurface objects. The presence of the limiting conditions at the Job Site makes it possible that undiscovered subsurface objects may exist.

Site conditions and findings

The area investigated was limited to the area inside the property boundaries and the sidewalk along Eagle Rock Avenue.

No visual indications of a UST were present at the site.

No tank-like metal anomalies were present at the site.

One (1) tank-like GPR anomaly was located in the sidewalk area measuring approximately 4' x 6' and was marked with pink paint. Approximate location and GPR images attached.

Conclusion: Without a confirmed tank-like metal anomaly detected in the same location it is not possible to verify that the tank-like GPR anomaly is or is not a potential UST without physical examination by excavating the anomaly.

Respectfully submitted,
GPR One Call, LLC

By: 
Troy H. Ennis, Member

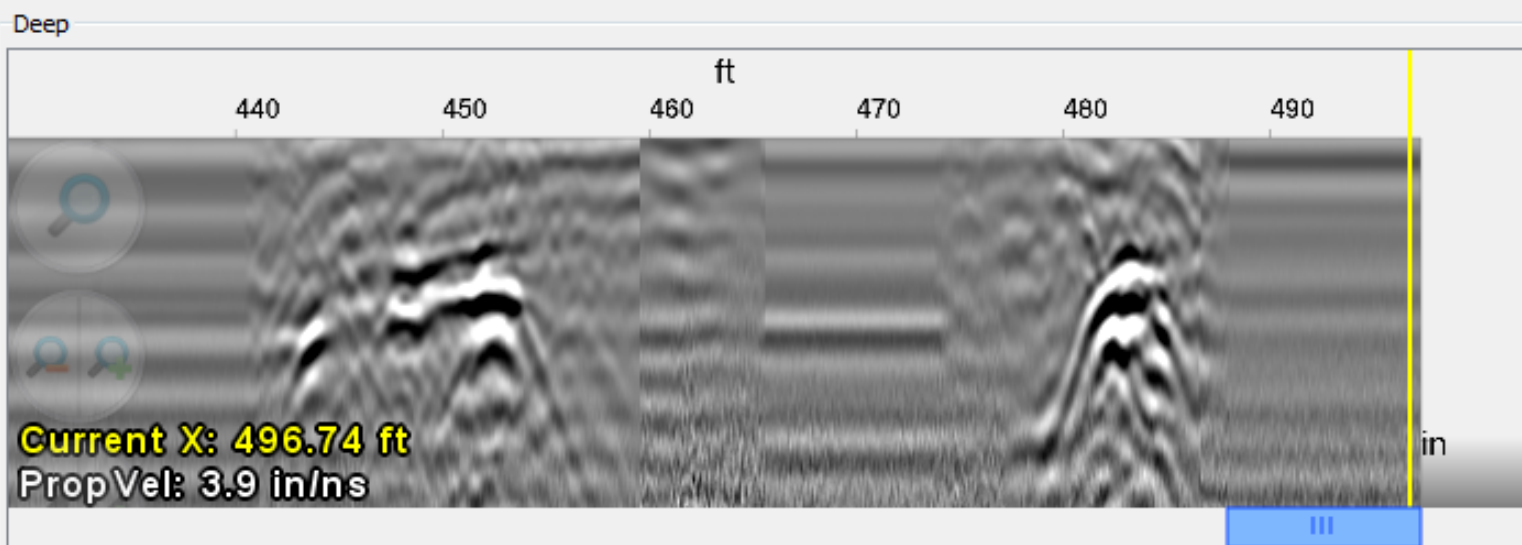
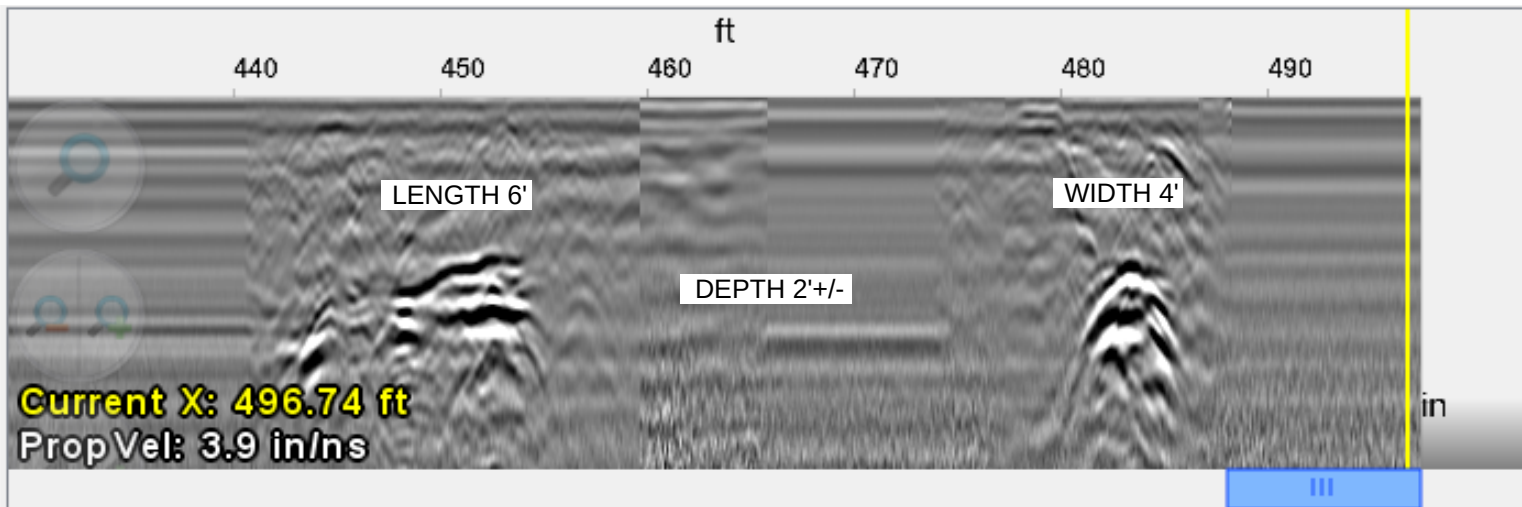


FIELD SKETCH
GPR ONE CALL JOB NO.: 112717-3
COMPLETED:NOVEMBER 27, 2017

CLIENT:MATRIX NEW WORLD ENGINEERING

JOB SITE:Former Exxon Facility #31047
659 Eagle Rock Ave., West Orange, NJ

FOR ILLUSTRATION PURPOSES ONLY



GPR IMAGES
GPR ONE CALL JOB NO.: 112717-3
COMPLETED: NOVEMBER 27, 2017

CLIENT: MATRIX NEW WORLD ENGINEERING

JOB SITE: Former Exxon Facility #31047
659 Eagle Rock Ave., West Orange, NJ

FOR ILLUSTRATION PURPOSES ONLY

Exhibit “B”



Richard D. Trenk
Director
Direct: 973-323-8660
rtrenk@trenklawfirm.com

347 Mt. Pleasant Avenue, Suite 300
West Orange, New Jersey 07052

P: 973-243-8600
F: 973-243-8677

File No. 27-0410

December 12, 2017

Via Email and Overnight Delivery

Daniel Roy, Esq.
2115 Millburn Avenue, Suite L1
Maplewood, NJ 07040

Via Email and Overnight Delivery

Sunny Uberoi
Realty Management Systems LLC
26 South Valley Road
West Orange, NJ 07052

**Re: 665 Eagle Rock Avenue
Township of West Orange Due Diligence
Extension of Due Diligence Period and Closing Deadline**

Dear David and Sunny:

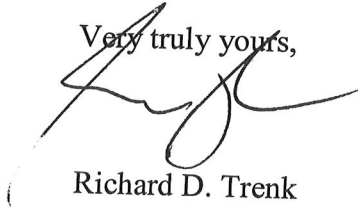
This office represents the Township of West Orange (the "Township") with regards to the purchase of the above captioned property (the "Property") pursuant to the Agreement of Sale executed on September 20, 2017 (the "Agreement").

Following up on our discussions regarding the Township's due diligence as to the Property, this letter shall confirm that Realty Management Systems, LLC (the "Seller") and the Township have agreed to extend the due diligence and option to terminate until January 31, 2018 and the closing date until February 28, 2018 to allow the Township to continue its due diligence on the Property, including the excavation and investigation into the item identified in the Township's geophysical testing located approximately two (2) feet underneath a section of the sidewalk located through the Property and that Seller has agreed to allow access to the Property in order to perform the excavation and investigation.

* Buyer agrees that no soil samples will be taken & NO LSRP will be retained.
The property will be restored to the same condition prior to any excavation -

Please execute the below signature line to acknowledge the Seller's agreement to the extension of the referenced deadlines and authorizing the Township access to the Property. The Township reserves all rights and remedies.

Very truly yours,



Richard D. Trenk

AGREED TO:

**665 REALTY MANAGEMENT, LLC
SELLER**

BY:

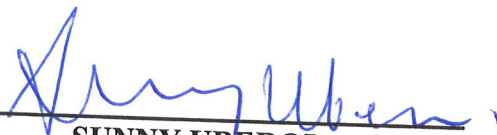

SUNNY UBEROI

Exhibit “C”

Via Email (jsayers@westorange.org)

December 21, 2017

Mr. John K. Sayers, Business Administrator
Township of West Orange, Director of Public Works
66 Main Street
West Orange, New Jersey 07052

**Re: PROPOSAL FOR TEST PIT INVESTIGATION
FORMER EXXON SERVICE STATION
665 EAGLE ROCK AVENUE
BLOCK 176.03, LOT 10
TOWNSHIP OF WEST ORANGE, ESSEX COUNTY, NEW JERSEY
MATRIX NO. 17-362**

Dear Mr. Sayers:

Matrix New World Engineering, Inc. (Matrix) is pleased to present this proposal to conduct a test pit investigation in an effort to confirm the presence/absence of an underground storage tank (UST) possibly identified during the geophysical investigation for the above-referenced property. The 0.3-acre vacant property was a former Exxon retail gasoline station (Program Interest No. 007904) that is presently owned by 665 Realty Management, LLC. Matrix contracted GPR One Call to conduct a geophysical investigation of the above-referenced property to assess the potential presence of an UST. One anomaly was identified in the area under the sidewalk along Eagle Rock Avenue at an estimated depth of 2 feet below ground surface. A review of historic and current site plans depict piping runs, identified as "unknown", also relating to the area of the anomaly.

SCOPE OF WORK AND COST

To determine the presence/absence of the UST, Matrix recommends the removal of the concrete sidewalk and soil to approximately 2 feet below ground surface in the area of the identified anomaly to observe the top of the UST, if found. Matrix understands the test pit will be advanced using Township of West Orange equipment and operator under the direction of Matrix field personnel. The field work will be completed in half a day. The results of the investigation will be summarized in a brief memorandum.

Matrix will conduct these activities on a fixed fee cost basis in accordance with the attached Terms and Conditions (previously revised for the Township of West Orange) (Attachment 1).

Total Fixed Fee Cost..... \$400.00

ASSUMPTIONS

This proposal is based on the following assumptions:

- Costs are for 4 hours of Matrix field personnel;
- Access to the property will be provided by others;
- The Township of West Orange will obtain all required permits;

- All work areas are accessible; and
- All work will be completed during normal business hours.

CLOSING

Separate authorization from the client will be requested prior to commencing services outside the scope of this proposal. All out-of-pocket expenses including, but not limited to, certified mailings, photographs, and special deliveries are considered additional to the proposal items unless specifically noted within the scope of this proposal.

We thank you for the opportunity to be of service to you on this project. Matrix is prepared to implement the described Scope of Work upon receiving a signed copy of this letter and the Terms and Conditions. The return of a signed copy of this letter shall constitute authorization to proceed.

If you have any questions or require any additional information, please feel free to contact us at (973) 240-1800.

Sincerely,



Tamara Grillon
Project Manager



Robert Meisner, P.E., LSRP
Director, LSRP Services

Authorization to Proceed: _____
(Signature)

Date: _____

Copy to: Richard D. Trenk, Esq., Trenk, DiPasquale, Della Fera, Sodona (via email)
Mark Moon, Esq., Trenk, DiPasquale, Della Fera, Sodona (via email)
Leonard R. Lepore, P.E., Municipal Engineer (via email)

ATTACHMENT 1
MATRIX'S TERMS AND CONDITIONS

Matrix New World Engineering, Land Surveying and Landscape Architecture, PC
TERMS AND CONDITIONS FOR PROFESSIONAL SERVICES

Section 1: SERVICES

Matrix New World Engineering, Land Surveying and Landscape Architecture, PC (Matrix) agrees to perform the professional services (the "Services") as described in the Proposal incorporated herein by reference for the CLIENT on a best efforts, time and materials basis under the terms and conditions set forth below. Matrix reserves the right to amend the contents of the Proposal, if written authorization is not received within 90 days. These Terms and Conditions together with the Proposal constitute the agreement between Matrix and the CLIENT for the Services (the "Agreement").

Section 2: COMPENSATION

The CLIENT shall be responsible for all costs specifically enumerated in the proposal. For any costs set forth in the proposal as a range, Matrix shall provide CLIENT with an exact cost as soon as it can be estimated.

~~CLIENT shall also be responsible for any REIMBURSABLE COSTS not specifically set forth in the proposal. REIMBURSABLE COSTS include: out-of-pocket expenses, the cost of which shall be charged at actual cost and shall be itemized and included in the invoice. Typical out-of-pocket expenses shall include, but not be limited to, travel expenses (lodging, meals, etc.), job-related mileage at the prevailing IRS mileage rate, long distance telephone calls, printing and reproduction costs, and survey supplies and materials.~~

Section 3: CLIENT'S OBLIGATIONS

To assist Matrix in performance of the Services, CLIENT shall provide Matrix with appropriate material, data and information in its possession pertaining to the specific project or activity.

The CLIENT will advise Matrix of the nature and extent of the hazardous waste at the site. If Matrix discovers after it undertakes the Services that the site is of a different nature of hazard as defined by the client, or if unanticipated hazards are presented, the CLIENT and Matrix agree that the scope of services, schedule and estimated budget fee shall be adjusted as needed to complete the work without injury or damage.

Section 4: INVOICE PROCEDURE AND PAYMENT

Matrix will submit invoices to the CLIENT monthly and a final bill upon completion of the Services. Payment is due thirty (30) days from invoice date. CLIENT agrees to pay a finance charge of one and one-half percent (1.5%) per month, or the maximum rate allowed by law on past due accounts. CLIENT will be liable for all court costs, disbursements, and attorney's fees incurred in the collection of any outstanding invoices.

Section 5: OWNERSHIP OF DOCUMENTS

All survey notes, drawings, bills of materials, specifications, blueprints, reports, calculations and all other material prepared in connection with the specific project shall be property of the CLIENT and shall be transferred to the CLIENT upon completion of the project and upon receipt of complete payment for the scope of work outlined in the proposal. Matrix may retain a single copy of such information and documents.

Section 6: CONFIDENTIALITY

Matrix agrees to keep confidential and not to disclose to any person or entity, other than Matrix's employees and subcontractors, without the prior consent of the CLIENT, all data and information not previously known to and generated by Matrix, or furnished to Matrix and marked CONFIDENTIAL by the CLIENT in the course of Matrix's performance hereunder; provided, however, that this provision shall not apply to data which are in the public domain, or were previously known to Matrix, or were acquired by Matrix independently from third parties not under obligation to CLIENT to keep said data and information confidential. CLIENT shall not restrict Matrix from complying with an order to provide information or data when such order is issued by a court, administrative agency or other authority with proper jurisdiction.

The technical and pricing information contained in any proposal submitted by Matrix as to this project, or in the Agreement or any addendum thereto, is to be considered confidential and proprietary, and shall not be released or otherwise made available to any third party without express written consent of Matrix.

Section 7: BURIED UTILITIES

Matrix will conduct the research that in our professional opinion is necessary to locate utility lines and other man-made objects that may exist beneath the sites surface. The CLIENT recognizes that Matrix's research may not identify all subsurface utility lines and man-made objects. Matrix will take reasonable precautions to avoid damage or injury to any subsurface utilities or structures. The CLIENT agrees to hold Matrix harmless and the CLIENT agrees to pay for damages to underground utilities or structures which are not called to Matrix's attention or correctly shown on plans furnished by the CLIENT or third parties.

Section 8: DISCOVERY OF UNANTICIPATED HAZARDOUS MATERIALS

Hazardous materials or certain types of hazardous materials may exist at a site where there is no reason to believe they could or should be present. Matrix and the CLIENT agree that the discovery of unanticipated hazardous materials constitutes a changed condition mandating a renegotiation of the scope of work and compensation for the Services or termination of the Agreement. Matrix agrees to notify the CLIENT as soon as practically possible should unanticipated hazardous materials or suspected hazardous materials be encountered. The CLIENT encourages Matrix to take measures that in Matrix's professional opinion are justified or legally required to preserve and protect the health and safety of Matrix's personnel and the public, and/or the environment, and the CLIENT agrees to compensate Matrix for the additional cost of such work.

In addition, the CLIENT waives any claim against Matrix, and agrees to indemnify, defend and hold Matrix harmless from any claim or liability for injury or loss arising from Matrix's encountering of unanticipated hazardous materials or suspected hazardous materials. The CLIENT also agrees to compensate Matrix for time spent and expenses incurred by Matrix in defense of any such claim, with such compensation to be based upon Matrix's prevailing fee schedule and expense reimbursement policy.

Section 9: STANDARD OF CARE

The Services provided by Matrix under the Agreement will be conducted in a manner consistent with that level of care and skill ordinarily exercised by members of the profession currently practicing in the same locality under similar conditions. No other representation, express or implied, and no warranty or guarantee, in fact or by law, whether of merchantability or fitness for a particular purpose or otherwise, is included or intended in the Agreement, or in any report, opinion, document or otherwise.

The CLIENT recognizes that subsurface conditions may vary from those encountered at the location where, and at the time when, borings, sampling, or testing are performed by Matrix and that the data provided by Matrix are based solely on the information available to Matrix. The CLIENT agrees to indemnify and hold Matrix harmless from and against all claims, damages, losses and expenses arising from the interpretation by others of data provided by Matrix.

Section 10: INDEPENDENT CONTRACTOR

Matrix shall be an independent contractor in performing the Services and shall not act as an agent or employee of the CLIENT. As such, and subject to the terms and conditions hereof, Matrix shall be responsible for its employees, subcontractors, and agents and for their compensation, benefits, contributions, and taxes, if any.

Section 11: JOBSITE HEALTH AND SAFETY

Insofar as jobsite safety is concerned, Matrix is responsible solely for its own employees' and subcontractor's activities on the jobsite, but this shall not be construed to relieve the CLIENT or his contractors from their responsibility for methods of work performance, superintendence, sequencing of construction, or safety in, on or about the jobsite.

Section 12: INSURANCE

Matrix is protected by: 1) Worker's Compensation Insurance as required by applicable law, 2) General Liability and Automobile Liability Insurance (in the amount of \$1,000,000 combined single limit) for bodily injury and property damage, and 3) Professional Liability (Errors & Omissions) with policy limits equal to at least \$1,000,000. Matrix shall provide insurance certificates illustrating the coverage herein defined to the Board prior to commencing work at the site.

Within the limits of said insurance, Matrix agrees to save the CLIENT harmless from and against loss, damage, injury or liability arising from negligent acts or omissions of Matrix, its subcontractors, and their respective employees and agents acting in the course and scope of this project. Matrix shall not be responsible for any loss, damage, or liability arising from any acts by the CLIENT, its agents, staff, and other consultants and subcontractors employed by the Client.

Section 13: INDEMNITY

A. Matrix

Matrix agrees to indemnify and hold harmless CLIENT from and against any and all losses, damages, liabilities, and expenses (including, but not limited to, legal fees and costs of investigation) to the extent resulting or arising out of negligence or willful misconduct of Matrix or performance of the Services hereunder, provided that such loss, damage, liability or expense is attributable to bodily injury, sickness, disease or death, or to injury to or destruction of tangible property, and not caused in whole or in part by any acts or omissions of the CLIENT, a third party, or anyone directly or indirectly employed by the CLIENT.

B. CLIENT

The CLIENT, agrees to indemnify and hold harmless Matrix from and against any and all losses, damages, liabilities, and expenses (including, but not limited to, legal fees and costs of investigation) to the extent resulting or arising out of negligence or willful misconduct of the CLIENT, or anyone directly or indirectly employed by the CLIENT, or the performance of the CLIENT's obligations under the Agreement, any non-conforming wastes waste(s) or discrepancies in the pertinent manifest(s) as defined by applicable regulations, or an condition existing at the work site(s) prior to the date of the Agreement or caused by anyone directly or indirectly employed by the CLIENT.

Section 14: LIMIT OF LIABILITY

Notwithstanding any other provision contained in the Agreement

- A. In no event shall Matrix, its employees, agents, or sub-contractors be responsible for any incidental, indirect, impact, or consequential damages (including loss of profits), liabilities or expenses incurred by the CLIENT or any third party as a result of Matrix's performance or nonperformance of the Services contracted for herein, and the CLIENT waives all such incidental, indirect, impact, or consequential damages.
- B. The obligations of Matrix under the Agreement are not intended to and shall not be personally binding on, nor shall any resort be had to the private properties of, any of parent or affiliate of Matrix, or any of their respective officers, directors, shareholders, partners, principals, members, managers, beneficiaries, employees or agents.
- C. Matrix's total liability to CLIENT for any and all injuries, claims, losses, expenses or damages whatsoever arising out of, or in any way related to the Agreement from any cause or causes, including but not limited to Matrix's errors, negligence, omissions, strict liability, breach of contract or breach of warranty, shall not exceed the total contract amount for the Services provided by Matrix or the limit of liability provided in our insurance limit of \$10,000,000, whichever is higher.
- D. To the maximum extent permitted by law, the limitations on damages, the releases from liability, the limitations of liability, and the exclusive remedies provisions expressly provided in the Agreement shall apply even in the event of the fault, negligence (in whole or in part), strict liability or breach of contract of Matrix. The remedies provided in the Agreement are exclusive, except that the CLIENT shall in addition have the right to obtain specific performance and all other injunctive relief that may be available. Matrix disclaims, and the CLIENT waives, any implied warranties of merchantability or fitness for a particular purpose with respect to any equipment or other personal property procured by Matrix and provided to the CLIENT as part of any Services.

Section 15: PROJECT DELAYS

If Matrix is delayed at any time in performing the Services for any specific project or activity by an act, failure to act, or neglect of the CLIENT or the CLIENT'S employees or any third parties; by changes in the scope of work; by unforeseen circumstances including delays authorized by the CLIENT and agreed to by Matrix; by acts of force majeure including, without limitation, fires, floods, riots, and strikes; by delays caused by foreign or domestic governmental acts or regulations; or by any cause beyond the reasonable control of Matrix, then the time for completion of the Services shall be extended based upon the impact of the delay. Matrix shall receive an adequate compensation adjustment if the delays caused by any of the above result in changes, require additional services, or result in additional costs to Matrix.

Section 16: ASSIGNMENT

Matrix shall not assign the Agreement in whole or part except that Matrix may use the services of persons and entities not in its employ, when it is appropriate to do so. Such persons and entities include, but are not limited to, surveyors, specialized consultants, drilling contractors, and testing laboratories. Matrix's use of others for additional services shall not be unreasonably restricted by the CLIENT provided Matrix notifies the CLIENT in advance.

Section 17: THIRD PARTY EXCLUSION

The Agreement shall not create any rights or benefits to parties other than the CLIENT and Matrix, except such other rights as may be specifically called herein.

Section 18: SEVERABILITY

If any clause or section of the Agreement shall be deemed void or invalid, such a decision shall only apply to that particular section(s) and shall not render the rest of the Agreement invalid. The balance of the Agreement shall remain in force.

Section 19: TERMINATION

Matrix may terminate the Agreement upon five (5) days' notice if the CLIENT defaults in the payment for the Services or for any other material default by the CLIENT under the Agreement. The CLIENT or Matrix may terminate the Agreement upon fourteen (14) days' notice for any reason which may arise or for no reason. In the event of such termination of the Agreement for any reason which may arise or for no reason, the termination will become effective fourteen (14) calendar days after receipt of the termination notice. Irrespective of which party shall effect termination of the cause therefore, the CLIENT shall within thirty (30) calendar days of termination remunerate Matrix for the Services rendered and costs incurred (including all reimbursable costs hereunder), in accordance with Matrix's prevailing rate schedule.

Section 20: GOVERNING LAW

Unless otherwise provided in an addendum, the law of the State of New Jersey will govern the validity of the Agreement, its interpretation and performance, and remedies for contract breach or contract breach or any other claims related to the Agreement.

RESOLUTION

WHEREAS, by Resolution No. 15-14 dated January 14, 2014 and Resolution No. 186-15 dated July 21, 2015, the Township Council awarded a professional services contract to Manal Baba, Licensed Site Remediation Professional (LSRP) and T & M Associates, 11 Tindall Road, Middletown, N.J. 07748 for LSRP and environmental services for environmental site remediation at Fire House No. 4, 280 Pleasant Valley Way, associated with leaking underground storage tanks that were removed and replaced in 1994; and

WHEREAS, the Township requires additional environmental services of Manal Baba, LSRP, and T & M Associates for the removal of three existing underground storage tanks that were replaced in 1994 and for environmental site remediation with three leaking underground storage tanks that were removed in 1994; and

WHEREAS, Manal Baba, LSRP, and T & M Associates submitted a proposal dated September 29, 2017 to provide additional services for the removal of the existing tanks and remediating contamination associated with underground storage tanks removed in 1994; and

WHEREAS, the proposal of T & M Associates includes six (6) tasks:

Task 1. Licensed Site Remediation Professional (LSRP) Project Management/Notice of Intent to Close Regulated Underground Storage Tanks.	\$ 1,300.00
Task 2. UST Removal/Closure Supervision and Soil Sampling	\$ 7,500.00
Task 3. Monitoring Wells Abandonment of (MW-1, MW-4 & MW-11) and installation of MW-4R and MW-1R	\$12,750.00
Task 4. Scope of Work and Supervision for Impacted Soil Excavation & Post-Excavation Soil Sampling	\$ 7,800.00
Task 5. Monitoring Well Gauging & Sampling (Semi-annual – Two Rounds – 1 year)	\$21,500.00
Task 6. Reporting and Management	<u>\$15,650.00</u>
TOTAL	\$66,500.00

WHEREAS, the proposal is acceptable to the Municipal Engineer; and

WHEREAS, sufficient funds exist for this work; and

WHEREAS, the Township Council concurs in the foregoing.

NOW, THEREFORE BE IT RESOLVED by the Township of West Orange that a professional service contract be awarded to Manal Baba, LSRP, and T & M Associates, 11 Tindall Road, Middletown, N.J. 07748 to provide LSRP and professional environmental services for Fire House No. 4, 280 Pleasant Valley Way in accordance with their proposal dated September 29, 2017 for a fee not to exceed \$66,500.00.

BE IT FURTHER RESOLVED that a copy of this Resolution be published in the West Orange Chronicle within ten (10) days of its approval as required by State Statute.

KAREN J. CARNEVALE, R.M.C.
MUNICIPAL CLERK

SUSAN McCARTNEY, COUNCIL PRESIDENT

Adopted: January 9, 2018

I hereby certify funds are available from

ACCOUNT NO. 03-2450-15-0050-030 \$53,980.00
SITE REMEDIATION
03-2507-17-0600-010 \$12,520.00

JOHN GROSS, CHIEF FINANCIAL OFFICER

RESOLUTION

WHEREAS, Daughters of Israel Geriatric Services, Inc. (“Daughters” is the current owner of certain property known as 748-750 Northfield Avenue in the Township of West Orange, Essex County, New Jersey commonly known as the Jewish Federation Plaza (the “Property”);

WHEREAS, the Property is shown on the Tax Map of the Township as Block 165, Lot 16; and

WHEREAS, under the current plan for refinancing and improvements, Daughters will convey the Property to JFP Housing LLC (“JFP”); and

WHEREAS, by Resolution adopted May 23, 2017, No. 108-17 adopted by the Township Council of the Township of West Orange, the Council approved an agreement with JFP for payments in lieu of taxes (“PILOT”); and

WHEREAS, Daughters has contacted the Township and indicated that the Resolution contains certain typographical errors including the number of affordable units which should be 134 as opposed to 135 and that the Tax Map description should be Lot 16, instead of Lots 15, 18, 19; and

WHEREAS, the New Jersey HMFA legal counsel has requested a Resolution clarifying these items; and

WHEREAS, the within resolution is consistent and purely amends Resolution Number 108-17.

**NOW, BE IT HEREBY RESOLVED BY THE TOWNSHIP COUNSEL OF THE
TOWNSHIP OF WEST ORANGE THAT RESOLUTION NUMBER 108-17 IS HEREBY
AMENDED AS FOLLOWS;**

1. The number of affordable units is 134 instead of 135 and the Property is hereby amended to reflect Lot 16 instead of Lot 15, 18 and 19; and
2. Resolved that all other aspects of Resolution 108-17 be and are hereby ratified in its entirety.

Certified this _____ day of January, 2018

Karen J. Carnevale, R.M.C.
Municipal Clerk

By:_____
Susan McCartney, Council President

**AN ORDINANCE AMENDING CHAPTER 18, SECTIONS 1.7, 1.8 AND 1.8 OF THE
REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE
(LOCAL ENFORCEMENT OF THE UNIFORM FIRE CODE)**

BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF WEST ORANGE, NEW JERSEY that Chapter 18 of the Revised General Ordinances of the Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this Ordinance is to update the Municipal Code provisions related to the enforcement of the uniform fire code consistent with recommendations provided the State of New Jersey, Department of Community Affairs, Division of Fire Safety after its most recent audit of the Fire Prevention Bureau of the West Orange Fire Department.

II. CHAPTER 18, SECTION 1.7 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

18-1.7 Board of Appeals.

Pursuant to Sections 15 and 17 of the Uniform Fire Safety Act, N.J.S.A. 52:27-206 and 208, respectively, any person aggrieved by any ruling, action, order, or notice of the Local Enforcement Agency (or agencies) shall have the right to appeal to the Essex County Construction Board of Appeals.

III. CHAPTER 18, SECTION 1.8 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

18-1.8 Additional Required Inspections and fees.

In addition to the inspection and fees required pursuant to the Act and the regulations of the Department of Community Affairs, the following additional inspections and fees shall be required, including life hazard uses and life hazard uses at a minimum of bi-annually.

IV. CHAPTER 18, SECTION 1.9 SHALL BE AND HEREBY IS AMENDED AND SUPPLEMENTED TO INCORPORATE THE FOLLOWING:

18-1.9 Permits

The permit fees established by the Uniform Fire Code shall be amended to be as follows:

Type 1 \$ 54.00 (To also include the use of cooking equipment in a commercial establishment of less than fifty (50) people).

Type 2 \$ 214.00

Type 3 \$ 427.00

Type 4 \$ 641.00

V. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township which are in conflict with this Ordinance are hereby repealed to the extent of such conflict.

VI. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such parts shall be severed and the invalidity thereof shall not affect the remaining parts of this Ordinance.

VII. EFFECTIVE DATE

This Ordinance shall take effect upon final passage and publication in accordance with the law.

Freeholders.

ROBERT D. PARISI, MAYOR

SUSAN McCARTNEY, COUNCIL PRESIDENT

KAREN J. CARNEVALE, R.M.C., MUNICIPAL CLERK

Introduced: January 9, 2018

Adopted: January 23, 2018

Legislative History

The purpose of this Ordinance is to update the Municipal Code provisions related to the enforcement of the uniform fire code consistent with recommendations provided the State of New Jersey, Department of Community Affairs, Division of Fire Safety after its most recent audit of the Fire Prevention Bureau of the West Orange Fire Department.

4840-7636-6678, v. 1

BOND ORDINANCE PROVIDING FOR THE GREEN ACRES MULTI-PARK DEVELOPMENT PROJECT IN AND BY THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$143,575 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$136,575 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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

Section 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of West Orange, in the County of Essex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$143,575, including the sum of \$7,000 as the down payment required by the Local Bond Law. The down payment is now available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$136,575 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the Green Acres Multi-Park Development Project, consisting of improvements at Degnan Park and Lafayette Park, including field improvements, fixtures and related work and costs necessary therefor or incidental thereto.

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

(c) The estimated cost of the improvement or purpose is \$189,100, including a Green Acres grant in the amount of \$45,525 appropriated from the Township's grant fund and \$143,575 appropriated by this bond ordinance.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of

delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

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

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in this bond ordinance by \$136,575, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$37,820 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purpose or improvement.

Section 7. The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment

of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

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

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

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

ROBERT D. PARISI, MAYOR

SUSAN McCARTNEY, COUNCIL PRESIDENT

KAREN J. CARNEVALE, R.M.C., MUNICIPAL CLERK

Introduced: January 9, 2018

Adopted: January 23, 2018

Re: TOWNSHIP OF WEST ORANGE

**\$143,575/\$136,575 BOND ORDINANCE
GREEN ACRES MULTI-PARK DEVELOPMENT PROJECT**

- | | |
|-----------|--|
| <u>21</u> | Certified copy of the Supplemental Debt Statement prepared as of the date of introduction of the bond ordinance, together with the electronic confirmation of filing provided by the Division of Local Government Services and evidence of filing in the Clerk's Office. |
| <u>22</u> | Down Payment Certificate. |
| <u>23</u> | Certified copy of the minutes of the meeting of the Township Council held on ___/___/___ showing introduction of the bond ordinance. |
| <u>24</u> | Affidavit of Publication in local newspaper following introduction of the bond ordinance. |
| <u>25</u> | Certified copy of the minutes of the meeting of the Township Council held on ___/___/___ showing public hearing and final adoption of the bond ordinance. |
| <u>26</u> | Affidavit of Publication in local newspaper following final adoption of the bond ordinance. |
| <u>27</u> | Clerk's Certificate executed no sooner than 21 days following final publication of the bond ordinance. |

BELOW FOR McMANIMON, SCOTLAND & BAUMANN, LLC USE ONLY

Posted: __/__/__ Useful Life: 15 years Reviewed By: _____

'20 Costs: \$37,820 Mayor's Approval: ____/____/____

Amends/Amended By: Ord. # _____ F/A: ____/____/____

Amendment: _____

Supplements/Supplemented By: Ord. # _____ F/A: ____ / ____ / ____

Original Appropriation/Authorization: \$ _____ /\$ _____

Authorization for CFO to Sell Notes: X Yes No

Resolution Authorizing CFO to Sell Notes: F/A / /

Grant Moneys Expected: \$45,525 appropriated from grant fund

[illegible]

DEBT STATEMENT CERTIFICATE

I, Karen J. Carnevale, Clerk of the Township of West Orange, in the County of Essex, New Jersey (herein called the "Township"), HEREBY CERTIFY that annexed hereto is a true and complete copy of the Supplemental Debt Statement of the Township that was prepared as of _____, 2017 by John Gross, who was then chief financial officer of the Township, and filed in my office on _____, 2017, and that a complete, executed copy of such statement was filed in the office of the Director of the Division of Local Government Services of the State of New Jersey on _____, 2017.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Township this _____ day of _____, 2017.

Karen J. Carnevale, R.M.C., Clerk

(SEAL)

CERTIFICATE OF DOWN PAYMENT

I, John Gross, Chief Financial Officer of the Township of West Orange, in the County of Essex, New Jersey (the "Township") HEREBY CERTIFY that prior to the final adoption on _____, 2017 of a bond ordinance entitled:

BOND ORDINANCE PROVIDING FOR GREEN ACRES MULTI-PARK
DEVELOPMENT PROJECT IN AND BY THE TOWNSHIP OF WEST
ORANGE, IN THE COUNTY OF ESSEX, NEW JERSEY,
APPROPRIATING \$143,575 THEREFOR AND AUTHORIZING THE
ISSUANCE OF \$136,575 BONDS OR NOTES OF THE TOWNSHIP TO
FINANCE PART OF THE COST THEREOF,

there was available as a down payment for the purposes authorized by the bond ordinance the sum of \$7,000, which amount was appropriated as a down payment by the bond ordinance and was made available by provision in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

IN WITNESS WHEREOF, I have hereunto set my hand this _____ day of _____, 2017.

John Gross, Chief Financial Officer

EXTRACT from the minutes of a _____ meeting of the Township Council
of the Township of West Orange, in the County of Essex, New Jersey held at the
_____ in the Township on _____, 2017 at _____ o'clock
____.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, Karen J. Carnevale, Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on _____, 2017 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this _____ day of _____, 2017.

Karen J. Carnevale, R.M.C., Clerk

(SEAL)

EXTRACT from the minutes of a _____ meeting of the Township Council
of the Township of West Orange, in the County of Essex, New Jersey held at the
_____ in the Township on _____, 2017 at _____ o'clock
____.m.

PRESENT:

ABSENT:

[Attach appropriate minutes hereto]

CERTIFICATE

I, Karen J. Carnevale, Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, HEREBY CERTIFY that the foregoing annexed extract from the minutes of a meeting of the governing body of the Township duly called and held on _____, 2017 has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this _____ day of _____, 2017.

Karen J. Carnevale, R.M.C., Clerk

(SEAL)

CLERK'S CERTIFICATE

I, Karen J. Carnevale, Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, HEREBY CERTIFY as follows:

1. I am the duly appointed Clerk of the Township of West Orange, in the County of Essex, State of New Jersey (herein called the "Township"). In this capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all ordinances and resolutions of the Township. The representations made herein are based upon the records of the Township.

2. Attached hereto is a true and complete copy of a bond ordinance passed by the governing body of the Township on _____, 2017 and finally adopted by the governing body on _____, 2017 and, where necessary, approved by the Mayor on _____, 2017.

3. On _____, 2017, a copy of the bond ordinance and a notice that copies of the bond ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body, was posted in the principal municipal building of the Township at the place where public notices are customarily posted. Copies of the bond ordinance were made available to all who requested them.

4. A certified copy of the bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services.

5. After final passage, the bond ordinance, a copy of which is attached hereto, was duly published on _____, 2017. No protest signed by any person against making the improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body or to me or filed in my office within 20 days after the publication or at any other time after the final passage thereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township this _____ day of _____, 2017.

Karen J. Carnevale, R.M.C., Clerk

[SEAL]

TOWNSHIP OF WEST ORANGE
NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the governing body of the Township of West Orange, in the County of Essex, State of New Jersey, on January 9, 2018. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body to be held at the Town Hall, in the Township on January 23, 2018, at 7 o'clock p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR GREEN ACRES MULTI-PARK DEVELOPMENT PROJECT IN AND BY THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$143,575 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$136,575 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): Green Acres Multi-Park Development Project, consisting of improvements at Degnan Park and Lafayette Park, including field improvements, fixtures and related work and costs necessary therefor or incidental thereto

Appropriation: \$143,575

Bonds/Notes Authorized: \$136,575

Grants (if any) Appropriated: \$45,525 appropriated from grant fund

Section 20 Costs: \$37,820

Useful Life: 15 years

Karen J. Carnevale, R.M.C., Clerk

This Notice is published pursuant to N.J.S.A. 40A:2-17.

TOWNSHIP OF WEST ORANGE
BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township of West Orange, in the County of Essex, State of New Jersey on January 23, 2018 and the 20-day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR GREEN ACRES MULTI-PARK DEVELOPMENT PROJECT IN AND BY THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$143,575 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$136,575 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

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Karen J. Carnevale, R.M.C., Clerk