

1. Conference Meeting Agenda

Documents:

[CA 3.1.22.PDF](#)

2. Public Meeting Agenda

Documents:

[PM 3.1.22.PDF](#)

3. Resolution(S)

3.I. 25-22

Documents:

[25-22 RECREATION DEPT. FEES 2022.PDF](#)
[25-22 PROGRAM FEE RANGE TABLE - RECREATION DEPARTMENT.PDF](#)
[25-22 PROGRAM FEE HISTORY - RECREATION DEPARTMENT.PDF](#)

3.II. 38-22

Documents:

[38-22 ESTABLISHING APPLICATION FEE - LOCAL LICENSE TO OPERATE A CANNABIS BUSINESSES WITHIN THE TOWNSHIP OF WEST ORANGE - BY SQUARE FOOTAGE.PDF](#)

3.III. 39-22

Documents:

[39-22 EXECUTIVE SESSION 3.1.22.PDF](#)

3.IV. 40-22

Documents:

[40-22 DOJ GRANT - 525000- WOPD - MENTAL HEALTH SUPPORT ASSISTANCE.PDF](#)
[40-22 EXHIBIT - ACCEPTANCE OF GRANT FUNDS FROM THE DEPARTMENT OF JUSTICE TO CONTINUE WOPD PROGRAM WITH MENTAL HEALTH.PDF](#)

3.V. 41-22

Documents:

[41-22 DUPLICATE PAYMENT RESOLUTION 2022 Q1\(2\).PDF](#)

3.VI. 42-22

Documents:

[42-22 RAFFLE LICENSES.PDF](#)

3.VII. 43-22

Documents:

[43-22 MELLON AVENUE SANITARY SEWER IMPROVEMENT PROJECT.PDF](#)

[43-22 SUMMARY OF BIDS MELLON AVENUE SANITARY SEWER IMPROVEMENTS PROJECT.PDF](#)

[43-22 EXTENSION LETTER MESSERCOLA EXCAVATING.PDF](#)

3.VIII. 44-22

Documents:

[44-22 RESOLUTION DESIGNATING STUDIO REDEVELOPER.PDF](#)

[44-22 MOU-STUDIO INTERIM REDEVELOPMENT AGREEMENT.PDF](#)

4. Ordinance(S) On First Reading

4.I. 2678-22

Documents:

[2678-22 ORDINANCE - STEEP SLOPE - REDLINED.PDF](#)

Township of West Orange
CONFERENCE MEETING AGENDA
Council Chambers – 66 Main Street
Tuesday, March 1, 2022
Meeting No. 5

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 November 24, 2021, and published in the West Orange Chronicle on December 2, 2021.

Roll Call – Councilwoman Casalino, Councilwoman Matute-Brown, Councilman Rutherford, Councilwoman Williams, Council President McCartney, Mayor Parisi

6:30 P.M

- **West Orange Engineering Department –Assistant Municipal Engineer-Zayibeth Carballo**
- **West Orange Women's Club and W.O. Board of Education President – Jennifer Tunnickliffe**
- **Police Chief James Abbott – Update on Crime Statistics in West Orange**
- **Council Liaison Announcements**
- **Public Meeting – 7:00 p.m.**

PUBLIC MEETING AGENDA

Township of West Orange

66 Main Street – 7:00 p.m.

March 1, 2022

Meeting No. 5

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 November 24, 2021, and published in the West Orange Chronicle on December 2, 2021.

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, Councilwoman Matute-Brown, Councilman Rutherford, Councilwoman Williams, Council President McCartney, Mayor Parisi

- 1. Pledge of Allegiance**
- 2. Public Comment**
- 3. *Consent Agenda**
- 4. *Approval of Minutes of Previous Meeting – Public Meeting February 15, 2022 & Executive Session February 1, 2022**
- 5. *Report of Township Officers - None**
- 6. *Reading of Petitions and Communications and Bids – None**
- 7. *Bills-None**
- 8. *Resolutions**
 - a. 25-22 Resolution Establishing Certain Fees and Rates on Behalf of the Recreation Department for the 2022 Season (Kehoe)**
 - b. 38-22 Resolution Establishing the Application Fees for Licenses for Operation of Cannabis Entities within the Township of West Orange (Legal-Moon)**
 - c. 39-22 Resolution Authorizing an Executive Session to Discuss a Matter of Litigation/Contract Negotiations Specifically Prism litigation and Contractual Negotiations (Legal-Trenk)**
 - d. 40-22 Resolution Authorizing the Township to Accept a \$525,000 Grant from the United States Department of Justice to Fund a Program with the West Orange Police Department and the Mental Health Association of Essex and Morris, Inc. wherein Trained Mental Health Professionals Accompany Police Officers from the West Orange Police Department on Certain Calls Involving Mental Health and Mental Health Related Issues (Legal-Moon)**
 - e. 41-22 Resolution Authorizing the Collector of Taxes to Refund Payment to the Listed Taxpayer Due to An Overpayment of Taxes Due to a Duplicate Payment (Tax Collector)**

- f. **42-22 Resolution Authorizing the Issuance of Raffle Licenses (Clerk)**
 - g. **43-22 Resolution Authorizing a Contract with Messercola Excavating Company, Inc., 549 E. 3rd Street, Plainfield, NJ 07060, for the Mellon Avenue Sanitary Sewer Improvement Project in the amount of \$150,037.00 (Lepore)**
 - h. **44-22 Resolution Authorizing the Execution of a Memorandum of Understanding and Interim Redevelopment Agreement and Designating the MBS Group as Conditional-Redeveloper for Film Services Overlay District (FSOD) of the Downtown Redevelopment Plan (Legal-Trenk)**
- 9. Ordinances on Second and Final Reading - None**
- 10. Ordinances on First Reading**
- a. **2678-22 An Ordinance Amending and Supplementing Chapter 25, Section 28 of the General Ordinance of the Township of West Orange, Entitled “Steep Slope and Natural Features Ordinance” (Legal-Trenk)**
- 11. Pending Matters/New Matters/Council Discussion**
- 10. ABC Hearing-None**
- 11. 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.

Zoom Link

<https://us06web.zoom.us/j/84188102432?pwd=Y1ptZThhTUN4Z21wSDNyN1MveEhNdz09>

**Or Telephone: Dial: US: 1-646-558-8656
Webinar ID: 841 8810 2432
Password: 510269**

Next Meeting Date(s): March 15, 2022

RESOLUTION

WHEREAS, the West Orange Recreation Department is required to establish fees and rates for various programs sponsored by the department; and

Whereas, the department recognizes the financial challenges of many of our residents, have in the past and intend in the future to set said fees below standard market prices: and

WHEREAS, program costs fluctuate year to year based on issues such as program length, cost of good & supplies, cost of staff, officials, and league registrations; and

Whereas setting a range for program costs remains the best strategy to effectively deal with program cost fluctuations.

Therefore, Be It Resolved, that the Township Council adopts the attached program fee schedule.

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

Susan McCartney
Council President

Adopted: March 1, 2022

= Early Bird Discount Offered for Program. Early Bird discounts began in Winter 2018 season.

^ = Sibling/Partner Discount Offered

Recreation Department Fall Season Programs			Proposed Summer 2022- Spring 2027 Range
Program Name	Grade Low	Grade Hi	
Back on the Mat - Pre-Season Wrestling	K	8	\$35.00 - \$65.00
Boys Fall Lacrosse Clinic #	3	8	\$70.00 - \$125.00
Cheerleading Junior Division #	2	3	\$45.00 - \$100.00
Cross Country Team #^	3	8	\$75.00 - \$175.00
Fall Golf Clinic #	3	8	\$70.00 - \$125.00
Flag Football Junior Division #	2	3	\$45.00 - \$100.00
Flag Football Senior Division #	4	5	\$45.00 - \$100.00
Girls Pre-Season Basketball Clinic #	3	8	\$70.00 - \$125.00
Girls Fall Pee Wee Basketball #	K	2	\$70.00 - \$125.00
Girls Fall Lacrosse Clinic #	3	8	\$35.00 - \$65.00
Girls Fall Soft Stick Lacrosse Program #	K	2	\$45.00 - \$100.00
Girls Travel Volleyball Team	6	8	\$75.00 - \$175.00
Girls Travel Volleyball Team Tryouts	6	8	\$0.00
High School Girls Fall Basketball League	9	12	\$375.00 - \$500.00
Junior Boys Fall Lacrosse Clinic #	K	2	\$45.00 - \$100.00
Mayor's Program for the Uniquely Gifted - 60's Costume Party Resident Tickets			\$7.00 - \$10.00 residents
Mayor's Program for the Uniquely Gifted - Non Resident Pumpkin Picking Tickets			
Mayor's Program for the Uniquely Gifted - Non Resident Tickets 60's Costume Party			
Mayor's Program for the Uniquely Gifted - Pumpkin Picking Resident Tickets			\$8.00 - \$15.00 non residents
Mayor's Program for the Uniquely Gifted - A Time for Thanks Non-Resident Ticket			
Mayor's Program for the Uniquely Gifted - A Time for Thanks Ticket			
Mighty Mites Cheerleading #	K	1	\$45.00 - \$100.00
Mighty Mites Flag Football #	K	1	\$45.00 - \$100.00
Senior Golf Touranment - Crestmont Country Club - Guest			\$110 - \$145 non residents
Senior Golf Tournament - Crestmont Country Club - Resident/WO Elk			
Senior Golf Tournament - Montclair Golf Club - Guest			
Senior Golf Tournament - Montclair Golf Club - Resident/WO Elk			\$90.00 - \$125.00 residents
Senior Golf Tournament - Essex County Country Club - Guest			
Senior Golf Tournament - Essex County Country Club - Resident/WO Elk			
Skateboard School #	1	9	\$70.00 - \$125.00
Sports Conditioning Program #	3	12	\$35.00 - \$65.00
Travel Basketball Tryouts - 3rd/4th Grade Boys	3	4	\$0.00
Travel Basketball Tryouts - 3rd/4th Grade Girls	3	4	\$0.00
Travel Basketball Tryouts - 5th Grade Boys	5	5	\$0.00
Travel Basketball Tryouts - 5th/6th Grade Girls	5	6	\$0.00
Travel Basketball Tryouts - 6th Grade Boys	6	6	\$0.00

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Travel Basketball Tryouts - 7th Grade Boys	7	7	\$0.00
Travel Basketball Tryouts - 7th/8th Grade Girls	7	8	\$0.00
Travel Basketball Tryouts - 8th Grade Boys	8	8	\$0.00
Recreation Department Spring Season Programs			
	Grade Low	Grade Hi	<i>Proposed Summer 2022 - Spring 2027 Range</i>
3rd/4th Grade Boys Travel Lacrosse Team #	3	4	\$75.00 - \$175.00
3rd/4th Grade Girls Travel Lacrosse Team #	3	4	\$75.00 - \$175.00
5th/6th Grade Boys Travel Lacrosse Team #	5	6	\$75.00 - \$175.00
5th/6th Grade Girls Travel Lacrosse Team #	5	6	\$75.00 - \$175.00
7th/8th Grade Travel Lacrosse Team #	7	8	\$75.00 - \$175.00
Adult Evening Workouts ^			\$75.00 - \$175.00
Community Garden			\$40.00
Community Garden - Non-Residents			\$50.00
Community Garden - Security Deposit			\$25.00
Little Lax Program #	K	2	\$35.00 - \$65.00
Mayor's Program for the Uniquely Gifted - A Night at the Circus			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Memorial Day Bash Non-Resident Tickets			\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Memorial Day Bash Resident Tickets			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Spring Fling Non-Resident Tickets			\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Spring Fling Resident Ticket			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - St. Patrick's Day Party			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - St. Patrick's Day Party Non Resident			\$8.00 - \$15.00
Senior Golf Tournament - Essex County Country Club - Non-Resident			\$110.00 - \$145.00
Senior Golf Tournament - Essex County Country Club - Resident/Elk			\$90.00 - \$110.00
Senior Golf Tournament - Montclair Country Club - Non-Resident			\$110.00 - \$145.00
Senior Golf Tournament - Montclair Country Club - Resident/Elk			\$90.00 - \$110.00
Senior Golf Tournament - Rock Spring Club - Guest			\$110.00 - \$145.00
Senior Golf Tournament - Rock Spring Club - Resident/WO Elk			\$90.00 - \$110.00
Skateboard School #	1	9	\$110.00 - \$145.00
Sports Conditioning Program #	3	12	\$90.00 - \$110.00
Spring Golf Clinic #	3	8	\$70.00 - \$125.00
Spring Volleyball Clinic #	K	12	\$45.00 - \$100.00
Track Team #^	4	8	\$75.00 - \$175.00

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Recreation Department Winter Season Programs			Proposed Summer 2022 - Spring 2027 Range
Boys 2nd & 3rd Grade Pee Wee Basketball #	2	3	\$70.00 - \$125.00
Boys Head Start Lacrosse Clinic #	3	8	\$70.00 - \$125.00
Boys Pee Wee Basketball #	K	1	\$70.00 - \$125.00
Girls Head Start Lacrosse Clinic #	3	5	\$70.00 - \$125.00
Girls Pee Wee Basketball #	K	3	\$70.00 - \$125.00
Girls Winter Warm Up Lacrosse Clinic #	6	9	\$70.00 - \$125.00
Head Start Softball Program	3	12	\$45.00 - \$100.00
Mayor's Program for the Uniquely Gifted - Holiday Party Non-Resident Ticket			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Holiday Party Resident Ticket			\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Valentine Bash Non-Resident Ticket			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Valentine Bash Resident Ticket			\$8.00 - \$15.00
Sports Conditioning Program #	3	12	\$45.00 - \$100.00
Travel Basketball - 3rd Grade Boys			\$75.00 - \$175.00
Travel Basketball - 3th/4th Grade Girls			\$75.00 - \$175.00
Travel Basketball - 4th Grade Boys			\$75.00 - \$175.00
Travel Basketball - 5th Grade Boys			\$75.00 - \$175.00
Travel Basketball - 5th/6th Grade Girls			\$75.00 - \$175.00
Travel Basketball - 6th Grade Boys			\$75.00 - \$175.00
Travel Basketball - 7th Grade Boys			\$75.00 - \$175.00
Travel Basketball - 7th/8th Grade Girls			\$75.00 - \$175.00
Travel Basketball - 8th Grade Boys			\$75.00 - \$175.00
Winter Volleyball Open Gym #	K	12	\$75.00 - \$175.00
Wrestling Team	K	8	\$75.00 - \$175.00
Youth Winter Lacrosse Clinic #	K	2	\$35.00 - \$65.00

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Recreation Department Summer Season Programs			Proposed Summer 2022 - Spring 2027 Range
Program Name	Grade Low	Grade Hi	
Adult Evening 60 Minute Work Out ^			\$35.00 - \$65.00
High School Summer Basketball League - Non West Orange Teams			\$375.00 - \$500.00
Hoop Dreams Basketball Camp - Multi-Week Option #^	K	5	\$300.00 - \$500.00
Hoop Dreams Basketball Camp - Multi-Week Half Day Option #^	K	5	\$100.00 - \$200.00
Hoop Dreams Basketball Camp - Week 1 #^	K	5	\$175.00 - \$250.00
Hoop Dreams Basketball Camp - Week 2 #^	K	5	\$175.00 - \$250.00
Hoop Dreams Basketball Camp - Half Day Option #^	K	5	\$100.00 - \$200.00
Hoop Dreams Girls Basketball Camp - Multi-Week Option #^	6	8	\$300.00 - \$500.00
Hoop Dreams Girls Basketball Camp - Multi-Week Half Day Option #^	6	8	\$100.00 - \$200.00
Hoop Dreams Girls Basketball Camp - Week 1 #^	6	8	\$175.00 - \$250.00
Hoop Dreams Girls Basketball Camp - Week 2 #^	6	8	\$175.00 - \$250.00
Hoop Dreams Girls Basketball Camp - Half Day Option #^	6	8	\$100.00 - \$200.00
Junior Mountaineer Lacrosse Summer Clinic #^	3	9	\$45.00 - \$100.00
Mayor's Program for the Uniquely Gifted - Bayonne Picnic			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Camelbeach Water Park Trip			\$35.00 - \$65.00
Mayor's Program for the Uniquely Gifted - Pizza Party at the Pool Non-Resident Tickets			\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Pizza Party at the Pool Resident Tickets			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Poolside BBQ			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Poolside BBQ Non-Resident Tickets			\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Subs at the Pool			\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Subs at the Pool Non-Resident Tickets			\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Summer Camp			\$100.00
Mountaineer Volleyball Camp - Multi-Week #^	K	10	\$300.00 - \$500.00
Mountaineer Volleyball Camp - Week 1 #^	K	10	\$175.00 - \$250.00
Mountaineer Volleyball Camp - Week 2 #^	K	10	\$175.00 - \$250.00
Soft Lacrosse Summer Clinic	K	2	\$35.00 - \$65.00
Summer Basketball Team - Future 3rd/4th Grade Girls	3	4	\$35.00 - \$65.00
Summer Basketball Team - Future 5th/6th Grade Girls	5	6	\$35.00 - \$65.00
Summer Basketball Team - Future 7th/8th Grade Girls	7	8	\$35.00 - \$65.00
Summer Basketball Tryouts - Future 3rd Grade Girls	2	2	\$0.00
Summer Basketball Tryouts - Future 4th Grade Girls	3	3	\$0.00
Summer Basketball Tryouts - Future 5th Grade Girls	4	4	\$0.00
Summer Basketball Tryouts - Future 6th Grade Girls	5	5	\$0.00
Summer Basketball Tryouts - Future 7th Grade Girls	6	6	\$0.00
Summer Basketball Tryouts - Future 8th Grade Girls	7	7	\$0.00
Summer Golf Clinic #	3	8	\$70.00 - \$125.00

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Summer Skateboard School #	1	9	\$110.00 - \$145.00
Summer Softball Clinic #	2	8	\$70.00 - \$125.00
Summer Track and Field Camp - Week 1 #^	2	8	\$175.00 - \$250.00
Summer Track and Field Camp - Week 2 #^	2	8	\$175.00 - \$250.00
Summer Track and Field Camp - Week 3 #^	2	8	\$175.00 - \$250.00
Summer Track Field Camp - Week 4 #^	2	8	\$175.00 - \$250.00
Summer Track and Field Camp - Week 5 #^	2	8	\$175.00 - \$250.00
Summer Track and Field Camp - 2 Weeks ^	2	8	\$350.00 - \$500.0
Summer Track and Field Camp - 3 Weeks ^	2	8	\$550.00 - \$700.00
Summer Track and Field Camp - 4 Weeks ^	2	8	\$700.00 - \$850.00
Summer Track and Field Camp - 5 Weeks ^	2	8	\$825 - \$1000.00
Youth Summer Basketball League - Non West Orange Teams			\$375.00 - \$650.00
Youth Summer Basketball League - West Orange Teams			\$350.00 - \$500.00

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FOOTSTEPS Programming			Proposed Summer 2022 - Spring 2027 Range
Program Name	Grade Low	Grade Hi	
Yoga	K	8	\$10.00 - \$45.00
Basketball Skills and Drills with a Buddy	3	6	\$10.00 - \$45.00
Bowling	K	8	\$10.00 - \$45.00
Ice Cream Social	K	8	\$10.00 - \$45.00
Mommy and Me Tea Party			\$10.00 - \$45.00
Painting Classes	K	5	\$10.00 - \$45.00
Summer Camp ^	Pre-K	4	\$395.00 - \$475.00
Summer Camp Extended Day ^	Pre-K	4	\$200.00 - \$300.00

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Recreation Department Fall Season Programs 2017-2021									Proposed Summer 2022- Spring 2027 Range
Program Name	Grade Low	Grade Hi	2017 Fee	2018 Fee	2019 Fee	2020 Fee	2021 Fee		
Back on the Mat - Pre-Season Wrestling	K	8	NA	NA	NA	NA	\$30.00	\$35.00 - \$65.00	
New program introduced in 2021 in response to lost wrestling seasons during the COVID pandemic. Registration fees for this program went towards medical supplies, disinfectants for wrestling mats, general exercise and training camp as well as compensation for high school students on staff as counselors/mentors.									
Boys Fall Lacrosse Clinic #	3	8	\$65.00	\$75.00	\$70.00	NA	\$75.00	\$70.00 - \$125.00	
Program fee is determined by number of sessions offered by the program. As many participants do not have their own equipment, proceeds from registration goes towards purchasing or replacing the necessary equipment so anyone who registers may participate. Funds are also used to pay high school students on staff as counselors/mentors.									
Cheerleading Junior Division #	2	3	\$60.00	\$60.00	\$70.00	NA	\$55.00	\$45.00 - \$100.00	
The registration fee for this program is dedicated to the uniform provided to each cheerleader and to the cheerleading coaching staff, which consists of a qualified adult and high school support staff. Due to declining enrollment and shortened 2021 season, the fee was lowered from previous years.									
Cross Country Team #^	3	8	NA	\$75.00	\$65.00	\$65.00	\$135.00	\$75.00 - \$175.00	
The Cross Country program was relaunched in 2018. The registration fee goes towards the league entry fee, uniforms, procurement of materials needed for the program as well as our assigned home meet where West Orange hosts all league teams. Staff is compensated, which is made up of adults and high school students. The increase in the fee in 2021 was due to increased costs and additional staff due to the program enrollment increasing by 165%.									
Fall Golf Clinic #	3	8	NA	NA	\$90.00	\$65.00	\$95.00	\$70.00 - \$125.00	
Program fee is based upon the number of sessions. All registration fees go towards the cost of the professional instruction and procurement of loaner golf equipment.									
Flag Football Junior Division #	2	3	\$60.00	\$60.00	\$100.00	NA	\$100.00	\$45.00 - \$100.00	
Flag Football Junior Division program fees go towards providing each team with uniforms, footballs, flags, kicking tees and any other equipment necessary for practice and game play. Fees also provided for on site personnel during games as site managers and scoreboard operators. Increase in 2019 due to transitioning from High School students as referees to carded adult officials.									
Flag Football Senior Division #	4	5	\$60.00	\$60.00	\$100.00	NA	\$100.00	\$45.00 - \$100.00	
Flag Football Senior Division program fees go towards providing each team with uniforms, footballs, flags, kicking tees and any other equipment necessary for practice and game play. Fees also provided for on site personnel during games as site managers and scoreboard operators. Increase in 2019 due to transitioning from High School students as referees to carded adult officials.									
Fundamentals of Chess	5	9	\$10.00	NA	NA	NA	NA	NA	
Program launched in partnership with the West Orange Chess Club to provide chess instruction to the youth of West Orange. Program folded due to low enrollment.									
Girls Pre-Season Basketball Clinic #	3	8	NA	\$75.00	\$75.00	NA	\$100.00	\$70.00 - \$125.00	
Girls Pee Wee Basketball Clinic registration fee is determined by the number of sessions in the program. Proceeds go towards the necessary equipment to provide training and prepare players for the upcoming season as well as pay for qualified trainers and professional instruction.									
Girls Fall Pee Wee Basketball #	K	2	NA	NA	NA	NA	\$85.00	\$70.00 - \$125.00	
New program launched in Fall 2021 based upon the popularity of the Winter Pee Wee program and gets kids active again. Funds are used to purchase special size basketballs and pay for staff which is made up of professional coaches along with High School students who serve as role models.									
Girls Fall Lacrosse Clinic #	3	8	\$65.00	\$55.00	\$50.00	NA	\$50.00	\$35.00 - \$65.00	
The number of session dates determine the fee for the Girls Fall Lacrosse Clinic. Program fee is dedicated to providing equipment to the players, tools needed for effective training sessions and items specialized to Girls Lacrosse such as goal crease area. Number of sessions reduced due to conflicts with other Fall sports.									
Girls Fall Soft Stick Lacrosse Program #	K	2	\$35.00	\$60.00	NA	NA	NA	\$45.00 - \$100.00	
The registration fee for this program was based upon the number of sessions offered. Program was originally run by in house coaching staff but professional coaches were hired in 2018 resulting in raising of fee. Program discontinued due to competition with other Fall Sports.									

^ = Sibling/Partner Discount Offered

Program Name	Grade Low	Grade Hi	2017 Fee	2018 Fee	2019 Fee	2020 Fee	2021 Fee	2022-2027
Girls Travel Volleyball Team	6	8	\$65.00	\$65.00	\$65.00	NA	\$50.00	\$75.00 - \$175.00
Girls Travel Volleyball Team registration fee goes towards the payment of the entry fee for the league , uniforms for the players and site personnel for home matches. The Fall 2021 fee was lowered as it was a shortened season resulting in less officiating and site personnel fees.								
Girls Travel Volleyball Team Tryouts	6	8	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
The West Orange Recreation Department does not charge a fee for trying out for our travel level teams. AAU programs commonly charge a tryout fee as do some municipalities.								
High School Girls Fall Basketball League	9	12	\$400.00	\$400.00	\$400.00	NA	NA	\$375.00 - \$500.00
The West Orange Recreation Department sponsored this league allowing our High School Girls an opportunity to play in a fall league in their home town. Fee was used to cover league expenses such as site personnel, scorekeepers and officials. Expenses were equally distributed amongst all teams.								
Junior Boys Fall Lacrosse Clinic #	K	2	\$35.00	\$60.00	NA	NA	NA	\$45.00 - \$100.00
The registration fee for this program was based upon the number of sessions offered. Program was originally run by in house coaching staff but professional coaches were hired in 2018 resulting in raising of fee. Program discontinued due to competition with other Fall Sports.								
Mayor's Program for the Uniquely Gifted - 60's Costume Party Resident Tickets			\$6.00	\$6.00	\$6.00	NA	NA	\$7.00 - \$10.00 residents
Mayor's Program for the Uniquely Gifted - Non Resident Pumpkin Picking Tickets			\$7.00	\$7.00	\$7.00	NA	NA	
Mayor's Program for the Uniquely Gifted - Non Resident Tickets 60's Costume Party			\$7.00	\$7.00	\$7.00	NA	NA	
Mayor's Program for the Uniquely Gifted - Pumpkin Picking Resident Tickets			\$6.00	\$6.00	\$6.00	NA	NA	\$8.00 - \$15.00 non residents
Mayor's Program for the Uniquely Gifted - A Time for Thanks Non-Resident Ticket			\$7.00	\$7.00	\$7.00	NA	NA	
Mayor's Program for the Uniquely Gifted - A Time for Thanks Ticket			\$6.00	\$6.00	\$6.00	NA	NA	
Mayor's Program for the Uniquely Gifted registration fees have been dedicated to the expenses of the event such as catering, balloons, decorations, entertainment and other items to make it an enjoyable event. No fees were charged in 2020 as events were not held in traditional format. Individuals were able to pick up a to-go bag with a meal at no cost in it on the traditional party dates but no events were held. Select Fall 2021 events were held in compliance with existing regulations.								
Mighty Mites Cheerleading #	K	1	\$45.00	\$45.00	\$55.00	NA	\$55.00	\$45.00 - \$100.00
Program fees were dedicated to the uniforms, equipment and staff provided to the cheerleaders..								
Mighty Mites Flag Football #	K	1	\$45.00	\$45.00	\$45.00	NA	\$55.00	\$45.00 - \$100.00
Program fees were dedicated to the uniforms, equipment and staff provided to the players.								
One on One Lacrosse Lessons	K	8	\$240.00	\$240.00	NA	NA	NA	\$175.00
Private lessons offered by the WOHS Varsity Head Coach at the time. Upon his resignation, the program was discontinued.								
Senior Golf Tournament - Crestmont Country Club - Guest			\$125.00	\$125.00	\$125.00	\$125.00	\$125.00	\$110 - \$145 non residents
Senior Golf Tournament - Crestmont Country Club - Resident/WO Elk			\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	
Senior Golf Tournament - Montclair Golf Club - Guest			NA	NA	NA	\$125.00	NA	
Senior Golf Tournament - Montclair Golf Club - Resident/WO Elk			NA	NA	NA	\$100.00	NA	\$90.00 - \$125.00 residents
Senior Golf Tournament - Essex County Country Club - Guest			NA	NA	NA	NA	\$125.00	
Senior Golf Tournament - Essex County Country Club - Resident/WO Elk			NA	NA	NA	NA	\$100.00	
Due to COVID and in an effort to keep our residents active, we have tried to supplant our traditional Crestmont Outing with a second Fall outing. Fees from these events go towards green fees, cart fees, bag lunch at check in,snacks and refreshments during the round, prizes and a dinner following the round. The dinner was traditionally held at the West Orange Elks. Due to COVID, the 2020 and 2021 events were held completely at the course resulting in increased costs, which we were able to be absorbed at the time.								
Skateboard School #	1	9	NA	NA	NA	\$110.00	\$110.00	\$70.00 - \$125.00
This program is conducted in partnership with a professional skateboard instruction company. Registratoin fee is what the program cost is per child from the vendor.								
Sports Conditioning Program #	3	12	\$50.00	\$50.00	\$60.00	\$50.00	\$50.00	\$35.00 - \$65.00
Program fee is determiend by the number of sessions. All proceeds are paid back to the program staff. The program is traditionally held indoors, however it has been held outdoors in 2020 and 2021. The program being held outdoors resulted in fewer sessions due to the weather and light which led to reduction in registration fee.								

= Early Bird Discount Offered for Program. Early Bird discounts began in Winter 2018 season.

^ = Sibling/Partner Discount Offered

Program Name	Grade Low	Grade Hi	2017 Fee	2018 Fee	2019 Fee	2020 Fee	2021 Fee	2022-2027
Travel Basketball Tryouts - 3rd/4th Grade Boys	3	4	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Travel Basketball Tryouts - 3rd/4th Grade Girls	3	4	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Travel Basketball Tryouts - 5th Grade Boys	5	5	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Travel Basketball Tryouts - 5th/6th Grade Girls	5	6	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Travel Basketball Tryouts - 6th Grade Boys	6	6	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Travel Basketball Tryouts - 7th Grade Boys	7	7	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Travel Basketball Tryouts - 7th/8th Grade Girls	7	8	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Travel Basketball Tryouts - 8th Grade Boys	8	8	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00

The West Orange Recreation Department does not charge a fee for trying out for our travel level teams. AAU programs commonly charge a tryout fee as do some municipalities.

Recreation Department Spring Season Programs 2017-2022

Proposed Summer
2022 - Spring 2027
Range

Program Name	Grade Low	Grade Hi	2017 Fee	2018 Fee	2019 Fee	2020 Fee	2021 Fee	2022 Fee	
3rd/4th Grade Boys Travel Lacrosse Team #	3	4	\$85.00	\$95.00	\$95.00	\$100.00	\$110.00	\$110.00	\$75.00 - \$175.00
3rd/4th Grade Girls Travel Lacrosse Team #	3	4	\$85.00	\$95.00	\$95.00	\$100.00	\$110.00	\$110.00	\$75.00 - \$175.00
5th/6th Grade Boys Travel Lacrosse Team #	5	6	\$85.00	\$95.00	\$95.00	\$100.00	\$110.00	\$110.00	\$75.00 - \$175.00
5th/6th Grade Girls Travel Lacrosse Team #	5	6	\$85.00	\$95.00	\$95.00	\$100.00	\$110.00	\$110.00	\$75.00 - \$175.00
7th/8th Grade Travel Lacrosse Team #	7	8	\$85.00	\$95.00	\$95.00	\$100.00	\$110.00	\$110.00	\$75.00 - \$175.00
Registration fees for the Lacrosse program go towards payment of league fees, site managers, officials and equipment. All protective equipment (helmet, shoulder pads, elbow pads, and gloves for boys, protective face masks for girls) is provided for players at no additional costs. Changing regulations regarding equipment has required new purchases.									
Adult Evening Workouts ^			NA	NA	NA	NA	\$100.00	\$150.00	\$75.00 - \$175.00
Companion program for the Track Team, which allows West Orange adults to participate in structured workouts led by qualified instructors. Do not need to have child in track program but discount is provided for those with children enrolled in track program.									
Community Garden			\$20.00	\$20.00	\$20.00	\$20.00	\$20.00	\$20.00	\$40.00
Community Garden - Non-Residents			\$35.00	\$35.00	\$35.00	\$35.00	\$35.00	\$35.00	\$50.00
Community Graden - Security Deposit			\$25.00	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00
Community Garden continues to be a popular program with a waiting list for garden beds. Tools, mulch and other gardening accessories are provided as part of the yearly fee.									
Little Lax Program #	K	2	NA	\$60.00	\$60.00	\$60.00	\$60.00	\$60.00	\$35.00 - \$65.00
Intorductory lacrosse program for boys and girls. The program has remained static in terms of dates, times and cost. As an outdoor program conducted in a structured environmanet, the program only required modest alterations due to COVID which were primarily related to the composition and selection of drills and activities.									
Mayor's Program for the Uniquely Gifted - A Night at the Circus			\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Memorial Day Bash Non-Resident Tickets			\$7.00	\$7.00	\$7.00	\$7.00	\$7.00	\$7.00	\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Memorial Day Bash Resident Tickets			\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Spring Fling Non-Resident Tickets			\$7.00	\$7.00	\$7.00	\$7.00	\$7.00	\$7.00	\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Spring Fling Resident Ticket			\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - St. Patrick's Day Party			\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - St. Patrick's Day Party Non Resident			\$7.00	\$7.00	\$7.00	\$7.00	\$7.00	\$7.00	\$8.00 - \$15.00

Mayor's Program for the Uniquely Gifted registration fees have been dedicated to the expenses of the event such as catering, balloons, decorations, entertainment and other items to make it an enjoyable event. No fees were charged in 2020 and 2021 as events were not held in traditional format. Individuals were able to pick up a to-go bag with a meal at no cost in it on the traditional party dates but no events were held. Spring 2022 are hopefully to take place as scheduled.

= Early Bird Discount Offered for Program. Early Bird discounts began in Winter 2018 season.

 $\wedge$ = Sibling/Partner Discount Offered

Program Name	Grade Low	Grade Hi	2017 Fee	2018 Fee	2019 Fee	2020 Fee	2021 Fee	2022 Fee	2023-2027
Senior Golf Tournament - Essex County Country Club - Non-Resident			\$125.00	\$125.00	\$125.00	\$125.00	\$125.00	\$125.00	\$110.00 - \$145.00
Senior Golf Tournament - Essex County Country Club - Resident/Elk			\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	\$90.00 - \$110.00
Senior Golf Tournament - Montclair Country Club - Non-Resident			\$125.00	\$125.00	\$125.00	\$125.00	\$125.00	\$125.00	\$110.00 - \$145.00
Senior Golf Tournament - Montclair Country Club - Resident/Elk			\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	\$90.00 - \$110.00
Senior Golf Tournament - Rock Spring Club - Guest			\$125.00	\$125.00	\$125.00	\$125.00	\$125.00	\$125.00	\$110.00 - \$145.00
Senior Golf Tournament - Rock Spring Club - Resident/WO Elk			\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	\$100.00	\$90.00 - \$110.00
Fees from these events go towards green fees, cart fees, bag lunch at check in,snacks and refreshments during the round, prizes and a dinner following the round. The dinner was traditionally held at the West Orange Elks. Due to COVID, the 2020 and 2021 events were held completely at the course resulting in increased costs, which we were able to be absorbed at the time. Dinner Sites for 2022 TBD									
Skateboard School #	1	9	NA	\$110.00	\$110.00	\$110.00	\$110.00	\$110.00	\$110.00 - \$145.00
This program is conducted in partnership with a professional skateboard instruction company. Registratoin fee is what the program cost is per child from the vendor.									
Sports Conditioning Program #	3	12	\$50.00	\$60.00	\$60.00	\$60.00	NA	NA	\$90.00 - \$110.00
Program fee is determiend by the number of sessions. All proceeds are paid back to the program staff. The program was traditionally held indoors, which led to the cancellation of the 2021 sessions. Spring 2022 session will not be offered as instructor is a head coach of a WOHS Varsity spring sport which will be operating at a full schedule this season. Program offerings will continue in other seasons.									
Spring Golf Clinic #	3	8	\$80.00	\$90.00	\$90.00	\$95.00	\$95.00	\$95.00	\$70.00 - \$125.00
Program fee is based upon the number of sessions. All registration fees go towards the cost of the professional instruction and procurement of loaner golf equipment.									
Spring Volleyball Clinic #	K	12	NA	\$60.00	\$60.00	\$50.00	NA	\$40.00	\$45.00 - \$100.00
Program fee is based upon the number of sessions. All registration fees go towards the cost of professional instructors and equipment.									
Track Team #^	4	8	\$65.00	\$75.00	\$75.00	\$120.00	\$175.00	\$175.00	\$75.00 - \$175.00
The registration fee goes towards the league entry fee, uniforms, procurement of materials needed for the program, site personnel for the home meets. Track league has expanded since 2017, each town hosts 4-5 meets each season, up from 3 when league began. Staff is compensated, which is made up of adults and high school students. The program has seen a 150% increase in participants since 2017 requiring increased supervision, uniforms and equipment. Additionally, the program has evolved from an 8 week program beginning in April to a 14 week program running from early March to mid-June.									
Recreation Department Winter Season Programs 2018-2022								Proposed Summer 2022 - Spring 2027 Range	
Program Name	Grade Low	Grade Hi	2018 Fee	2019 Fee	2020 Fee	2021 Fee	2022 Fee		
Boys 2nd & 3rd Grade Pee Wee Basketball #	2	3	\$90.00	\$100.00	\$100.00	\$100.00	\$110.00	\$70.00 - \$125.00	
Registration fees for the 2nd/3rd Grade Pee Wee Basketball program go towards equipment, professional instructors and High School students to serve as counselors/mentors. This program has longer sessions than K-1 Pee Wee program.									
Boys 3rd/4th Grade Basketball In House League #	3	4	NA	NA	NA	\$75.00	NA	NA	
Program was offered as a COVID program in 2021 to provide a recreational opportunity for children. Ultimately, due to strigent protocols the program did not run.									
Boys Head Start Lacrosse Clinic #	3	8	\$65.00	\$75.00	\$85.00	NA	NA	\$70.00 - \$125.00	
The Boys Head Start Lacrosse Clinic required full equipment for participants. Registration fees went towards providing that equipment and also the rental fees for indoor space at private facilities. Program not offered in 2021 or 2022 due to COVID.									
Boys Pee Wee Basketball #	K	1	\$65.00	\$75.00	\$75.00	\$65.00	\$110.00	\$70.00 - \$125.00	
Registration fees for the Pee Wee Basketball programs go towards the purchasing of equipment for the program and staff of professional instructors along with High School students serving as counselors/mentors. Due to popular demand, in the Winter 2022 season the program dates were expanded.									
Girls 3rd/4th Grade Basketball In House League #	3	4	NA	NA	NA	\$75.00	NA	NA	
Program was offered as a COVID program in 2021 to provide a recreational opportunity for children. Ultimately, due to strigent protocols the program did not run.									
Girls Head Start Lacrosse Clinic #	3	5	\$75.00	\$75.00	\$75.00	NA	NA	\$70.00 - \$125.00	
Registration fee for this program went towards providing equipment, hiring of professional instructors and rental fees for indoor space at private facilities. Program was not offered in 2021 or 2022 due to COVID.									
Girls Pee Wee Basketball #	K	3	\$65.00	\$75.00	\$75.00	\$65.00	\$95.00	\$70.00 - \$125.00	
Registration fees for the Pee Wee Basketball programs go towards the purchasing of equipment for the program and staff of professional instructors along with High School students serving as counselors/mentors. Due to popular demand, in the Winter 2022 season the program dates were expanded. This program requires less staffing than Boys, which is the difference in registration fee.									
Girls Winter Warm Up Lacrosse Clinic #	6	9	\$75.00	\$75.00	\$75.00	NA	NA	\$70.00 - \$125.00	
Registration fee for this program went towards providing equipment, hiring of professional instructors and rental fees for indoor space at private facilities. Program was not offered in 2021 or 2022 due to COVID.									

= Early Bird Discount Offered for Program. Early Bird discounts began in Winter 2018 season.

^ = Sibling/Partner Discount Offered

Program Name	Grade Low	Grade Hi	2018 Fee	2019 Fee	2020 Fee	2021 Fee	2022 Fee	2023-2027
Head Start Softball Program	3	12	\$25.00	\$35.00	NA	NA	\$80.00	\$45.00 - \$100.00
Program originated for High School athletes only under previous coach. Program returned in 2022 with new HS Coaching Staff and was for all youth softball players. Registration fee was used for staffing.								
Introduction to Track and Field #	2	8	NA	NA	NA	\$70.00	NA	NA
Program was offered as a COVID program in 2021 to provide a recreational opportunity for children. As program took place outdoors, it proceeded as scheduled and was successful. Registration fees were used								
Mayor's Program for the Uniquely Gifted - Holiday Party Non-Resident Ticket			\$7.00	\$7.00	\$7.00	\$7.00	\$7.00	\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Holiday Party Resident Ticket			\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Valentine Bash Non-Resident Ticket			\$7.00	\$7.00	\$7.00	\$7.00	\$7.00	\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Valentine Bash Resident Ticket			\$6.00	\$6.00	\$6.00	\$6.00	\$6.00	\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted registration fees have been dedicated to the expenses of the event such as catering, balloons, decorations, entertainment and other items to make it an enjoyable event. No fees were charged in 2020 and 2021 as events were not held in traditional format. Individuals were able to pick up a to-go bag with a meal at no cost in it on the traditional party dates but no events were held. 2022 events were cancelled due to COVID variant risk at the time.								
Sports Conditioning Program #	3	12	\$50.00	\$60.00	\$60.00	NA	\$60.00	\$45.00 - \$100.00
Program fee is determined by the number of sessions. All proceeds are paid back to the program staff. The program is traditionally held indoors which resulted in the cancellation of the 2021 session. 2022 session returned in normal capacity.								
Travel Basketball - 3rd Grade Boys			\$85.00	\$90.00	\$90.00	NA	\$100.00	\$75.00 - \$175.00
Travel Basketball - 3th/4th Grade Girls			\$85.00	\$90.00	\$90.00	NA	\$100.00	\$75.00 - \$175.00
Travel Basketball - 4th Grade Boys			\$85.00	\$90.00	\$90.00	NA	\$100.00	\$75.00 - \$175.00
Travel Basketball - 5th Grade Boys			\$95.00	\$95.00	\$95.00	NA	\$100.00	\$75.00 - \$175.00
Travel Basketball - 5th/6th Grade Girls			\$95.00	\$95.00	\$95.00	NA	\$100.00	\$75.00 - \$175.00
Travel Basketball - 6th Grade Boys			\$95.00	\$95.00	\$95.00	NA	\$100.00	\$75.00 - \$175.00
Travel Basketball - 7th Grade Boys			\$95.00	\$95.00	\$95.00	NA	\$100.00	\$75.00 - \$175.00
Travel Basketball - 7th/8th Grade Girls			\$95.00	\$95.00	\$95.00	NA	\$100.00	\$75.00 - \$175.00
Travel Basketball - 8th Grade Boys			\$95.00	\$95.00	\$95.00	NA	\$100.00	\$75.00 - \$175.00
All travel basketball teams participate in league play during the winter season and some teams also participate in tournament play. Registration fees are used for entrance fees for leagues and tournaments, provide uniforms, equipment and training aids for all teams along with required site personnel for all home games.								
Winter Volleyball Open Gym #	K	12	NA	NA	\$55.00	NA	NA	\$75.00 - \$175.00
Registration was used to provide site supervision for older age groups and professional instruction for younger ages. Program not offered due to COVID protocols and facility in 2021 and 2022								
Wrestling Team	K	8	\$85.00	\$85.00	\$85.00	NA	\$85.00	\$75.00 - \$175.00
Wrestling Team competes in two leagues as well as individual and league tournaments. Registration fees are used for the entry fees for these leagues and tournaments, calibration of scale for weigh in purpose, cleaning and disinfectant products for wrestling mats, required materials for wrestling matches and other equipment as requested.								
Youth Winter Lacrosse Clinic #	K	2	\$45.00	\$45.00	\$45.00	NA	NA	\$35.00 - \$65.00
Registration fees were dedicated to purchasing of specialized lacrosse equipment for this age group to allow them to safely and positively learn the sport and professional instructors. Program not offered in 2021 or 2022 due to COVID.								
Recreation Department Summer Season Programs 2017-2021								Proposed Summer 2022 - Spring 2027 Range
Program Name	Grade Low	Grade Hi	2017 Fee	2018 Fee	2019 Fee	2020 Fee	2021 Fee	
Adult Evening 60 Minute Work Out ^			NA	NA	NA	\$50.00	\$50.00	\$35.00 - \$65.00
Program launched in 2020 in response to COVID-19 pandemic to help keep and get residents active. Program registration fees based upon number of session and proceeds paid for program instructors.								
High School Summer Basketball League - Non West Orange Teams			\$420.00	\$400.00	\$425.00	NA	NA	\$375.00 - \$500.00
Entry fee for non-West Orange basketball teams. Registration fee determined by number of teams and games played. Registration fees went to paying of referees and site personnel.								
Hoop Dreams Basketball Camp - Multi-Week Option #^	K	5	\$300.00	\$300.00	\$300.00	NA	\$375.00	\$300.00 - \$500.00
Hoop Dreams Basketball Camp - Multi-Week Half Day Option #^	K	5	NA	NA	NA	NA	\$175.00	\$100.00 - \$200.00
Hoop Dreams Basketball Camp - Week 1 #^	K	5	\$195.00	\$195.00	\$195.00	NA	\$200.00	\$175.00 - \$250.00
Hoop Dreams Basketball Camp - Week 2 #^	K	5	\$160.00	\$160.00	\$160.00	NA	\$200.00	\$175.00 - \$250.00
Hoop Dreams Basketball Camp - Half Day Option #^	K	5	NA	NA	NA	NA	\$100.00	\$100.00 - \$200.00
Hoop Dreams Girls Basketball Camp - Multi-Week Option #^	6	8	\$300.00	\$300.00	\$300.00	NA	\$375.00	\$300.00 - \$500.00

= Early Bird Discount Offered for Program. Early Bird discounts began in Winter 2018 season.

^ = Sibling/Partner Discount Offered

Program Name	Grade Low	Grade Hi	2017 Fee	2018 Fee	2019 Fee	2020 Fee	2021 Fee	2023-2027
Hoop Dreams Girls Basketball Camp - Multi-Week Half Day Option #^	6	8	NA	NA	NA	NA	\$175.00	\$100.00 - \$200.00
Hoop Dreams Girls Basketball Camp - Week 1 #^	6	8	\$195.00	\$195.00	\$195.00	NA	\$200.00	\$175.00 - \$250.00
Hoop Dreams Girls Basketball Camp - Week 2 #^	6	8	\$160.00	\$160.00	\$160.00	NA	\$200.00	\$175.00 - \$250.00
Hoop Dreams Girls Basketball Camp - Half Day Option #^	6	8	NA	NA	NA	NA	\$100.00	\$100.00 - \$200.00
<i>Hoop Dreams Basketball Camp registration fee is based upon the number of dates and length of sessions. 2017-2019 offerings had one less day due to 4th of July being a weekday. Program was not offered in the 2020 season. Program fees are used for payment of staff, which includes adults, teachers and high school students.</i>								
Junior Mountaineer Lacrosse Summer Clinic #^	3	9	\$50.00	\$50.00	\$50.00	NA	NA	\$45.00 - \$100.00
<i>Junior Mountaineer Lacrosse Summer Clinic fee is based upon the number of sessions offered. Registration fees went towards providing of necessary equipment and professional instruction.</i>								
Mayor's Program for the Uniquely Gifted - Bayonne Picnic			\$7.00	\$7.00	\$7.00	NA	NA	\$7.00 - \$10.00
<i>Bayonne Picnic trip open to residents only. Registration fee was for ticket to event. Currently, the Bayonne Picnic is on pause.</i>								
Mayor's Program for the Uniquely Gifted - Camelbeach Water Park Trip			\$35.00	\$35.00	\$40.00	NA	NA	\$35.00 - \$65.00
<i>Camelbeach Water Park Trip registration fee included admission to the park, dedicated staff and motorcoach transportation.</i>								
Mayor's Program for the Uniquely Gifted - Pizza Party at the Pool Non-Resident Tickets			\$7.00	\$7.00	\$7.00	NA	\$7.00	\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Pizza Party at the Pool Resident Tickets			\$6.00	\$6.00	\$6.00	NA	\$6.00	\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Poolside BBQ			\$6.00	\$6.00	\$6.00	NA	\$6.00	\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Poolside BBQ Non-Resident Tickets			\$7.00	\$7.00	\$7.00	NA	\$7.00	\$8.00 - \$15.00
Mayor's Program for the Uniquely Gifted - Subs at the Pool			\$6.00	\$6.00	\$6.00	NA	\$6.00	\$7.00 - \$10.00
Mayor's Program for the Uniquely Gifted - Subs at the Pool Non-Resident Tickets			\$7.00	\$7.00	\$7.00	NA	\$7.00	\$8.00 - \$15.00
<i>Mayor's Program for the Uniquely Gifted registration fees have been dedicated to the expenses of the event such as catering, balloons, decorations, entertainment and other items to make it an enjoyable event. No fees were charged in 2020 as events were not held. 2021 events were held as scheduled.</i>								
Mayor's Program for the Uniquely Gifted - Summer Camp			\$100.00	\$100.00	\$100.00	NA	NA	\$100.00
<i>Summer Camp held at the Katz Civic Center. Program fees go towards additional staffing, daily projects, trips including transportation and food.</i>								
Mountaineer Basketball Fundamentals Elite Camp - Multi Week Option #^	4	10	\$300.00	\$325.00	NA	NA	NA	NA
Mountaineer Basketball Fundamentals Elite Camp - Week 1 #^	4	10	\$175.00	\$200.00	NA	NA	NA	NA
Mountaineer Basketball Fundamentals Elite Camp - Week 2 #^	4	10	\$175.00	\$200.00	NA	NA	NA	NA
<i>Program fees were used to provide t-shirts to participants, equipment needs and staffing. Beginning in 2019, program was administered by West Orange Elite Basketball Club.</i>								
Mountaineer Volleyball Camp - Multi-Week #^	K	10	\$320.00	\$320.00	\$320.00	NA	\$320.00	\$300.00 - \$500.00
Mountaineer Volleyball Camp - Week 1 #^	K	10	\$180.00	\$180.00	\$180.00	NA	\$210.00	\$175.00 - \$250.00
Mountaineer Volleyball Camp - Week 2 #^	K	10	\$180.00	\$180.00	\$180.00	NA	\$210.00	\$175.00 - \$250.00
<i>Mountaineer Volleyball Camp registration fees went towards providing t-shirts to participants, required equipment for camp and staffing. Adult staff coordinated and supervised the program with the assistance of High School students.</i>								
Run and Shoot Football Camp	9	11	\$50.00	NA	NA	NA	NA	NA
<i>Program ran with WOHS Football Coaches. Football programs are currently administered by West Orange Police Athletic League.</i>								
Soft Lacrosse Summer Clinic	K	2	\$50.00	NA	NA	NA	NA	\$35.00 - \$65.00
<i>Summer introductory program for lacrosse. Program fees were used to provide professional instruction along with specialized equipment designed to facilitate learning of the fundamentals.</i>								
Speed and Agility Program	2	8	\$50.00	\$60.00	NA	NA	NA	NA
<i>Program ran with WOHS Football Coaches. Football programs are currently administered by West Orange Police Athletic League.</i>								
Street Hockey - Division I	K	2	\$45.00	\$45.00	\$45.00	NA	NA	NA
Street Hockey - Division II	3	6	\$45.00	\$45.00	\$45.00	NA	NA	NA
Street Hockey - Division III	7	8	\$45.00	\$45.00	\$45.00	NA	NA	NA
<i>Street Hockey program registration fees went towards the program needs of uniforms for players, new goals each season, equipment for players who needed it and payment of officials. Program was not offered in Summer 2020. In Summer 2021, the program partnered with the Mountain Top League Hockey Program, who administered the program that season.</i>								
Summer Basketball Team - Future 3rd Grade Boys	3	3	\$40.00	\$40.00	NA	NA	NA	NA
Summer Basketball Team - Future 3rd/4th Grade Girls	3	4	\$40.00	\$40.00	\$40.00	NA	\$40.00	\$35.00 - \$65.00
Summer Basketball Team - Future 4th Grade Boys	4	4	\$40.00	\$40.00	NA	NA	NA	NA
Summer Basketball Team - Future 5th Grade Boys	5	5	\$40.00	\$40.00	NA	NA	NA	NA
Summer Basketball Team - Future 5th/6th Grade Girls	5	6	\$40.00	\$40.00	\$40.00	NA	\$40.00	\$35.00 - \$65.00
Summer Basketball Team - Future 6th Grade Boys	6	6	\$40.00	\$40.00	NA	NA	NA	NA

^ = Sibling/Partner Discount Offered

Program Name	Grade Low	Grade Hi	2017 Fee	2018 Fee	2019 Fee	2020 Fee	2021 Fee	2022-2027
Summer Basketball Team - Future 7th Grade Boys	7	7	\$40.00	\$40.00	NA	NA	NA	NA
Summer Basketball Team - Future 7th/8th Grade Girls	7	8	\$40.00	\$40.00	\$40.00	NA	\$40.00	\$35.00 - \$65.00
Summer Basketball Team - Future 8th Grade Boys	8	8	\$40.00	\$40.00	NA	NA	NA	NA
Summer Basketball registration fee was based upon the number of teams in each league and the number of games played. The registration fee went towards providing uniforms, equipment, payment of officials and site personnel. Registration fee was subsidized by increased cost for non-West Orange teams to participate. Program was not held in Summer 2020. Beginning Summer 2019, Boys teams were administered by the West Orange Elite Basketball Club.								
Summer Basketball Tryouts - Future 3rd Grade Boys	2	2	\$0.00	\$0.00	NA	NA	NA	NA
Summer Basketball Tryouts - Future 3rd Grade Girls	2	2	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Summer Basketball Tryouts - Future 4th Grade Boys	3	3	\$0.00	\$0.00	NA	NA	NA	NA
Summer Basketball Tryouts - Future 4th Grade Girls	3	3	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Summer Basketball Tryouts - Future 5th Grade Boys	4	4	\$0.00	\$0.00	NA	NA	NA	NA
Summer Basketball Tryouts - Future 5th Grade Girls	4	4	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Summer Basketball Tryouts - Future 6th Grade Boys	5	5	\$0.00	\$0.00	NA	NA	NA	NA
Summer Basketball Tryouts - Future 6th Grade Girls	5	5	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Summer Basketball Tryouts - Future 7th Grade Boys	6	6	\$0.00	\$0.00	NA	NA	NA	NA
Summer Basketball Tryouts - Future 7th Grade Girls	6	6	\$0.00	\$0.00	\$0.00	NA	\$0.00	\$0.00
Summer Basketball Tryouts - Future 8th Grade Boys	7	7	\$0.00	\$0.00	NA	NA	NA	NA
Summer Basketball Tryouts - Future 8th Grade Girls	7	7	\$0.00	\$0.00	\$0.00	NA	NA	\$0.00
The West Orange Recreation Department does not charge a fee for trying out for our travel level teams. AAU programs commonly charge a tryout fee as do some municipalities.								
Summer Golf Clinic #	3	8	NA	NA	NA	NA	\$95.00	\$70.00 - \$125.00
Program fee is based upon the number of sessions. All registration fees go towards the cost of the professional instruction and procurement of loaner golf equipment.								
Summer Skateboard School #	1	9	NA	NA	\$110.00	\$110.00	\$110.00	\$110.00 - \$145.00
This program is conducted in partnership with a professional skateboard instruction company. Registratin fee is what the program cost is per child from the vendor.								
Summer Softball Clinic #	2	8	NA	NA	NA	NA	\$80.00	\$70.00 - \$125.00
Program created in partnership with new WOHS Softball coaching staff. Registration fee dedicated to equipment, payment of professional instructors, trainers and High School students to act as staff.								
Summer Track and Field Camp - Week 1 #^	2	8	NA	NA	\$150.00	\$175.00	\$225.00	\$175.00 - \$250.00
Summer Track and Field Camp - Week 2 #^	2	8	NA	NA	\$250.00	\$145.00	\$225.00	\$175.00 - \$250.00
Summer Track and Field Camp - Week 3 #^	2	8	NA	NA	\$250.00	\$175.00	\$225.00	\$175.00 - \$250.00
Summer Track Field Camp - Week 4 #^	2	8	NA	NA	\$250.00	NA	\$225.00	\$175.00 - \$250.00
Summer Track and Field Camp - Week 5 #^	2	8	NA	NA	\$250.00	NA	\$225.00	\$175.00 - \$250.00
Summer Track and Field Camp - 2 Weeks ^	2	8	NA	NA	\$375.00	\$300.00	\$425.00	\$350.00 - \$500.0
Summer Track and Field Camp - 3 Weeks ^	2	8	NA	NA	\$600.00	\$400.00	\$600.00	\$550.00 - \$700.00
Summer Track and Field Camp - 4 Weeks ^	2	8	NA	NA	\$750.00	NA	\$750.00	\$700.00 - \$850.00
Summer Track and Field Camp - 5 Weeks ^	2	8	NA	NA	\$875.00	NA	\$875.00	\$825 - \$1000.00
Summer Track and Field Camp condctued in partnership with WOHS Track Coach and Youth Track coaching staffs. Program fees are determined by number of dates and length of sessions. Program fees provide for necessary equipment and staffing which includes adults, teachers and High School students.								
TripleShooter Football Camp	K	8	NA	NA	NA	NA	NA	NA
Program ran with WOHS Football Coaches. Football programs are currently administered by West Orange Police Athletic League.								
Youth Summer Basketball League - Non West Orange Teams			\$400.00	\$400.00	\$425.00	NA	\$450.00	\$375.00 - \$650.00
Youth Summer Basketball League - West Orange Teams			NA	NA	\$400.00	NA	\$400.00	\$350.00 - \$500.00
Program fee is based upon the number of teams and games played during the Summer season. Entry fee goes towards league operational costs such as officials, game day personnel and site managers.								

= Early Bird Discount Offered for Program. Early Bird discounts began in Winter 2018 season.

^ = Sibling/Partner Discount Offered

FOOTSTEPS Programming 2017 - 2021								Proposed Summer 2022 - Spring 2027 Range
Program Name	Grade Low	Grade Hi	2017 Fee	2018 Fee	2019 Fee	2020 Fee	2021 Fee	
Yoga	K	8	\$35.00	\$35.00	\$35.00	NA	NA	\$10.00 - \$45.00
Basketball Skills and Drills with a Buddy	3	6	\$10.00	\$10.00	\$10.00	NA	NA	\$10.00 - \$45.01
Bowling	K	8	\$35.00	\$35.00	\$35.00	NA	NA	\$10.00 - \$45.02
Ice Cream Social	K	8	\$25.00	\$25.00	\$25.00	NA	NA	\$10.00 - \$45.03
Mommy and Me Tea Party			\$10.00	\$10.00	\$10.00	NA	NA	\$10.00 - \$45.04
Painting Classes	K	5	\$25.00	\$25.00	\$25.00	\$25.00	\$25.00	\$10.00 - \$45.05
Summer Camp ^	Pre-K	4	\$400.00	\$400.00	\$400.00	NA	NA	\$395.00 - \$475.00
Summer Camp Extended Day ^	Pre-K	4	\$200.00	\$250.00	\$250.00	NA	NA	\$200.00 - \$300.00

FOOTSTEPS program fees are based upon the number of sessions, staff required and possible profession instructors or entertainers. All fees go towards program enrichment and staffing. The Summer Camp serves as companion program for the Extended School Year (ESY) program conducted by the West Orange Board of Education. The FOOTSTEPS Summer Camp picks up where the ESY program leaves off creating a full day option for special needs students. The Summer Camp Extended Day program is an add on to the Summer Camp which takes the program into the evening hours. All Summer Camp registration fees provide for adequate staffing including teachers, supplies necessary, programming and guest entertainers. Only Painting Programs have run during the pandemic as they were able to be held outdoors.

RESOLUTION

WHEREAS, on February 16, 2022 the Township Council for the Township of West Orange (the “Township”) is Ordinance 2673-21 (the “Authorizing Ordinance”) which would authorize the Township Council to establish the rate for the application fee for a local license to operate a Licensed Cannabis Entity within the Township; and

WHEREAS, the Township seeks to establish the application fee for a local license to operate a Licensed Cannabis Entity within the Township as follows:

1. The application fee for a resolution of local supports shall be \$500 for all applicants.
2. The application fee for a local license to operate a Licensed Cannabis Entity within the Township shall be:
 - a. For Cannabis Cultivators:
 - i. \$1,000 for qualified Microbusinesses; and
 - ii. \$5,000 for Cannabis Cultivators utilizing up to 10,000 square feet of cannabis plant grow canopy area and \$1 per square feet for every square foot greater than 10,000 square feet of the Cannabis Cultivator’s cannabis plant grow canopy area.
 - b. For Cannabis Manufacturers:
 - i. \$1,000 for qualified Microbusinesses; and
 - ii. \$2.00 for each square feet of space at the proposed manufacturing location.
 - c. For Cannabis Distributors:
 - i. \$1,000 for qualified Microbusinesses; and
 - iii. \$1.00 for each square feet of space at the proposed location where the Cannabis Distributor intends to utilize within the Township.

d. For Cannabis Retailers:

- i. \$1,000 for qualified Microbusinesses; and
- ii. \$1.00 for each square feet of retail and storage space at the proposed retail location.

(the “Proposed Application Fee”); and

WHEREAS, the Proposed Application Fee is based upon a recommendation of the Taskforce and Advisory Committee regarding Cannabis Businesses for the Township; and

WHEREAS, the Township seeks to maintain this Proposed Application Fee until such time as a new application fee is established by resolution of the Township Council.

NOW, BE IT HEREBY RESOLVED, by the Township Council of the Township of West Orange that the Township hereby sets the application fee for a local license to operate a Licensed Cannabis Entity within the Township consistent with the Proposed Application Fee described herein; and it is further

RESOLVED that the application fee for a local license to operate a Licensed Cannabis Entity within the Township shall remain in place until such time as the application fee is amended or changed by further resolution of the Township Council.

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

Susan McCartney
Council President

Adopted: March 1, 2022

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 March 1, 2022 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 matters.
- () 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):

Prism litigation and Contractual Negotiations.

(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 **March 1, 2022**

Motion:

Second:

Vote

Aye:

Opposed:

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

Susan McCartney
Council President

Adopted: March 1, 2022

RESOLUTION

WHEREAS, in September 2020, the Township of West Orange (the “Township”) entered into a groundbreaking relationship with the Mental Health Association of Essex and Morris, Inc. (the “MHA”) to establish a program, whereby MHA trained professionals accompanied police officers from the West Orange Police Department (the “WOPD”) on certain calls involving mental health and mental health related issues (the “Program”); and

WHEREAS, this Program has been successful and is now being showcased by other law enforcement organizations; and

WHEREAS, the Township has applied for a grant from the United States Department of Justice (the “DOJ”) seeking grant funding to fund the operation of the Program; and

WHEREAS, by letter dated December 16, 2021, the DOJ issued a letter advising that it had approved and awarded a grant in the amount of \$525,000 over the course of three (3) years to continue the Program, annexed hereto as Exhibit “**A;**” and

WHEREAS, the Township seeks to formally accept the DOJ grant.

NOW THEREFORE, BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, that the Township is authorized to accept the grant from the DOJ awarded as set forth in the DOJ’s letter, annexed hereto as Exhibit “**A;**” and be it further

RESOLVED that the Police Chief of the West Orange Police Department be and hereby is authorized to execute any and all documents on behalf of the Township to effectuate the award and receipt of the DOJ grant funds; 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: March 1, 2022

4849-5813-7903, v. 1

Exhibit “A”

✓ Award Letter

December 16, 2021

Dear James Abbott,

On behalf of Attorney General Merrick B. Garland, it is my pleasure to inform you the Office of Justice Programs (OJP) has approved the application submitted by WEST ORANGE, TOWNSHIP OF for an award under the funding opportunity entitled 2021 BJA FY 21 Connect and Protect: Law Enforcement Behavioral Health Responses. The approved award amount is \$525,000.

Review the Award Instrument below carefully and familiarize yourself with all conditions and requirements before accepting your award. The Award Instrument includes the Award Offer (Award Information, Project Information, Financial Information, and Award Conditions) and Award Acceptance.

Please note that award requirements include not only the conditions and limitations set forth in the Award Offer, but also compliance with assurances and certifications that relate to conduct during the period of performance for the award. These requirements encompass financial, administrative, and programmatic matters, as well as other important matters (e.g., specific restrictions on use of funds). Therefore, all key staff should receive the award conditions, the assurances and certifications, and the application as approved by OJP, so that they understand the award requirements. Information on all pertinent award requirements also must be provided to any subrecipient of the award.

Should you accept the award and then fail to comply with an award requirement, DOJ will pursue appropriate remedies for non-compliance, which may include termination of the award and/or a requirement to repay award funds.

To accept the award, the Authorized Representative(s) must accept all parts of the Award Offer in the Justice Grants System (JustGrants), including by executing the required declaration and certification, within 45 days from the award date.

Congratulations, and we look forward to working with you.

Amy Solomon
Principal Deputy Assistant Attorney General

Office for Civil Rights Notice for All Recipients

The Office for Civil Rights (OCR), Office of Justice Programs (OJP), U.S. Department of

Justice (DOJ) has been delegated the responsibility for ensuring that recipients of federal financial assistance from the OJP, the Office of Community Oriented Policing Services (COPS), and the Office on Violence Against Women (OVW) are not engaged in discrimination prohibited by law. Several federal civil rights laws, such as Title VI of the Civil Rights Act of 1964 and Section 504 of the Rehabilitation Act of 1973, require recipients of federal financial assistance to give assurances that they will comply with those laws. Taken together, these civil rights laws prohibit recipients of federal financial assistance from DOJ from discriminating in services and employment because of race, color, national origin, religion, disability, sex, and, for grants authorized under the Violence Against Women Act, sexual orientation and gender identity. Recipients are also prohibited from discriminating in services because of age. For a complete review of these civil rights laws and nondiscrimination requirements, in connection with DOJ awards, see <https://ojp.gov/funding/Explore/LegalOverview/CivilRightsRequirements.htm>.

Under the delegation of authority, the OCR investigates allegations of discrimination against recipients from individuals, entities, or groups. In addition, the OCR conducts limited compliance reviews and audits based on regulatory criteria. These reviews and audits permit the OCR to evaluate whether recipients of financial assistance from the Department are providing services in a nondiscriminatory manner to their service population or have employment practices that meet equal-opportunity standards.

If you are a recipient of grant awards under the Omnibus Crime Control and Safe Streets Act or the Juvenile Justice and Delinquency Prevention Act and your agency is part of a criminal justice system, there are two additional obligations that may apply in connection with the awards: (1) complying with the regulation relating to Equal Employment Opportunity Programs (EEOPs); and (2) submitting findings of discrimination to OCR. For additional information regarding the EEOP requirement, see 28 CFR Part 42, subpart E, and for additional information regarding requirements when there is an adverse finding, see 28 C.F.R. §§ 42.204(c), .205(c)(5).

The OCR is available to help you and your organization meet the civil rights requirements that are associated with DOJ grant funding. If you would like the OCR to assist you in fulfilling your organization's civil rights or nondiscrimination responsibilities as a recipient of federal financial assistance, please do not hesitate to contact the OCR at askOCR@ojp.usdoj.gov.

Memorandum Regarding NEPA

[NEPA Letter Type](#)

OJP - Categorical Exclusion

[NEPA Letter](#)

None of the following activities will be conducted whether under the Office of Justice Programs federal action or a related third party action:

(1) New construction

(2) Any renovation or remodeling of a property located in an environmentally or historically sensitive area, including property (a) listed on or eligible for listing on the National Register of Historic Places, or (b) located within a 100-year flood plain, a wetland, or habitat for an endangered

species

- (3) A renovation that will change the basic prior use of a facility or significantly change its size
- (4) Research and technology whose anticipated and future application could be expected to have an effect on the environment
- (5) Implementation of a program involving the use of chemicals (including the identification, seizure, or closure of clandestine methamphetamine laboratories)

Additionally, the proposed action is neither a phase nor a segment of a project that when reviewed in its entirety would not meet the criteria for a categorical exclusion.

Consequently, the subject federal action meets the Office of Justice Programs' criteria for a categorical exclusion as contained in paragraph 4(b) of Appendix D to Part 61 of Title 28 of the Code of Federal Regulations.

Questions about this determination may be directed to your grant manager or Environmental Coordinator for the Bureau of Justice Assistance.

NEPA Coordinator

First Name

Middle Name

Last Name

Orbin

—

Terry

✓ Award Information

This award is offered subject to the conditions or limitations set forth in the Award Information, Project Information, Financial Information, and Award Conditions.

Recipient Information

Recipient Name

WEST ORANGE, TOWNSHIP OF

DUNS Number

060801172

UEI

—

Street 1

66 MAIN ST

Street 2

City

WEST ORANGE

State/U.S. Territory

New Jersey

Zip/Postal Code

07052

Country

United States

County/Parish

Province

**Award Details****Federal Award Date**

12/16/21

Award Type

Initial

Award Number

15PBJA-21-GG-04335-MENT

Supplement Number

00

Federal Award Amount

\$525,000.00

Funding Instrument Type

Grant

Assistance Listing Number Assistance Listings Program Title

16.745

Criminal and Juvenile Justice and Mental Health
Collaboration Program**Statutory Authority**

34 USC 10651; Pub. L. No. 116-260, 134 Stat 1182, 1259



I have read and understand the information presented in this section of the Federal Award Instrument.

▼ Project Information

This award is offered subject to the conditions or limitations set forth in the Award Information, Project Information, Financial Information, and Award Conditions.

Solicitation Title

2021 BJA FY 21 Connect and Protect:
Law Enforcement Behavioral Health
Responses

Awarding Agency

OJP

Program Office

BJA

Application Number

GRANT13412432

Grant Manager Name Phone Number

Tammy Lovill [202-598-6565](tel:202-598-6565)

E-mail Address

Tammy.L.Lovill@usdoj.gov

Project Title

West Orange PD Connect and Protect Law Enforcement Behavioral Health
Responses Application

**Performance Period
Start Date**

10/01/2021

**Performance Period
End Date**

09/30/2024

**Budget Period Start
Date**

10/01/2021

**Budget Period End
Date**

09/30/2024

Project Description

The Township of West Orange together with the West Orange Police Department (WOPD) is applying for the US DOJ BJA FY 2021 Connect and Protect: Law Enforcement Behavioral Health Responses Grant. The WOPD proposes to continue its partnership with

the Mental Health Association of Essex and Morris (MHAEM) to promote effective strategies by law enforcement to identify and reduce the risk of harm to individuals with mental illness (MI) and/or co-occurring mental illness and substance abuse (CMISA).

The Township of West Orange, New Jersey, is the fifth largest municipality in Essex County, with a population of approximately 47,500. The Township has a racial/ethnic breakdown of approximately 42% White/Non-Hispanic, 28% Black/African American, 20% Hispanic/Latino, 7.5% Asian, 4.5% mixed race, and 0.1% Native. This project will target the entire West Orange population for mental health care to be inclusive of all residents.

The Township of West Orange is a previous recipient of the USDOJ: Justice and Mental Health Collaboration Program (JMHCP) grant, award number 2018-MO-BX-0021. The Township was awarded \$100,000 and created an action report that outlined the six-month pilot collaborative initiative between the WOPD and MHAEM. During the initiative, MHAEM was able to provide the WOPD with training, after action review and an on-site mental health professional pilot-program. Due to the success of this initiative, the Township and WOPD are looking to fully implement a co-responder model for full time response to MI and CMISA calls with MHAEM. The Township is requesting \$525,000 in funding to collaborate with MHAEM for two mental health professionals to respond with WOPD for a full-time co-responder model. In addition, continued training for all WOPD officers will be provided through this funding. The Township and WOPD are committing to providing an in-kind match through time and resources for development and implementation as well as for the management and administration of this project. This Collaboration project will address two Connect and Protect Program-specific Priority Areas: Promote effective strategies by law enforcement to identify and reduce the risk of harm to individuals with MI or CMISA and to public safety; and Propose interventions that have been shown by empirical evidence to reduce recidivism.



I have read and understand the information presented in this section of the Federal Award Instrument.

▼ Financial Information

This award is offered subject to the conditions or limitations set forth in the Award Information, Project Information, Financial Information, and Award Conditions.

The recipient budget is currently under review.

☐

I have read and understand the information presented in this section of the Federal Award Instrument.

▼ Award Conditions

This award is offered subject to the conditions or limitations set forth in the Award Information, Project Information, Financial Information, and Award Conditions.



Applicability of Part 200 Uniform Requirements

The Uniform Administrative Requirements, Cost Principles, and Audit Requirements in 2 C.F.R. Part 200, as adopted and supplemented by DOJ in 2 C.F.R. Part 2800 (together, the "Part 200 Uniform Requirements") apply to this FY 2021 award from OJP.

The Part 200 Uniform Requirements were first adopted by DOJ on December 26, 2014. If this FY 2021 award supplements funds previously awarded by OJP under the same award number (e.g., funds awarded during or before December 2014), the Part 200 Uniform Requirements apply with respect to all funds under that award number (regardless of the award date, and regardless of whether derived from the initial award or a supplemental award) that are obligated on or after the acceptance date of this FY 2021 award.

For more information and resources on the Part 200 Uniform Requirements as they relate to OJP awards and subawards ("subgrants"), see the OJP website at <https://ojp.gov/funding/Part200UniformRequirements.htm>.

Record retention and access: Records pertinent to the award that the recipient (and any subrecipient ("subgrantee") at any tier) must retain -- typically for a period of 3 years from the date of submission of the final expenditure report (SF 425), unless a different retention period applies -- and to which the recipient (and any subrecipient ("subgrantee") at any tier) must provide access, include performance measurement information, in addition to the

financial records, supporting documents, statistical records, and other pertinent records indicated at 2 C.F.R. 200.333.

In the event that an award-related question arises from documents or other materials prepared or distributed by OJP that may appear to conflict with, or differ in some way from, the provisions of the Part 200 Uniform Requirements, the recipient is to contact OJP promptly for clarification.

2

Requirement to report actual or imminent breach of personally identifiable information (PII)

The recipient (and any "subrecipient" at any tier) must have written procedures in place to respond in the event of an actual or imminent "breach" (OMB M-17-12) if it (or a subrecipient) -- (1) creates, collects, uses, processes, stores, maintains, disseminates, discloses, or disposes of "Personally Identifiable Information (PII)" (2 CFR 200.1) within the scope of an OJP grant-funded program or activity, or (2) uses or operates a "Federal information system" (OMB Circular A-130). The recipient's breach procedures must include a requirement to report actual or imminent breach of PII to an OJP Program Manager no later than 24 hours after an occurrence of an actual breach, or the detection of an imminent breach.

3

Required training for Grant Award Administrator and Financial Manager

The Grant Award Administrator and all Financial Managers for this award must have successfully completed an "OJP financial management and grant administration training" by 120 days after the date of the recipient's acceptance of the award. Successful completion of such a training on or after January 1, 2019, will satisfy this condition.

In the event that either the Grant Award Administrator or a Financial Manager for this award changes during the period of performance, the new Grant Award Administrator or Financial Manager must have successfully completed an "OJP financial management and grant administration training" by 120 calendar days after the date the Entity Administrator enters updated Grant Award Administrator or Financial Manager information in JustGrants. Successful completion of such a training on or after January 1, 2019, will satisfy this condition.

A list of OJP trainings that OJP will consider "OJP financial management and grant administration training" for purposes of this condition is available at <https://www.ojp.gov/training/fmts.htm>. All trainings that satisfy this condition include a session on grant fraud prevention and detection.

The recipient should anticipate that OJP will immediately withhold ("freeze") award funds if the recipient fails to comply with this condition. The recipient's failure to comply also may lead OJP to impose additional appropriate conditions on this award.

4

Safe policing and law enforcement subrecipients

If this award is a discretionary award, the recipient agrees that it will not make any subawards to State, local, college, or university law enforcement agencies unless such agencies have been certified by an approved independent credentialing body or have started the certification process. To become certified, law enforcement agencies must meet two mandatory conditions: (1) the agency's use of force policies adhere to all applicable federal, state, and local laws; and (2) the agency's use of force policies prohibit chokeholds except in situations where use of deadly force is allowed by law. For detailed information on this certification requirement, see <https://cops.usdoj.gov/SafePolicingEO>.

5

Effect of failure to address audit issues

The recipient understands and agrees that the DOJ awarding agency (OJP or OVW, as appropriate) may withhold award funds, or may impose other related requirements, if (as determined by the DOJ awarding agency) the recipient does not satisfactorily and promptly address outstanding issues from audits required by the Part 200 Uniform Requirements (or by the terms of this award), or other outstanding issues that arise in connection with audits, investigations, or reviews of DOJ awards.

6

Requirements of the award; remedies for non-compliance or for materially false statements

The conditions of this award are material requirements of the award. Compliance with any assurances or certifications submitted by or on behalf of the recipient that relate to conduct during the period of performance also is a material requirement of this award.

Limited Exceptions. In certain special circumstances, the U.S. Department of Justice ("DOJ") may determine that it will not enforce, or enforce only in part, one or more requirements otherwise applicable to the award. Any such exceptions regarding enforcement, including any such exceptions made during the period of performance, are (or will be during the period of performance) set out through the Office of Justice Programs ("OJP") webpage entitled "Legal Notices: Special circumstances as to particular award conditions" (ojp.gov/funding/Explore/LegalNotices-AwardReqs.htm), and incorporated by reference into the award.

By signing and accepting this award on behalf of the recipient, the authorized recipient official accepts all material requirements of the award, and specifically adopts, as if personally executed by the authorized recipient official, all assurances or certifications submitted by or on behalf of the recipient that relate to conduct during the period of performance.

Failure to comply with one or more award requirements -- whether a condition set out in full below, a condition incorporated by reference below, or an assurance or certification related to conduct during the award period -- may result in OJP taking appropriate action with respect to the recipient and the award. Among other things, the OJP may withhold award funds, disallow costs, or suspend or terminate the award. DOJ, including OJP, also may take other legal action as appropriate.

Any materially false, fictitious, or fraudulent statement to the federal government related to

this award (or concealment or omission of a material fact) may be the subject of criminal prosecution (including under 18 U.S.C. 1001 and/or 1621, and/or 34 U.S.C. 10271-10273), and also may lead to imposition of civil penalties and administrative remedies for false claims or otherwise (including under 31 U.S.C. 3729-3730 and 3801-3812).

Should any provision of a requirement of this award be held to be invalid or unenforceable by its terms, that provision shall first be applied with a limited construction so as to give it the maximum effect permitted by law. Should it be held, instead, that the provision is utterly invalid or -unenforceable, such provision shall be deemed severable from this award.



Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 38

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 38 (as may be applicable from time to time), specifically including any applicable requirements regarding written notice to program beneficiaries and prospective program beneficiaries.

Currently, among other things, 28 C.F.R. Part 38 includes rules that prohibit specific forms of discrimination on the basis of religion, a religious belief, a refusal to hold a religious belief, or refusal to attend or participate in a religious practice. Part 38, currently, also sets out rules and requirements that pertain to recipient and subrecipient ("subgrantee") organizations that engage in or conduct explicitly religious activities, as well as rules and requirements that pertain to recipients and subrecipients that are faith-based or religious organizations.

The text of 28 C.F.R. Part 38 is available via the Electronic Code of Federal Regulations (currently accessible at <https://www.ecfr.gov/cgi-bin/ECFR?page=browse>), by browsing to Title 28-Judicial Administration, Chapter 1, Part 38, under e-CFR "current" data.



Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 42

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 42, specifically including any applicable requirements in Subpart E of 28 C.F.R. Part 42 that relate to an equal employment opportunity program.



Compliance with DOJ regulations pertaining to civil rights and nondiscrimination - 28 C.F.R. Part 54

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements of 28 C.F.R. Part 54, which relates to nondiscrimination on the basis of sex in certain "education programs."



Compliance with 41 U.S.C. 4712 (including prohibitions on reprisal; notice to employees)

The recipient (and any subrecipient at any tier) must comply with, and is subject to, all applicable provisions of 41 U.S.C. 4712, including all applicable provisions that prohibit, under specified circumstances, discrimination against an employee as reprisal for the employee's disclosure of information related to gross mismanagement of a federal grant, a gross waste of federal funds, an abuse of authority relating to a federal grant, a substantial and specific danger to public health or safety, or a violation of law, rule, or regulation related to a federal grant.

The recipient also must inform its employees, in writing (and in the predominant native language of the workforce), of employee rights and remedies under 41 U.S.C. 4712.

Should a question arise as to the applicability of the provisions of 41 U.S.C. 4712 to this award, the recipient is to contact the DOJ awarding agency (OJP or OVW, as appropriate) for guidance.

11

Compliance with applicable rules regarding approval, planning, and reporting of conferences, meetings, trainings, and other events

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable laws, regulations, policies, and official DOJ guidance (including specific cost limits, prior approval and reporting requirements, where applicable) governing the use of federal funds for expenses related to conferences (as that term is defined by DOJ), including the provision of food and/or beverages at such conferences, and costs of attendance at such conferences.

Information on the pertinent DOJ definition of conferences and the rules applicable to this award appears in the DOJ Grants Financial Guide (currently, as section 3.10 of "Postaward Requirements" in the "DOJ Grants Financial Guide").

12

Requirement for data on performance and effectiveness under the award

The recipient must collect and maintain data that measure the performance and effectiveness of work under this award. The data must be provided to OJP in the manner (including within the timeframes) specified by OJP in the program solicitation or other applicable written guidance. Data collection supports compliance with the Government Performance and Results Act (GPRA) and the GPRA Modernization Act of 2010, and other applicable laws.

13

Requirements related to "de minimis" indirect cost rate

A recipient that is eligible under the Part 200 Uniform Requirements and other applicable law to use the "de minimis" indirect cost rate described in 2 C.F.R. 200.414(f), and that

elects to use the "de minimis" indirect cost rate, must advise OJP in writing of both its eligibility and its election, and must comply with all associated requirements in the Part 200 Uniform Requirements. The "de minimis" rate may be applied only to modified total direct costs (MTDC) as defined by the Part 200 Uniform Requirements.

14

Determination of suitability to interact with participating minors

SCOPE. This condition applies to this award if it is indicated -- in the application for the award (as approved by DOJ)(or in the application for any subaward, at any tier), the DOJ funding announcement (solicitation), or an associated federal statute -- that a purpose of some or all of the activities to be carried out under the award (whether by the recipient, or a subrecipient at any tier) is to benefit a set of individuals under 18 years of age.

The recipient, and any subrecipient at any tier, must make determinations of suitability before certain individuals may interact with participating minors. This requirement applies regardless of an individual's employment status.

The details of this requirement are posted on the OJP web site at <https://ojp.gov/funding/Explore/Interact-Minors.htm> (Award condition: Determination of suitability required, in advance, for certain individuals who may interact with participating minors), and are incorporated by reference here.

15

Requirement to disclose whether recipient is designated "high risk" by a federal grant-making agency outside of DOJ

If the recipient is designated "high risk" by a federal grant-making agency outside of DOJ, currently or at any time during the course of the period of performance under this award, the recipient must disclose that fact and certain related information to OJP by email at OJP.ComplianceReporting@ojp.usdoj.gov. For purposes of this disclosure, high risk includes any status under which a federal awarding agency provides additional oversight due to the recipient's past performance, or other programmatic or financial concerns with the recipient. The recipient's disclosure must include the following: 1. The federal awarding agency that currently designates the recipient high risk, 2. The date the recipient was designated high risk, 3. The high-risk point of contact at that federal awarding agency (name, phone number, and email address), and 4. The reasons for the high-risk status, as set out by the federal awarding agency.

16

Compliance with DOJ Grants Financial Guide

References to the DOJ Grants Financial Guide are to the DOJ Grants Financial Guide as posted on the OJP website (currently, the "DOJ Grants Financial Guide" available at <https://ojp.gov/financialguide/DOJ/index.htm>), including any updated version that may be posted during the period of performance. The recipient agrees to comply with the DOJ Grants Financial Guide.

Encouragement of policies to ban text messaging while driving

Pursuant to Executive Order 13513, "Federal Leadership on Reducing Text Messaging While Driving," 74 Fed. Reg. 51225 (October 1, 2009), DOJ encourages recipients and subrecipients ("subgrantees") to adopt and enforce policies banning employees from text messaging while driving any vehicle during the course of performing work funded by this award, and to establish workplace safety policies and conduct education, awareness, and other outreach to decrease crashes caused by distracted drivers.

18

Compliance with general appropriations-law restrictions on the use of federal funds (FY 2021)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable restrictions on the use of federal funds set out in federal appropriations statutes. Pertinent restrictions, including from various "general provisions" in the Consolidated Appropriations Act, 2021, are set out at <https://ojp.gov/funding/Explore/FY21AppropriationsRestrictions.htm>, and are incorporated by reference here.

Should a question arise as to whether a particular use of federal funds by a recipient (or a subrecipient) would or might fall within the scope of an appropriations-law restriction, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

19

Potential imposition of additional requirements

The recipient agrees to comply with any additional requirements that may be imposed by the DOJ awarding agency (OJP or OVW, as appropriate) during the period of performance for this award, if the recipient is designated as "high-risk" for purposes of the DOJ high-risk grantee list.

20

Employment eligibility verification for hiring under the award

1. The recipient (and any subrecipient at any tier) must--

A. Ensure that, as part of the hiring process for any position within the United States that is or will be funded (in whole or in part) with award funds, the recipient (or any subrecipient) properly verifies the employment eligibility of the individual who is being hired, consistent with the provisions of 8 U.S.C. 1324a(a)(1).

B. Notify all persons associated with the recipient (or any subrecipient) who are or will be involved in activities under this award of both--

(1) this award requirement for verification of employment eligibility, and

(2) the associated provisions in 8 U.S.C. 1324a(a)(1) that, generally speaking, make it unlawful, in the United States, to hire (or recruit for employment) certain aliens.

C. Provide training (to the extent necessary) to those persons required by this condition to be notified of the award requirement for employment eligibility verification and of the associated provisions of 8 U.S.C. 1324a(a)(1).

D. As part of the recordkeeping for the award (including pursuant to the Part 200 Uniform Requirements), maintain records of all employment eligibility verifications pertinent to compliance with this award condition in accordance with Form I-9 record retention requirements, as well as records of all pertinent notifications and trainings.

2. Monitoring

The recipient's monitoring responsibilities include monitoring of subrecipient compliance with this condition.

3. Allowable costs

To the extent that such costs are not reimbursed under any other federal program, award funds may be obligated for the reasonable, necessary, and allocable costs (if any) of actions designed to ensure compliance with this condition.

4. Rules of construction

A. Staff involved in the hiring process

For purposes of this condition, persons "who are or will be involved in activities under this award" specifically includes (without limitation) any and all recipient (or any subrecipient) officials or other staff who are or will be involved in the hiring process with respect to a position that is or will be funded (in whole or in part) with award funds.

B. Employment eligibility confirmation with E-Verify

For purposes of satisfying the requirement of this condition regarding verification of employment eligibility, the recipient (or any subrecipient) may choose to participate in, and use, E-Verify (www.e-verify.gov), provided an appropriate person authorized to act on behalf of the recipient (or subrecipient) uses E-Verify (and follows the proper E-Verify procedures, including in the event of a "Tentative Nonconfirmation" or a "Final Nonconfirmation") to confirm employment eligibility for each hiring for a position in the United States that is or will be funded (in whole or in part) with award funds.

C. "United States" specifically includes the District of Columbia, Puerto Rico, Guam, the Virgin Islands of the United States, and the Commonwealth of the Northern Mariana Islands.

D. Nothing in this condition shall be understood to authorize or require any recipient, any subrecipient at any tier, or any person or other entity, to violate any federal law, including any applicable civil rights or nondiscrimination law.

E. Nothing in this condition, including in paragraph 4.B., shall be understood to relieve any

recipient, any subrecipient at any tier, or any person or other entity, of any obligation otherwise imposed by law, including 8 U.S.C. 1324a(a)(1).

Questions about E-Verify should be directed to DHS. For more information about E-Verify visit the E-Verify website (<https://www.e-verify.gov/>) or email E-Verify at E-Verify@dhs.gov. E-Verify employer agents can email E-Verify at E-VerifyEmployerAgent@dhs.gov.

Questions about the meaning or scope of this condition should be directed to OJP, before award acceptance.

21

Restrictions and certifications regarding non-disclosure agreements and related matters

No recipient or subrecipient ("subgrantee") under this award, or entity that receives a procurement contract or subcontract with any funds under this award, may require any employee or contractor to sign an internal confidentiality agreement or statement that prohibits or otherwise restricts, or purports to prohibit or restrict, the reporting (in accordance with law) of waste, fraud, or abuse to an investigative or law enforcement representative of a federal department or agency authorized to receive such information.

The foregoing is not intended, and shall not be understood by the agency making this award, to contravene requirements applicable to Standard Form 312 (which relates to classified information), Form 4414 (which relates to sensitive compartmented information), or any other form issued by a federal department or agency governing the nondisclosure of classified information.

1. In accepting this award, the recipient--

a. represents that it neither requires nor has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

b. certifies that, if it learns or is notified that it is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

2. If the recipient does or is authorized under this award to make subawards ("subgrants"), procurement contracts, or both--

a. it represents that--

(1) it has determined that no other entity that the recipient's application proposes may or will receive award funds (whether through a subaward ("subgrant"), procurement contract, or subcontract under a procurement contract) either requires or has required internal confidentiality agreements or statements from employees or contractors that currently prohibit or otherwise currently restrict (or purport to prohibit or restrict) employees or contractors from reporting waste, fraud, or abuse as described above; and

(2) it has made appropriate inquiry, or otherwise has an adequate factual basis, to support this representation; and

b. it certifies that, if it learns or is notified that any subrecipient, contractor, or subcontractor entity that receives funds under this award is or has been requiring its employees or contractors to execute agreements or statements that prohibit or otherwise restrict (or purport to prohibit or restrict), reporting of waste, fraud, or abuse as described above, it will immediately stop any further obligations of award funds to or by that entity, will provide prompt written notification to the federal agency making this award, and will resume (or permit resumption of) such obligations only if expressly authorized to do so by that agency.

22

Reclassification of various statutory provisions to a new Title 34 of the United States Code

On September 1, 2017, various statutory provisions previously codified elsewhere in the U.S. Code were editorially reclassified (that is, moved and renumbered) to a new Title 34, entitled "Crime Control and Law Enforcement." The reclassification encompassed a number of statutory provisions pertinent to OJP awards (that is, OJP grants and cooperative agreements), including many provisions previously codified in Title 42 of the U.S. Code.

Effective as of September 1, 2017, any reference in this award document to a statutory provision that has been reclassified to the new Title 34 of the U.S. Code is to be read as a reference to that statutory provision as reclassified to Title 34. This rule of construction specifically includes references set out in award conditions, references set out in material incorporated by reference through award conditions, and references set out in other award requirements.

23

OJP Training Guiding Principles

Any training or training materials that the recipient -- or any subrecipient ("subgrantee") at any tier -- develops or delivers with OJP award funds must adhere to the OJP Training Guiding Principles for Grantees and Subgrantees, available at <https://ojp.gov/funding/Implement/TrainingPrinciplesForGrantees-Subgrantees.htm>.

24

All subawards ("subgrants") must have specific federal authorization

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements for authorization of any subaward. This condition applies to agreements that -- for purposes of federal grants administrative requirements -- OJP considers a "subaward" (and therefore does not consider a procurement "contract").

The details of the requirement for authorization of any subaward are posted on the OJP web site at <https://ojp.gov/funding/Explore/SubawardAuthorization.htm> (Award condition: All subawards ("subgrants") must have specific federal authorization), and are incorporated by reference here.

 25

Requirements related to System for Award Management and Universal Identifier Requirements

The recipient must comply with applicable requirements regarding the System for Award Management (SAM), currently accessible at <https://www.sam.gov/>. This includes applicable requirements regarding registration with SAM, as well as maintaining the currency of information in SAM.

The recipient also must comply with applicable restrictions on subawards ("subgrants") to first-tier subrecipients (first-tier "subgrantees"), including restrictions on subawards to entities that do not acquire and provide (to the recipient) the unique entity identifier required for SAM registration.

The details of the recipient's obligations related to SAM and to unique entity identifiers are posted on the OJP web site at <https://ojp.gov/funding/Explore/SAM.htm> (Award condition: System for Award Management (SAM) and Universal Identifier Requirements), and are incorporated by reference here.

This condition does not apply to an award to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

 26

Restrictions on "lobbying"

In general, as a matter of federal law, federal funds awarded by OJP may not be used by the recipient, or any subrecipient ("subgrantee") at any tier, either directly or indirectly, to support or oppose the enactment, repeal, modification, or adoption of any law, regulation, or policy, at any level of government. See 18 U.S.C. 1913. (There may be exceptions if an applicable federal statute specifically authorizes certain activities that otherwise would be barred by law.)

Another federal law generally prohibits federal funds awarded by OJP from being used by the recipient, or any subrecipient at any tier, to pay any person to influence (or attempt to influence) a federal agency, a Member of Congress, or Congress (or an official or employee of any of them) with respect to the awarding of a federal grant or cooperative agreement, subgrant, contract, subcontract, or loan, or with respect to actions such as renewing, extending, or modifying any such award. See 31 U.S.C. 1352. Certain exceptions to this law apply, including an exception that applies to Indian tribes and tribal organizations.

Should any question arise as to whether a particular use of federal funds by a recipient (or subrecipient) would or might fall within the scope of these prohibitions, the recipient is to contact OJP for guidance, and may not proceed without the express prior written approval of OJP.

 27

Specific post-award approval required to use a noncompetitive approach in any

procurement contract that would exceed \$250,000

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements to obtain specific advance approval to use a noncompetitive approach in any procurement contract that would exceed the Simplified Acquisition Threshold (currently, \$250,000). This condition applies to agreements that -- for purposes of federal grants administrative requirements -- OJP considers a procurement "contract" (and therefore does not consider a subaward).

The details of the requirement for advance approval to use a noncompetitive approach in a procurement contract under an OJP award are posted on the OJP web site at <https://ojp.gov/funding/Explore/NoncompetitiveProcurement.htm> (Award condition: Specific post-award approval required to use a noncompetitive approach in a procurement contract (if contract would exceed \$250,000)), and are incorporated by reference here.

28

Requirements pertaining to prohibited conduct related to trafficking in persons (including reporting requirements and OJP authority to terminate award)

The recipient, and any subrecipient ("subgrantee") at any tier, must comply with all applicable requirements (including requirements to report allegations) pertaining to prohibited conduct related to the trafficking of persons, whether on the part of recipients, subrecipients ("subgrantees"), or individuals defined (for purposes of this condition) as "employees" of the recipient or of any subrecipient.

The details of the recipient's obligations related to prohibited conduct related to trafficking in persons are posted on the OJP web site at <https://ojp.gov/funding/Explore/ProhibitedConduct-Trafficking.htm> (Award condition: Prohibited conduct by recipients and subrecipients related to trafficking in persons (including reporting requirements and OJP authority to terminate award)), and are incorporated by reference here.

29

Requirement to report potentially duplicative funding

If the recipient currently has other active awards of federal funds, or if the recipient receives any other award of federal funds during the period of performance for this award, the recipient promptly must determine whether funds from any of those other federal awards have been, are being, or are to be used (in whole or in part) for one or more of the identical cost items for which funds are provided under this award. If so, the recipient must promptly notify the DOJ awarding agency (OJP or OVW, as appropriate) in writing of the potential duplication, and, if so requested by the DOJ awarding agency, must seek a budget-modification or change-of-project-scope Grant Award Modification (GAM) to eliminate any inappropriate duplication of funding.

30

Reporting potential fraud, waste, and abuse, and similar misconduct

The recipient, and any subrecipients ("subgrantees") at any tier, must promptly refer to the

DOJ Office of the Inspector General (OIG) any credible evidence that a principal, employee, agent, subrecipient, contractor, subcontractor, or other person has, in connection with funds under this award-- (1) submitted a claim that violates the False Claims Act; or (2) committed a criminal or civil violation of laws pertaining to fraud, conflict of interest, bribery, gratuity, or similar misconduct.

Potential fraud, waste, abuse, or misconduct involving or relating to funds under this award should be reported to the OIG by--(1) online submission accessible via the OIG webpage at <https://oig.justice.gov/hotline/contact-grants.htm> (select "Submit Report Online"); (2) mail directed to: U.S. Department of Justice, Office of the Inspector General, Investigations Division, ATTN: Grantee Reporting, 950 Pennsylvania Ave., NW, Washington, DC 20530; and/or (3) by facsimile directed to the DOJ OIG Investigations Division (Attn: Grantee Reporting) at (202) 616-9881 (fax).

Additional information is available from the DOJ OIG website at <https://oig.justice.gov/hotline>.

31

The recipient understands that, in accepting this award, the Authorized Representative declares and certifies, among other things, that he or she possesses the requisite legal authority to accept the award on behalf of the recipient entity and, in so doing, accepts (or adopts) all material requirements that relate to conduct throughout the period of performance under this award. The recipient further understands, and agrees, that it will not assign anyone to the role of Authorized Representative during the period of performance under the award without first ensuring that the individual has the requisite legal authority.

32

Verification and updating of recipient contact information

The recipient must verify its Grant Award Administrator, Financial Manager, and Authorized Representative contact information in JustGrants, including telephone number and e-mail address. If any information is incorrect or has changed, the award recipient's Entity Administrator must make changes to contact information through DIAMD. Instructions on how to update contact information in JustGrants can be found at <https://justicegrants.usdoj.gov/training/training-entity-management>.

33

The recipient agrees to submit to BJA for review and approval any curricula, training materials, proposed publications, reports, or any other written materials that will be published, including web-based materials and web site content, through funds from this grant at least thirty (30) working days prior to the targeted dissemination date. Any written, visual, or audio publications, with the exception of press releases, whether published at the grantee's or government's expense, shall contain the following statements: "This project was supported by Grant No. <AWARD_NUMBER> awarded by the Bureau of Justice Assistance. The Bureau of Justice Assistance is a component of the Department of Justice's Office of Justice Programs, which also includes the Bureau of Justice Statistics, the National Institute of Justice, the Office of Juvenile Justice and Delinquency Prevention, the Office for Victims of Crime, and the SMART Office. Points of view or opinions in this document are those of the author and do not necessarily represent the official position or

policies of the U.S. Department of Justice." The current edition of the DOJ Grants Financial Guide provides guidance on allowable printing and publication activities.

34

The recipient agrees to comply with OJP grant monitoring guidelines, protocols, and procedures, and to cooperate with BJA and OCFO on all grant monitoring requests, including requests related to desk reviews, enhanced programmatic desk reviews, and/or site visits. The recipient agrees to provide to BJA and OCFO all documentation necessary to complete monitoring tasks, including documentation related to any subawards made under this award. Further, the recipient agrees to abide by reasonable deadlines set by BJA and OCFO for providing the requested documents. Failure to cooperate with BJA's/OCFO's grant monitoring activities may result in sanctions affecting the recipient's DOJ awards, including, but not limited to: withholdings and/or other restrictions on the recipient's access to grant funds; referral to the Office of the Inspector General for audit review; designation of the recipient as a DOJ High Risk grantee; or termination of an award(s).

35

The recipient agrees to cooperate with any assessments, national evaluation efforts, or information or data collection requests, including, but not limited to, the provision of any information required for the assessment or evaluation of any activities within this project.

36

Justification of consultant rate

Approval of this award does not indicate approval of any consultant rate in excess of \$650 per day. A detailed justification must be submitted to and approved by the OJP program office prior to obligation or expenditure of such funds.

37

The recipient shall submit semiannual performance reports. Performance reports shall be submitted within 30 days after the end of the reporting periods, which are June 30 and December 31, for the life of the award. These reports will be submitted to the Office of Justice Programs, on-line through the Internet at <https://justgrants.usdoj.gov>

38

The grantee agrees to comply with the applicable requirements of 28 C.F.R. Part 38, the Department of Justice regulation governing "Equal Treatment for Faith Based Organizations" (the "Equal Treatment Regulation"). The Equal Treatment Regulation provides in part that Department of Justice grant awards of direct funding may not be used to fund any inherently religious activities, such as worship, religious instruction, or proselytization. Recipients of direct grants may still engage in inherently religious activities, but such activities must be separate in time or place from the Department of Justice funded program, and participation in such activities by individuals receiving services from the grantee or a sub-grantee must be voluntary. The Equal Treatment Regulation also makes clear that organizations participating in programs directly funded by the Department of Justice are not permitted to discriminate in the provision of services on the basis of a beneficiary's religion. Notwithstanding any other term or condition of this award, faith-based

organizations may, in some circumstances, consider religion as a basis for employment. See http://www.ojp.gov/about/ocr/equal_fbo.htm.

39

Limit on use of grant funds for grantees' employees' salaries

With respect to this award, federal funds may not be used to pay cash compensation (salary plus bonuses) to any employee of the award recipient at a rate that exceeds 110% of the maximum annual salary payable to a member of the federal government's Senior Executive Service (SES) at an agency with a Certified SES Performance Appraisal System for that year. (An award recipient may compensate an employee at a higher rate, provided the amount in excess of this compensation limitation is paid with non-federal funds.)

This limitation on compensation rates allowable under this award may be waived on an individual basis at the discretion of the OJP official indicated in the program announcement under which this award is made.

40

FFATA reporting: Subawards and executive compensation

The recipient must comply with applicable requirements to report first-tier subawards ("subgrants") of \$30,000 or more and, in certain circumstances, to report the names and total compensation of the five most highly compensated executives of the recipient and first-tier subrecipients (first-tier "subgrantees") of award funds. The details of recipient obligations, which derive from the Federal Funding Accountability and Transparency Act of 2006 (FFATA), are posted on the OJP web site at <https://ojp.gov/funding/Explore/FFATA.htm> (Award condition: Reporting Subawards and Executive Compensation), and are incorporated by reference here.

This condition, including its reporting requirement, does not apply to-- (1) an award of less than \$30,000, or (2) an award made to an individual who received the award as a natural person (i.e., unrelated to any business or non-profit organization that he or she may own or operate in his or her name).

41

Recipient integrity and performance matters: Requirement to report information on certain civil, criminal, and administrative proceedings to SAM and FAPIIS

The recipient must comply with any and all applicable requirements regarding reporting of information on civil, criminal, and administrative proceedings connected with (or connected to the performance of) either this OJP award or any other grant, cooperative agreement, or procurement contract from the federal government. Under certain circumstances, recipients of OJP awards are required to report information about such proceedings, through the federal System for Award Management (known as "SAM"), to the designated federal integrity and performance system (currently, "FAPIIS").

The details of recipient obligations regarding the required reporting (and updating) of information on certain civil, criminal, and administrative proceedings to the federal

designated integrity and performance system (currently, "FAPIS") within SAM are posted on the OJP web site at <https://ojp.gov/funding/FAPIS.htm> (Award condition: Recipient Integrity and Performance Matters, including Recipient Reporting to FAPIS), and are incorporated by reference here.

42

To the extent that direct services will be provided to participants as a component of the JMHCP project, grant funds must be used to support a target population that includes adults or juveniles who: 1) have been diagnosed as having MI or CMISA or manifest obvious signs of MI or CMISA during arrest or confinement or before any court; 2) have been unanimously approved for participation in a program funded under this award by (as appropriate) the relevant prosecuting attorney, defense attorney, probation or corrections official, judge, and a representative from the relevant mental health agency, and having been determined by each of these relevant individuals to not pose a risk of violence to any person in the program, or the public; and 3) have not been charged with or convicted of any sex offense (as defined at 34 U.S.C. § 20911) or any offense relating to the sexual exploitation of children, or murder or assault with intent to commit murder.

43

Recipient understands that significant project delays (over 90 days) may lead to increases in the required cost match, pursuant to 34 USC 10651(d), and agrees to cooperate with BJA on any budget revisions that may be necessary, particularly following such significant project delays. Recipient further understands that the required match set forth in the proposed budget and any budget revisions will be reviewed in accordance with statutory requirements, leading to a total match amount for which the recipient will be responsible.

44

JMHCP Planning Phase: The recipient may incur obligations, expend, and draw down funds in an amount not to exceed \$100,000 for the sole purpose of completing the required planning phase during which it must develop a Planning and Implementation Guide. The grantee is not authorized to incur any additional obligations, make any additional expenditures, or drawdown any additional funds until BJA has reviewed and approved the grant recipient's completed Planning and Implementation Guide and has issued an Award Condition Modification (ACM) removing this condition.

45

Conditional Clearance

The recipient may not obligate, expend or draw down funds until the Office of the Chief Financial Officer (OCFO) has approved the budget and budget narrative and an Award Condition Modification (ACM) has been issued to remove this award condition.

46

Recipient may not obligate, expend or drawdown funds until the Bureau of Justice Assistance, Office of Justice Programs has received and approved the required application attachment(s) and has issued an Award Condition Modification (ACM) releasing this award condition.



I have read and understand the information presented in this section of the Federal Award Instrument.

✓ Award Acceptance

Declaration and Certification to the U.S. Department of Justice as to Acceptance

By checking the declaration and certification box below, I--

- A. Declare to the U.S. Department of Justice (DOJ), under penalty of perjury, that I have authority to make this declaration and certification on behalf of the applicant.
- B. Certify to DOJ, under penalty of perjury, on behalf of myself and the applicant, to the best of my knowledge and belief, that the following are true as of the date of this award acceptance: (1) I have conducted or there was conducted (including by applicant's legal counsel as appropriate and made available to me) a diligent review of all terms and conditions of, and all supporting materials submitted in connection with, this award, including any assurances and certifications (including anything submitted in connection therewith by a person on behalf of the applicant before, after, or at the time of the application submission and any materials that accompany this acceptance and certification); and (2) I have the legal authority to accept this award on behalf of the applicant.
- C. Accept this award on behalf of the applicant.
- D. Declare the following to DOJ, under penalty of perjury, on behalf of myself and the applicant: (1) I understand that, in taking (or not taking) any action pursuant to this declaration and certification, DOJ will rely upon this declaration and certification as a material representation; and (2) I understand that any materially false, fictitious, or fraudulent information or statement in this declaration and certification (or concealment or omission of a material fact as to either) may be the subject of criminal prosecution (including under 18 U.S.C. §§ 1001 and/or 1621, and/or 34 U.S.C. §§ 10271-10273), and also may subject me and the applicant to civil penalties and administrative remedies under the federal False Claims Act (including under 31 U.S.C. §§ 3729-3730 and/or §§ 3801-3812) or otherwise.

Agency Approval

Title of Approving Official	Name of Approving Official	Signed Date And Time
Principal Deputy Assistant Attorney General	Amy Solomon	12/14/21 8:35 AM

Authorized Representative



Entity Acceptance

Title of Authorized Entity Official

Signed Date And Time

**RESOLUTION AUTHORIZING THE COLLECTOR OF TAXES
TO REFUND PAYMENT TO THE LISTED TAXPAYER DUE TO AN
OVERPAYMENT OF TAXES DUE TO A DUPLICATE PAYMENT**

WHEREAS, certain West Orange property owners or their mortgage company have made a duplicate payment for the first quarter 2022 taxes;

WHEREAS, the Tax Collector of the Township of West Orange has indicated that such Taxpayers or their mortgage company are entitled to refunds to the extent of such overpayments;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Orange that the Tax Collector and the Treasurer of the Township of West Orange be and they are hereby authorized, empowered and directed to cause to be paid to the taxpayers on the attached list sums in full and final satisfaction of the overpayment of the 2022 taxes.

Block	Lot	Name & Address	Amount
58.04	25	Dennis & Mary Dowd PO Box 3005 West Orange, NJ 07052	\$3,918.00
134.01	45.01	Miguel Hernandez & Grace Alvarado 12 Samuel Street West Orange, NJ 07052	\$2,917.00
154.21	42	Mr. Cooper PO Box 650783 Dallas, TX 75265-0783	\$3,944.00
TOTAL:			\$10,779.00

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

Susan McCartney
Council President

Adopted: March 1, 2022

I hereby certify funds are available from: _____
Account No./Amount

John Gross
Chief Financial Officer

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>Type of Event/Date</u>	<u>Place</u>	<u>RL No.</u>
The Foundation at University Hospital	On Premise 50/50 June 13, 2022	750 Eagle Rock Avenue	7746
F.N. Brown School & Community Association	On Premise 50/50 March 31, 2022	481 Eagle Rock Avenue	7747
F.N. Brown School & Community Association	On-Premise Merchandise March 31, 2022	481 Eagle Rock Avenue	7748
Special Olympics NJ	On Premise 50/50 May 13, 2022	Essex Fells Country Club Eagle Rock Avenue	7749
Special Olympics NJ	On Premise Merchandise May 13, 2022	Essex Fells Country Club Eagle Rock Avenue	7750

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

Susan McCartney
Council President

Adopted: March 1, 2022

RESOLUTION

WHEREAS, the Township of West Orange has advertised for bids, pursuant to the New Jersey Local Public Contracts Law (N.J.S.A. 40A:11-1) for the Mellon Avenue Sanitary Sewer Improvement Project; and

WHEREAS, at the date time and place advertised for the opening of said bids, the Township did receive seven bids; and

WHEREAS, the Township Engineer reported that the successful bidder has strictly complied with the bid specifications and is the lowest responsible bidder; and

WHEREAS, the Township Council of the Township of West Orange has considered said bids and has further considered the recommendation of the Township Engineer as to the award of said bid.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that the contract for the Mellon Avenue Sanitary Sewer Improvement Project is hereby awarded to:

**MESSERCOLA EXCAVATING COMPANY, INC.
549 E. 3RD STREET
PLAINFIELD, NJ 07060**

in the amount of \$150,037.00.

BE IT FURTHER RESOLVED that Certified Checks and/or Bid bonds of all except the lowest responsible bidder be forthwith returned, and the Mayor and Township Clerk be and they hereby are respectively authorized to execute and attest a contract for the foregoing.

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

Susan McCartney, Council President

Adopted: March 1, 2022

I hereby certify funds are available from Account No.:

\$150,037.00

John Gross, Chief Financial Officer

**MELLON AVENUE SANITARY SEWER IMPROVEMENTS PROJECT
SUMMARY OF BIDS**

1. Messercola Excavating 549 E. Third St. Plainfield, NJ 07060	\$150,037.00
2. Crossroads Paving Company 386 South Street #169 Newark, NJ 07105	\$176,088.00
3. Grabowski Construction 770 Northfield Avenue West Orange, NJ 07052	\$189,848.00
4. Colonnelli Bros., Inc. 409 South River Street Hackensack, NJ 07601	\$223,205.00
5. Shauger Property Services, Inc. 429 Dodd Street East Orange, NJ 07017	\$225,997.00
6. Kulpeksa Land Improvement Corp 248 Franklin Avenue Rockaway, NJ 07866	\$281,946.00
7. Montana Construction Inc. 80 Contant Avenue Lodi, NJ 07644	\$519,642.00
8. KDP Developers, Inc. 424 Coventry Drive Phillipsburg, NJ 08865	NO BID
9. Construct Connect 30 Technology Parkway South, Ste 100 Norcross, GA 30092	NO BID

MESSERCOLA



EXCAVATING

549 E. 3RD ST., PLAINFIELD, NJ 07060
908-561-4243 (MAIN OFFICE) 908-205-5249 (FAX)

SITE WORK ♦ LAND CLEARING ♦ DEMOLITION ♦ TRUCKING ♦ DGA ♦ FILL ♦ GRAVEL ♦ MULCH ♦

12/30/21

Township of West Orange
Dept of Public Works/Engineering
25 Lakeside Avenue
West Orange, NJ, 07052

Attn: Tina Benevento

Re: Mellon Avenue Sanitary Sewer Project

Messercola Excavating accepts the extension of the bid “Mellon Avenue Sanitary Sewer Improvements” another 60 days from the date December 12, 2021. We are willing to extend the contract again until March 15, 2022.

If you have any questions, please reach out to the president of Messercola Excavating, Fernando at 908-482-9570.

Sincerely,

Fernando Messercola

**RESOLUTION OF THE TOWNSHIP OF WEST ORANGE AUTHORIZING THE
EXECUTION OF MEMORANDUM OF UNDERSTANDING AND INTERIM
REDEVELOPMENT AGREEMENT AND DESIGNATING THE MBS GROUP AS
CONDITIONAL-REDEVELOPER FOR FILM SERVICES OVERLAY DISTRICT
(FSOD) OF THE DOWNTOWN REDEVELOPMENT PLAN.**

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq., as amended and supplemented (“Redevelopment Law”), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, the Township, acting by resolution, determined that a portion of the downtown was an “area in need of redevelopment” (the “Downtown Redevelopment Area”) in accordance with N.J.S.A. 40A:12A-6(b); and

WHEREAS, on February 9, 2003 the Township Council approved an Ordinance adopting a redevelopment plan for the Downtown Redevelopment Area (the “Original Redevelopment Plan”); and

WHEREAS, the Original Redevelopment Plan has been amended by “Amendments to Downtown Redevelopment Plan,” the “First Amendment,” adopted August 15, 2006, the “Second Amendment,” adopted March 6, 2007, and the “Third Amendment,” adopted in 2010; and

WHEREAS, while some redevelopment has occurred, a large portion of the Downtown Redevelopment Area has remained stagnant and undeveloped for many years; and

WHEREAS, the Township is pursuing other more viable and feasible development alternatives for the Downtown Redevelopment Area; and

WHEREAS, on September 14, 2021, by Ordinance No. 2656-21, the Township adopted a fourth redevelopment plan, entitled Fourth Amendment to Downtown Redevelopment Plan, Township of West Orange, New Jersey (the “Fourth Amended Redevelopment Plan”); and

WHEREAS, the Fourth Amended Redevelopment Plan creates a new overlay zone (the Film Services Overlay District (the “FSOD”), which provides for film production activities adjacent to the location of the world's first film production studio, the Black Maria, which was on the grounds of what is now the Thomas Edison National Historical Park; and

WHEREAS, the FSOD is comprised of the following properties:

Block 63, Lots 24, 25, 33.01, 33.02, 36, 37, 38, 39 and 41, located East of Standish Avenue and south of Lakeside Avenue;

Block 64, Lots 2.01, 2.03, 2.04, 3.02, 28, 30, 31, 32, 33, 34, 34.01, 38, 42.02, 49 and 49.01, located East of Ashland Avenue, South of Lakeside Avenue and West of Standish Avenue; and

Block 115, Lots 15, 16 and 16.01 and 51, located North of Lakeside Avenue, West of Watchung Avenue and South of Columbia Street

(all of the foregoing properties comprising the FSOD referred to herein as the “Project Site”); and

WHEREAS, the Redevelopment Law, N.J.S.A. 40A:12A-8(f), authorizes the Township to arrange or contract with a redeveloper for the undertaking of any project or redevelopment work in an area designated as an area in need of redevelopment; and

WHEREAS, the Township has been in discussions with Conditional Redeveloper regarding redevelopment of the Project Site pursuant to the FSOD zoning standards under the Fourth Amended Redevelopment Plan; and

WHEREAS, project proposed by Conditional Redeveloper will be consistent with the current redevelopment plan; and

WHEREAS, the redevelopment work will call for, among other things, demolition of existing improvements and construction of new improvements (the “Project Improvements”); and

WHEREAS, the Township has determined that it is appropriate to conditionally designate The MBS Group as the redeveloper of the Project Site and to authorize the execution of the Memorandum of Understanding and Interim Redevelopment Agreement, in the form attached hereto as Exhibit A.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of West Orange, as follows:

Section 1. The MBS Group or its assignee (“MBS”) is hereby conditionally designated as the redeveloper of the Project Site and the Township will negotiate exclusively with MBS to enter into a redevelopment agreement with respect to the Project Site.

Section 2. The Township and MBS shall each reserve the right, in their sole discretion, to determine whether and on what terms to enter into such an agreement.

Section 3. The within designation is hereby made for a limited period of one hundred and eighty (180) days from the date hereof, subject to extension by mutual agreement of the parties.

Section 4. The execution of the Memorandum of Understanding and Interim Redevelopment Agreement in the form attached hereto as Exhibit A by the Mayor is hereby authorized and approved.

Section 5. This resolution shall take effect immediately.

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

Susan McCartney, Council

Adopted : March 1, 2022

**MEMORANDUM OF UNDERSTANDING AND
INTERIM REDEVELOPMENT AGREEMENT**

THIS MEMORANDUM OF UNDERSTANDING AND INTERIM REDEVELOPMENT AGREEMENT (this “MOU”) dated as of March 1, 2022 by and between The MBS Group, having an address of 1600 Rosecrans Avenue, Manhattan Beach, California 90266, and/or its assignee, as provided herein (the “Conditional Redeveloper”), and the TOWNSHIP OF WEST ORANGE, a municipal corporation of the State of New Jersey, having offices at 66 Main Street, West Orange, NJ 07052 (the “Township”), collectively referred to as the “Parties.”

WHEREAS, the Local Redevelopment and Housing Law, N.J.S.A. 40A:12A-1, et seq., as amended and supplemented (“Redevelopment Law”), provides a process for municipalities to participate in the redevelopment and improvement of areas in need of redevelopment; and

WHEREAS, the Township, acting by resolution, determined that a portion of the downtown was an “area in need of redevelopment” (the “Downtown Redevelopment Area”) in accordance with *N.J.S.A. 40A:12A-6(b)*; and

WHEREAS, on February 9, 2003 the Township Council approved an Ordinance adopting a redevelopment plan for the Downtown Redevelopment Area (the “Original Redevelopment Plan”); and

WHEREAS, the Original Redevelopment Plan has been amended by “Amendments to Downtown Redevelopment Plan,” the “First Amendment,” adopted August 15, 2006, the “Second Amendment,” adopted March 6, 2007, and the “Third Amendment,” adopted in 2010; and

WHEREAS, while some redevelopment has occurred, a large portion of the Downtown Redevelopment Area has remained stagnant and undeveloped for many years; and

WHEREAS, the Township is pursuing other more viable and feasible development alternatives for the Downtown Redevelopment Area; and

WHEREAS, on September 14, 2021, by Ordinance No. 2656-21, the Township adopted a fourth redevelopment plan, entitled *Fourth Amendment to Downtown Redevelopment Plan, Township of West Orange, New Jersey* (the “Fourth Amended Redevelopment Plan”); and

WHEREAS, the Fourth Amended Redevelopment Plan creates a new overlay zone (the Film Services Overlay District (the “FSOD”), which provides for film production activities adjacent to the location of the world's first film production studio, the Black Maria, which was on the grounds of what is now the Thomas Edison National Historical Park; and

WHEREAS, the FSOD is comprised of the following properties:

Block 63, Lots 24, 25, 33.01, 33.02, 36, 37, 38, 39 and 41, located East of Standish Avenue and south of Lakeside Avenue;

Block 64, Lots 2.01, 2.03, 2.04, 3.02, 28, 30, 31, 32, 33, 34, 34.01, 38, 42.02, 49 and 49.01, located East of Ashland Avenue, South of Lakeside Avenue and West of Standish Avenue; and

Block 115, Lots 15, 16 and 16.01 and 51, located North of Lakeside Avenue, West of Watchung Avenue and South of Columbia Street

(all of the foregoing properties comprising the FSOD referred to herein as the “Project Site”); and

WHEREAS, the Redevelopment Law, N.J.S.A. 40A:12A-8(f), authorizes the Township to arrange or contract with a redeveloper for the undertaking of any project or redevelopment work in an area designated as an area in need of redevelopment; and

WHEREAS, the Township has been in discussions with Conditional Redeveloper regarding redevelopment of the Project Site pursuant to the FSOD zoning standards under the Fourth Amended Redevelopment Plan; and

WHEREAS, project proposed by Conditional Redeveloper will be consistent with the current redevelopment plan; and

WHEREAS, the redevelopment work will call for, among other things, demolition of existing improvements and construction of new improvements (the “Project Improvements”); and

WHEREAS, the Township and Conditional Redeveloper have engaged in such preliminary negotiations and the Township has determined that it is in the best interests of the Township to enter into additional and further negotiations with Conditional Redeveloper and therefore to enter into this MOU with Conditional Redeveloper regarding redevelopment of the Project Site.

NOW, THEREFORE, in consideration of the Parties’ promises and mutual representations, covenants and agreements set forth herein, the Parties, each binding itself, its successors and assigns, do hereby mutually promise, covenant and agree as follows:

1. **Designation as Conditional Redeveloper.** The Township has, pursuant to Resolution No. 44-22, designated The MBS Group as Conditional Redeveloper for the Project Improvements on the Project Site within the Downtown Redevelopment Area, pursuant to this MOU, and hereby agrees to negotiate solely and exclusively with Conditional Redeveloper for a

period of one hundred and eighty (180) days from the date of this MOU, in good faith, for the redevelopment of the Project Site, which period can be extended by the Parties' mutual written agreement.

2. **Redevelopment Agreement.** The Parties hereby agree to immediately commence good faith negotiations of the intended terms and conditions of a Redevelopment Agreement and other agreements, which shall include, but not be limited to, provisions for the following: project schedule; financial guarantee(s); financial assistance, compliance with the Redevelopment Plan; local planning approval; property acquisition, environmental remediation and project oversight. During the term of this MOU, and any extension thereof, the Township shall negotiate exclusively with Conditional Redeveloper and shall not solicit, consider or negotiate with any other person or entity for the redevelopment of the Project Site.

3. **Amendments.** Any and all amendments to this MOU shall be in writing and shall require the mutual agreement of both Parties.

4. **Entire Agreement.** This MOU sets forth all of the promises, covenants, agreements, conditions and undertakings between the Parties hereto with respect to the subject matter hereto, and supersedes all prior or contemporaneous agreements and undertakings, inducements or conditions, express or implied, oral or written, between the Parties hereto.

5. **Not Binding on Individuals.** No covenant, condition or agreement contained in this MOU shall be deemed to be the covenant, condition or agreement of any past, present or future member, manager, trustee, official, officer, agent or employee of either Party, in his or her individual capacity, and neither the members, managers, trustees, officials, officers, agents or employees of such Party or Parties, nor any individual executing this MOU, shall be personally

liable on this MOU or by reason of the execution hereof by such person, or arising out of any transaction or activity relating to this MOU.

6. **Governing Law.** The terms of this MOU shall be governed, construed, interpreted and enforced in accordance with the laws of the State of New Jersey, including all matters of enforcement, validity and performance.

7. **Non-Binding Effect.** Except for the Township's obligation to negotiate exclusively and in good faith with Conditional Redeveloper, as well as Conditional Redeveloper's obligation to negotiate in good faith, this MOU does not constitute a binding commitment between the Parties hereto, as the Parties' respective rights and obligations remain to be fully defined in their Redevelopment Agreement(s).

8. **Counterparts.** This MOU may be executed in counterparts. All such counterparts shall be deemed to be originals and together shall constitute but one and the same instrument.

9. **Effective Date.** This MOU shall become effective upon the execution of this MOU.

10. **Termination.** In the event that the Parties are unable to reach agreement on the terms of a Redevelopment Agreement, this MOU shall be automatically terminated and the designation of The MBS Group as the Conditional Redeveloper of the Project Site shall also be immediately terminated and the Parties shall have no further obligations under this MOU with respect to the Project Site.

IN WITNESS WHEREOF, the parties hereto have caused this Memorandum of Understanding and Interim Redevelopment Agreement to be properly executed and their corporate seals (where applicable) affixed and attested to as of the day and year first above written.

ATTEST:

THE TOWNSHIP OF WEST ORANGE

Karen J. Carnevale, RMC, Clerk

By: _____
Robert D. Parisi, Mayor

WITNESS:

**THE MBS GROUP
CONDITIONAL REDEVELOPER**

By: _____

By: _____

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 25 SECTION 28
OF THE GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE,
ENTITLED "STEEP SLOPE AND NATURAL FEATURES ORDINANCE"**

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, in the County of Essex and State of New Jersey that Chapter 25 Section 28 of the Revised General Ordinances of the Township of West Orange is hereby amended and supplemented as follows:

I. PURPOSE

It is the purpose of this chapter to provide development controls for all lands located within the Township of West Orange that have within their boundaries topographical conditions hereinafter defined as "steep slopes." These controls are enacted to minimize the potentially adverse impacts associated with disturbance of steeply sloped areas. The most appropriate method of alleviating such conditions is through the regulation of soil disturbance, vegetation removal in steep slope areas, limitation of building and impervious coverage, reduce densities and increase lot areas. Such regulation promotes and protects the public health, safety and welfare of the Township in their existing physical state or condition as of the effective date of the enactment of this chapter.

II. CHAPTER 25-28 SHALL BE AND HEREBY IS AMENDED AND REVISED TO READ AS FOLLOWS:

§ 25-28 STEEP SLOPE AND NATURAL FEATURES ORDINANCE.

§ 25-28.1 Background.

Disturbances of steep slopes results in accelerated erosion processes from storm water runoff and the subsequent sedimentation of water bodies with the associated degradation of water quality and loss of aquatic life support. Related effects include soil loss, changes in natural topography and drainage patterns, increased flooding potential, further fragmentation of forest and habitat areas, and compromised aesthetic values. It has become widely recognized that disturbance of steep slopes should be restricted or prevented based on the impact disturbance of steep slopes can have on water quality and quantity, and the environmental integrity of landscapes.

§ 25-28.2 Statement of Purpose.

It is the purpose of this chapter to provide development controls for all lands located within the Township of West Orange that have within their boundaries topographical conditions hereinafter defined as "steep slopes." These controls are enacted to minimize the potentially adverse impacts associated with disturbance of steeply sloped areas. The most appropriate method of alleviating such conditions is through the regulation of soil disturbance and vegetation removal in steep slope areas; limitation of building and impervious coverage; and reductions of densities and increase in lot areas in areas of steep slope. Such regulation promotes and

protects the public health, safety and welfare of the Township in their existing physical state or condition as of the effective date of the enactment of this chapter.

It is also the purpose of this chapter to provide for environmentally sound development of a lot with adequate area located outside of natural features for the use and enjoyment of its occupants.

§ 25-28.3 Definitions.

BEDROCK – Shall mean continuous solid rock that underlies regolith.

CLIFF FACE – Shall mean a sheer, nearly vertical slope of exposed bedrock.

DISTURBANCE – Shall mean the placement of impervious surface, the exposure or movement of soil or bedrock, or clearing, cutting, or removing of vegetation.

EFFECTIVE LOT AREA – Shall mean is an adjustment for the natural features including steep slopes, State open waters, wetlands, wetland transition areas, floodways, and riparian zones. The effective lot area shall be either equal or greater than the minimum lot area as defined in Subsection 25-7.1 Table of Districts of Regulations.

EXCESSIVE STEEP SLOPE – Shall mean any steep slope 25% or greater.

FLOOD HAZARD AREA – Shall mean the flood hazard area associated with State open waters (streams, rivers, lakes, ponds, etc.) and regulated streams as determined in accordance with the methodologies in the NJ Flood Hazard Area Control Act rules N.J.A.C. 7:13 et seq. The flood hazard area shall be determined by NJDEP in a Flood Hazard Area Verification pursuant to these rules.

FLOODWAY – Shall mean the floodway area associated with certain State open waters (streams, rivers) and regulated streams as determined in accordance with the methodologies included in the NJ Flood Hazard Area Control Act rules N.J.A.C. 7:13 et seq. The floodway shall be as determined and verified by NJDEP pursuant to these rules.

IMPERVIOUS SURFACE – Shall mean any structure, surface, or improvement that reduces or prevents absorption of storm water into land, and includes porous paving, paver blocks, gravel, crushed stone, decks, patios, elevated structures and other similar structures, surfaces, or improvements.

RIDGE LINE – Shall mean the top of the First and Second Watchung Mountains as determined by an analysis of topographic maps.

ROCK CUT – Shall mean nearly vertical wall of rock created by or adjacent to roadway construction.

ROCK WASTE – Shall mean the material comprising the talus slope of sliderock.

STATE OPEN WATER – Shall mean streams, rivers, lakes and ponds as defined in the NJ Freshwater Wetlands Protection Act rules N.J.A.C. 7:7A. The location and extent of State open

water shall be as determined by the NJ Department of Environmental Protection in a Letter of Interpretation.

STEEP SLOPE – Shall mean any slope equal to or greater than 10 percent as measured over any minimum run of 10 feet. Steep slopes are determined based on contour intervals of two feet or less.

TALUS SLOPE – Shall mean the apron, cone, or embankment of the rock waste sloping outward from the base of the cliff face that is the course of the rock waste.

TOP OF CLIFF – Shall mean the portion of a hill located above the cliff face.

WETLANDS TRANSITION AREA – Shall mean wetland transition area as defined in the NJ Freshwater Wetlands Protection Act rules N.J.A.C. 7:7A. The location and extent of wetland transition areas on a lot shall be as determined by the NJ Department of Environmental Protection in a Letter of Interpretation.

WETLANDS – Shall mean wetlands as defined in the NJ Freshwater Wetlands Protection Act rules N.J.A.C. 7:7A. The location and extent of wetland transition areas on a lot shall be as determined by the NJ Department of Environmental Protection in a Letter of Interpretation.

§ 25-28.4 Applicability.

- a. This section shall apply to all applications for development in the Township of West Orange.
- b. The Planning Board or Zoning Board shall review all plans submitted under this section as part of any application for site plan or subdivision approval.
- c. The Township Engineer and the Township Planner, in all cases, shall review all applications for compliance with this section.

§ 25-28.5 Exceptions to Section 25-28.

The terms of this section shall not apply to the following:

- a. Existing single family homes built before the date of this ordinance's approval, additions to such homes or rebuilding of such homes after a disaster.
- b. Improvements for which preliminary subdivision or site plan approval or construction permits have been issued prior to the effective date of this section.
- c. Areas which previously contained structures or other improvements, or were previously graded.
- d. Other than where the exceptions set forth herein apply, all applications for subdivision or site plan approval shall be reviewed under these requirements by the applicable land use board and its professionals to determine the presence of steep slopes and other natural features, if any, on the subject property and compliance with the provisions of this

chapter. All construction permit applications that include grading or clearing of any lot, other than those within the scope of the exceptions set forth herein, shall be reviewed under these requirements by the Township Engineer and the Township Planner.

§ 25-28.6 Initial Procedure.

- a. Applicants for site plan approval or subdivision approval shall submit to the Department of Planning and Development all information and documents required by this section.
- b. The Township Planner shall process all exhibits submitted under this section in the same manner as applications for subdivision approval and/or site plan approval.

§ 25-28.7 Information Required.

- a. For all sketch plats, sketch site plans, subdivisions and site plans, the following exhibits shall be submitted:
 1. A colored topographic map, prepared, signed and sealed by a New Jersey licensed engineer and surveyor showing existing contours at two foot intervals.
 2. Areas clearly noted in different colors on the topographic map showing the following slopes as measured between two-foot contour lines designated as areas one through five: Area 1. 0% to 10%; Area 2. 10% to 14.99%; Area 3. 15% to 19.99%; Area 4. 20% to 24.99%, and Area 5. 25% percent or more.
 3. Calculations, in square footage and acres, of amount of area in the various slope categories listed above.
 4. On the colored topographical map, superimpose all existing trees as defined under the tree ordinance and mark tree to be removed.
 5. On the colored topographical map, superimpose the location of the State open waters, wetlands, wetland transition areas, flood hazard areas, floodways, and riparian zones.
 6. A separate map shall be prepared showing proposed improvements overlain on the preceding color topographic map.
- b. Where development is proposed on slopes greater than 10% as part of preliminary subdivision approval, or preliminary site plan approval, the following additional exhibits, prepared, signed and sealed by a New Jersey licensed engineer shall be submitted.
 1. Identification of soil types on the property, with specific reference to highly erodible soils as identified by the United States Department of Agriculture Soil Conservation Service or other recognized authority;
 2. Erodibility potential of exposed soils;
 3. Length, steepness and surface roughness of exposed slopes;

4. Resistance of soil to compaction and stability of soil aggregates;
5. High water table, water infiltration capacity and capacity of soil profile;
6. Type and location of construction activity, including the amount of site grading;
7. Location of construction access roads;
8. Storm water management plan;
9. Soil erosion and sediment control plan, including but not limited to a plan explaining how the applicant will minimize adverse impacts upon existing natural features;
10. Plans and specifications for any retaining walls, steps, or other soil protective structures proposed;
11. A stabilization and revegetation plan prepared, signed and sealed by a New Jersey professional engineer, including a complete description of the existing vegetation, the vegetation to be planted and slope stabilization measures to be installed;
12. The developer of a parcel with steep slopes shall submit a geotechnical analysis of the slope stability and the need for remedial work such as shaping of the rock face, pinning and/or grouting of the exposed rock for stabilization and the installation of safety netting in areas of concern. The geotechnical analysis shall be performed by a qualified Professional Geotechnical Engineer licensed in the State of New Jersey, with a minimum of five (5) years of professional experience in the geotechnical field. The analyses of local and global, rock slide, and rock face slope stability should be conducted by a qualified Professional Geotechnical Engineer adhering to the principles of Geotechnical Engineering for soil and rock mechanics, and utilizing conventional methods of analyses. The determination of slope stability should include, but is not limited to, geologic research, subsurface explorations, laboratory testing to assess soil/rock properties, visual evaluations, stereoscopic analyses of the rock face, and adequate factors of safety against failure.
13. In areas where the potential for rockslides exist, a rock fall zone, or catchment area width, shall be provided at the toe of slope. The required width of the rock fall zone would be determined by the Geotechnical Engineer utilizing established criteria such as those developed by Arthur M. Ritchie and included in the Rockfall Catchment Area Design Guide. (<https://www.dot.ny.gov/mainbusiness-center/designbuildproject13/repository/Oregon%20DOT%20Rockfall%20Area%20Design%20Guide%20-%2020141211.pdf>).
14. The developer of a parcel with steep slopes shall prepare a maintenance plan to ensure that the slope is maintained in a safe and stable condition over the years. The maintenance plan should include site inspections every two (2) years which would include visual observations with pertinent photos of the slope, rock face, and vegetation status at the site. The steep slope maintenance plan must be prepared by a New Jersey Licensed Geotechnical Engineer and must be recorded against the deed

of record for each property on which the steep slope is located. The steep slope maintenance plan should address, but not be limited to, the following: monitoring movement & property condition changes, inspection & maintenance of slope drains, installation of drought-tolerant ground cover, over-irrigation of slope landscaping, direct drainage to slopes, disposal of soil or debris on slopes, ponding of water against retaining walls, monitoring movements and property condition changes. If any deficiencies are noted during the inspection, the necessary corrective action must be taken. Copies of the inspection reports must be filed with the Township of West Orange immediately following completion of the inspection.

15. For areas at the top of a steep slope, a minimum setback of 30 ft is required from the top of slope to any proposed improvements such as buildings, roads, parking lots, septic fields, swimming pools, hot tubs, ponds, or other uses at or near the top of steep slopes, except as otherwise recommended by a qualified professional. Where development is near steep slopes greater than 30%, increase setback to a minimum of 50 feet, except as otherwise recommended by a qualified professional. The minimum setback would be established considering site-specific topographic conditions and the recommendations of the qualified Professional Geotechnical Engineer performing the slope stability analysis
16. Other engineering data deemed reasonably necessary by the Township Engineer and Planner to determine compliance with this chapter.

§ 25-28.8 Limitations on Development in Steep Slope Areas.

- a. No soil or vegetation shall be disturbed or structures constructed within 100 feet of the ridge line, cliff face, and rock cuts along the roadways or quarries as defined herein, including but not limited to those identified in Exhibit A attached hereto, dated December 4, 1989. (Exhibit A may be found on file in the Township offices.)
- b. Disturbance of steep slopes and excessive steep slopes shall not exceed the limits established in Table One.

Table 1

All Districts

Slope	Maximum Disturbed Area
1) 0 to 10%	100%
2) 10 to 14.99%	60%
3) 15 to 19.99%	40%
4) 20 to 24.99%	20%
5) 25% or greater	0%

- c. Disturbances of slopes of 25% or more is prohibited.
- d. Effective lot area for all districts (restrictions for effective lot area)

Table 2 – Effective Lot Area

(All Districts)

The area of a lot shall be reduced dependent upon the slopes present on the lot as well as the presence of other natural features including wetlands, wetland transition areas, State Open waters, floodway and riparian zones. Permitted density on the lot is based on the effective lot area. The building and impervious coverage are also computed on the effective lot area.

	Slope	Useable Lot Area	Adjustment Factor
1)	0 to 10%	100%	1.0
2)	10 to 14.99%	60%	0.6
3)	15 to 19.99%	40%	0.4
4)	20 to 24.99%	20%	0.2
5)	25%-and over	0%	0.0

- e. All wetlands, wetlands transition areas, State open waters, floodways, riparian zones, lands within 100 feet of a cliff face and lands within 100 feet of a ridge line are treated as 100% lot reduction and are excluded from effective lot area. Wetlands, wetland transition areas, State open waters, floodways, riparian zones, lands within 100 feet of a cliff face and lands within 100 feet of a ridge line in areas of steep slopes and excessive steep slopes shall be counted once as a 0.0 area of disturbance and not result in a further reduction of useable lot area.

Example: A six-acre parcel where one acre is 0% to 10% slope has no adjustment. One acre at 10% to 14.99% is 0.6, One acre at 15% to 19.99% will be 0.4, One acre at 20% to 24.99% is 0.2 and one acre at 25% and over is 0.0. Next step is to add 1, 0.6, 0.4, 0.2, and 0 which equals 2.2. That means in the six-acre parcel the effective lot area is 2.2 acres.

- f. The land use board's review and the Municipal Engineer's review of applications for construction, soil disturbance, or vegetation removal subject to these requirements shall include a review of the submissions required by this section of this chapter. The review will include an evaluation of the following factors:
 - 1. The proposed activity will be conducted in compliance with Hudson-Essex-Passaic Soil Conservation District requirements and Chapter 30 Soil Removal.

2. Provisions shall be made for the proper disposition of surface water runoff so that it will not increase unstable conditions. Appropriate storm drainage facilities will be constructed.
3. Provision shall be made for any structure of protective measure that may be required for the protection of public safety or to prevent erosion, including but not limited to, retaining walls, guide rails, headwalls and fences.
4. Any proposed building or structure or other protective measures shall not impede the flow of surface water through any watercourse.
5. Any proposed vehicular facilities including roads, drives or parking areas shall be designed to comply with this section and the Hudson-Essex-Passaic Soil Conservation District requirements.
6. Grades along streets and driveways shall be governed by the Residential Site Improvement Standards. The connection of any driveway to street shall be by a vertical curve of sufficient radius to provide a smooth transition. The horizontal angle of intersection of a driveway with a street shall not be less than 60° degrees.
7. Any fill placed on the lot shall be properly stabilized and, when found necessary, depending upon existing slopes and soil types, supported by retaining walls and other appropriate structures as approved by the Township Engineer.
8. Sidewalk, driveways, new streets and walkway slopes shall not exceed 6% unless a ramp and steps are provided, except where superseded by the Residential Site Improvement Standards.
9. There shall be no alteration of site elevations in excess of one foot within five feet of an adjoining property.
10. Changes in the grade shall not exceed slope of three to one unless supported by retaining walls.
11. Retaining walls will comply with the applicable wall height requirements for the zone in which the property is located. All retaining walls greater than four feet in height shall require a variance and certification by a professional engineer that the wall was constructed in accordance with approved plans.
12. Fill material shall not consist of or include organic material, nor rocks greater than eight inches in diameter. Fill material shall be compacted to 90% of the maximum density.
13. Reasonable efforts shall be made to conserve topsoil which is removed during construction for later use on areas requiring vegetation of landscaping; e.g. cut and fill slopes.
14. No structure on the slope shall be located within 60 feet of the bottom of the

cliff.

15. Design guidelines: Structures shall be built on the lesser slopes. No structure shall be built on the talus slope of the cliff face.
16. Tree removal on the site shall be subject to the Township's Tree Protection Ordinance § 25-27.
17. Vegetation and Revegetation.
 - (a) The developer shall submit a stabilization and revegetation plan in accordance with Chapter 30.
 - (b) Every effort shall be made to conserve topsoil which is removed during construction for later use on areas requiring vegetation or landscaping, e.g., cut and fill slopes.
 - (c) Every effort shall be made to preserve the maximum number of trees and other existing vegetation on the site and to avoid disturbance of the critical upland forest area, and to preserve unique and predominant views.

§ 25-28.9 Adequate Contiguous Area.

When a lot contains rock formations, wetlands, wetland transition areas, State open waters, floodway, riparian zones, slopes exceeding 10%, land within 100 feet of a cliff face, land within 100 feet of a ridge line, depth to bedrock of less than four feet, or similar constraining conditions, the appropriate Board (Planning or Zoning), after adequate investigation, shall determine whether adequate continuous area free of restraining conditions exist. In such an instance, it must be demonstrated that there is an adequate contiguous area on the lot which is free of constraining factors and which is sufficient to accommodate the proposed development, including but not limited to, all access drives, parking areas, front, rear and side yards and the like, constructed in accordance with all the provisions of this section. The unconstrained area shall have a width as defined in § 25-4 lot width, but for a depth sufficient to build a structure, within the minimum bulk requirements.

§ 25-28.10 Variances.

Any applicant subject to the requirements of this chapter seeking to construct, disturb or clear in excess of the requirements of this ordinance shall require a variance under N.J.S.A 40:55D-70(c).

III. REPEAL OF CONFLICTING ORDINANCES

Any Ordinances of the Township that are in conflict with this Ordinance are hereby repealed to the extent of such conflict. Except that this Ordinance does not supersede Chapter 31.

IV. 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.

V. EFFECTIVE DATE

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

ROBERT D. PARISI, MAYOR

**SUSAN McCARTNEY
COUNCIL PRESIDENT**

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

INTRODUCED: March 1, 2022

ADOPTED: March 15, 2022

Legislative History

The Township of West Orange is located in an area of steep slopes. In addition, over recent years the Township has been experiencing severe weather conditions as a result of global warming and climate change. The purpose of the ordinance changes is to ensure that the health, safety and welfare of the residents of the Township is protected in light of the climate changes that are occurring.