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2. Public Meeting Agenda

Documents:

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3. Resolution(S)

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3.II. 378-23

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[378-23 CDBG RFP AND RESPONSES TO RFP-2023.PDF](#)

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3.IV. 380-23

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3.XII. 388-23

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5.IV. 2829-23

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REVISED

Township of West Orange
CONFERENCE MEETING AGENDA
Council Chambers – 66 Main Street
Monday, November 20, 2023
Meeting No. 26

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 23, 2022 and published in the West Orange Chronicle on December 1, 2022.

Roll Call – Councilwoman Casalino, Councilwoman Ghebremicael, Councilman Rutherford, Councilwoman Scarpa, Council President Williams, Mayor McCartney

=====

6:30 P.M.

- **Pancreatic Cancer Awareness Day – November 16, 2023**
- **Presentation: Downtown Redevelopment Area**
- **Council Liaison Announcements**
- **Public Meeting – 7:00 p.m.**

REVISED
PUBLIC MEETING AGENDA
Township of West Orange
66 Main Street – 7:00 p.m.
Monday, November 20, 2023
Meeting No. 26

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 23, 2022 and published in the West Orange Chronicle on December 1, 2022.

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 Ghebremicael, Councilman Rutherford, Councilwoman Scarpa, Council President Williams, Mayor McCartney

Invocation

- 1. Public Comment**
- 2. *Consent Agenda**
- 3. *Approval of Minutes of Previous Meeting – Public Meeting 10.24.23**
- 4. *Report of Township Officers**
 - a. 2023 Best Practices Inventory**
- 5. *Reading of Petitions and Communications and Bids-None**
- 6. *Bills – 11.20.23**
- 7. *Resolutions**
 - a. 377-23 Resolution Authorizing Helicopter Landing at Montclair Golf Club for Santa Arrival 2023 (Legal-Gengaro)**
 - b. 378-23 Resolution Authorizing a Professional Services Contract to Greenman Pederson, Inc., 301 Gibraltar Drive, Suite 2A, Morris Plains, NJ 07950 for the 2023 Community Block Development Block Grants Road Improvement Rehabilitation of Valley Road from Kingsley Street to Northfield Avenue (Carballo)**
 - c. 379-23 Resolution Appointing Zayibeth Carballo and James William as the Township of West Orange Community Development representatives to the Essex County Division of Housing and Community Development for the year 2023 (Carballo)**
 - d. 380-23 Resolution Authorizing the Purchase of Ammunition and Related Accessories for the West Orange Police Department through a State Contract Vendor (Reynolds)**
 - e. 381-23 Resolution Authorizing the Collector Of Taxes To Refund Payment to the Listed Taxpayer Due to an Overpayment of Taxes Due to a Duplicate Payment (Longo)**

- f. **382-23** Resolution Of The Township Of West Orange, In The County Of Essex, State Of New Jersey, Authorizing A \$25,000 Emergency Appropriation Pursuant To N.J.S.A. 40a:4-48 To Fund Necessary Improvements In The Township As A Result Of A Storm Sewer Pipe Collapsing On South Valley Road (Under 3% Limitation) (Gross)
- g. **383-23** Resolution Authorizing a Professional Services Contract with Greenman-Pedersen, Inc., 301 Gibraltar Drive, Suite 2A, Morris Plains, NJ 07950, to Provide Professional Engineering Services for Traffic Count at the Intersection of Valley Road and Mitchell Street in an Amount NTE \$2,180.00. (Carbello)
- h. **384-23** Resolution Concerning Pending Cannabis Letters of Support (Legal-Trenk)
- i. **385-23** **REMOVED**
- j. **386-23** Resolution Approving a Local Cannabis Retail License for West Orange Wellness, LLC, 26 So. Valley Road, West Orange, NJ (Legal-Trenk)
- k. **387-23** Resolution Approving CCRB Members Commencing January 1, 2024 (Legal-Trenk)
- l. **388-23** Resolution to Authorize the Purchase and Installation Police Equipment, specifically Dispatch Furniture through the Union County Cooperative Pricing System Contracts # UCCP 8-2022 IT Infrastructure, Fiber Optic Network Advanced Applications and Services (Reynolds)
- m. **389-23** Resolution Authorizing the Competitive Contracting Process for a Vendor to Design and Build of Various Solar Facilities on Township Property (Reynolds)
- n. **390-23** Resolution of the Township of West Orange, in the County Of Essex, State of New Jersey Providing for the Issuance of Special Emergency Notes in an Amount Not To Exceed \$1,500,000 to Fund Contractually Required Severance Liabilities Resulting from the Retirement of Employees in the Township (Gross)
- o. **391-23** Resolution Authorizing an Award of Contract for the Ginny Duenkel Pool Electrical Improvements to O'Malley Electric, LLC, 10 West Thomas Street, Wharton, NJ 07885 in an amount NTE \$123,456.00 (Carballo)
- p. **392-23** Resolution Authorizing the Township to Apply For and Obtain a Grant from the New Jersey Department of Community Affairs American Rescue Plan Firefighter Grant for Approximately \$70,500 to Carry Out a Project to Obtain Personal Protective Equipment for Turnout Gear for the West Orange Fire Department (Kapura)
- q. **393-23** Resolution Authorizing The Collector Of Taxes To Refund Payment To The Listed Taxpayer Due To An Overpayment Of Taxes Due To A Duplicate Payment (Longo)
- r. **394-23** Resolution Authorizing an Emergency Appropriation to Grabowski Construction, 770 Northfield Avenue, West Orange, NJ 07052 for Emergency Storm Sewer Construction to the Township's Storm Sewer Pipe on South Valley Road in an Amount not to exceed \$31,243.02 (Carballo)
- s. **395-23** Resolution Authorizing a Contract with Brown and Brown, Roseland, NJ for Insurance Brokerage Services for a Term of Two (2) Years, with an Option to Extend for One Additional Year (Gross)

8. Ordinances on Second and Final Reading

- a. **2824-23** An Ordinance Amending And Supplementing Chapter 7, Traffic, Subsection 7-32.1 Handicapped Parking On Streets And Subsection 7-32.2, Restricted Parking Zones, Of The Revised General Ordinances Of The Township Of West Orange - 116 Watchung Ave., 46 Watson Ave., 26 Nutman Place (Carballo)
- b. **2825-23** Ordinance Of The Township Of West Orange, In The County Of Essex, State Of New Jersey Providing For A Special Emergency Appropriation In An Amount Not To Exceed \$1,500,000 To Fund Contractually Required Severance Liabilities Resulting From The Retirement Of Employees In The Township (Gross)

9. Ordinances on First Reading

- a. **2826-23** An Ordinance Amending and Supplementing Chapter 7, Traffic, Subsection 7-32.2 Restricted Parking Zones and 7-32.3 Handicapped Parking In Municipal Parking Lots and Board Of Education Property Of The Revised General Ordinances of the Township Of West Orange – 77 Mitchell Street and 21 Lafayette Street (Carballo)
- b. **2827-23** An Ordinance Amending Chapter 21, Section ____ Of The Revised General Ordinances Of The Township Of West Orange-Gas Leaf Blowers (Legal-Trenk)
- c. **2828-23** An Ordinance Amending and Supplementing Chapter 7, Traffic, Subsection 7-25, Loading Zones, Subsection 7-14.7, Alternate Side Parking, and 7-14.1, Night Parking Restricted of the Revised General Ordinances of the Township Of West Orange – Chestnut Street (Carballo)
- d. **2829-23** Bond Ordinance Providing For Various 2023 Capital Acquisitions And Improvements, By And In The Township Of West Orange, In The County Of Essex, State Of New Jersey; Appropriating \$6,300,000 Therefor And Authorizing The Issuance Of \$6,000,000 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof (Gross)
- e. **2830-23** Bond Ordinance Providing For Various 2023 Capital Improvements, By And In The Township Of West Orange, In The County Of Essex, State Of New Jersey; Appropriating \$6,104,494 Therefor And Authorizing The Issuance Of \$5,813,800 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof And Cancelling Amounts From Various Ordinances Not Being Used For Their Original Purpose (Gross)
- f. **2831-23** Bond Ordinance Providing For Various Street Improvements, By And In The Township Of West Orange, In The County Of Essex, State Of New Jersey; Reappropriating \$638,005.28 In Excess Bond And Note Proceeds From Various Bond Ordinances, Not Needed For Their Original Purpose, To Finance The Costs Thereof (Gross)

10. Pending Matters/New Matters/Council Discussion

- Tree Ordinance
- **2024 Township Council Meeting Dates**

11. ABC Hearing-None

12. Adjournment

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

Agenda is subject to change.

Please use the link below to join the webinar:

<https://us06web.zoom.us/j/83998423600?pwd=7W0CXE3ca03RTmkhDHhT4TtWNDng.PDHk-IsqYdqZnTgg>

Webinar ID: 839 9842 3600

Passcode: 024750

Next Meeting Date(s):

Township Council Meeting – December 5, 2023

RESOLUTION

WHEREAS, for many years Montclair Golf Club (the Club”), located at 25 Prospect Avenue, West Orange, New Jersey 07052, has arranged for a small helicopter to land on the grounds of the Club to deliver Santa Claus to Club members and their guests in attendance for a holiday celebration; and

WHEREAS, this year’s annual Santa Claus event is scheduled for **Sunday, December 3, 2023** at approximately 11:00 a.m. and again on **Sunday, December 10, 2023** at approximately 11:00 a.m., and

WHEREAS, Santa’s reindeer, Rudolph et al., are not available for the trip at this time of year as they must be well-rested in preparation for their big Christmas Eve event; and

WHEREAS, Santa Claus has again graciously managed to make arrangements to travel by small helicopter to attend the Club’s annual holiday celebration; and

WHEREAS, the New Jersey Department of Transportation, Division of Aeronautics, Inspection & Aircraft Operation, not wanting to be Scrooge-like, does permit and has in the past permitted helicopter landings such as these on country club property when approved pursuant to its application process; and

WHEREAS, Dennis Lever, the helicopter pilot and agent for the Club, will prepare the required Application for Temporary Aeronautical Facility License for submission to the New Jersey Department of Transportation, and which must be accompanied by, among other documents and things which the Club will provide, a “letter, statement, or certificate from the appropriate governing body which states there is no objection to the issuance of a temporary license (mandatory for all temps)”; and

WHEREAS, if the date(s) of Santa’s arrival needs to be moved or changed for any reason, including but not limited to weather conditions, the Club shall have permission from the Township for the new dates so long as the Township Police Department and Township Fire Department are advised at least two (2) business days in advance of Santa’s newly scheduled arrival.

WHEREAS, for this event, the appropriate body is the Township Council of the Township of West Orange; and

NOW, BE IT HEREBY RESOLVED, that the Township Council of the Township of West Orange, does and hereby states that it has no objection to the issuance of a Temporary Aeronautical Facility License to Montclair Golf Club, located at 25 Prospect Avenue, West Orange, NJ 07052, for the purpose of permitting transportation and delivery of Santa Claus to the Club at approximately 11:00 a.m., on **Sunday, December 3, 2023** and **Sunday, December 10, 2023**, for participation in the Club's traditional Christmas celebration; and it is further

RESOLVED, that this Resolution shall be made available in the Clerk's office for reasonable inspection in accordance with applicable law.

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

Tammy Williams
Council President

Adopted: November 20, 2023

RESOLUTION

WHEREAS, the Township of West Orange proposes the 2023 Community Development Block Grant Project for the Road Rehabilitation of Valley Road- from Kingsley Street to Northfield Avenue Improvements Project; and

WHEREAS, to design and specify these improvements the Township requires the services of a professional engineering firm and land surveying firm; and

WHEREAS, the Assistant Municipal Engineer prepared a Request for Proposals dated October 12, 2023 for these professional design services; and

WHEREAS, the Assistant Municipal Engineer solicited a proposal from five professional engineering and land surveying firms; and

WHEREAS, Greenman – Pedersen, Inc., responded to the Request for Proposal; and

WHEREAS, Greenman – Pedersen, Inc., have performed similar work for the Township on several projects and their work quality is very good; and

WHEREAS, by letter dated November 1, 2023 the Assistant Municipal Engineer recommended a professional services contract be awarded to Greenman – Pedersen, Inc., 301 Gibraltar Drive, Suite 2A, Morris Plains, NJ 07950 for a complete bid package including design plans, specifications and bid documents; and

WHEREAS, Greenman – Pedersen, Inc., responded to the Township's Request for Qualifications for Professional Services for 2022 and 2023; and

WHEREAS, sufficient funds exist for the services outlined in the proposal of Greenman – Pedersen, Inc.; and

WHEREAS, the Township Council concurs in the foregoing.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange, New Jersey that a professional services contract be awarded to Greenman – Pedersen, Inc., to provide professional engineering and land surveying services for the 2023 Community

Development Block Grant Project for the Road Rehabilitation of Valley Road- from Kingsley Street to Northfield Avenue in an amount not to exceed \$27,500.00.

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

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

Tammy Williams, Council President

Adopted: November 20, 2023

I hereby certify funds are available from: ACCOUNT NO.
\$27,500.00

John Gross, Chief Financial Officer



TOWNSHIP OF WEST ORANGE

25 Lakeside Avenue, West Orange, New Jersey 07052

DEPARTMENT OF PUBLIC WORKS

Engineering Division

SUSAN McCARTNEY
MAYOR

ZAYIBETH CARBALLO
Assistant Municipal Engineer

Tel: (973) 325-4160
Fax: (973) 669-9588

Email: Engineering@westorange.org

October 12, 2023

Andrew Cangiano
Greenman-Pedersen, Inc.
301 Gibraltar Drive, Suite 2A
Morris Plains, NJ, 07950

RE: **REQUEST FOR PROPOSALS**
2023 COMMUNITY DEVELOPMENT BLOCK GRANTS
ROAD REHABILITATION OF VALLEY RD
FROM KINGSLEY STREET TO NORTHFIELD AVENUE

Dear Mr. Cangiano,

The Engineering Division of the Department of Public Works for the Township of West Orange requests proposals from firms providing both Civil and Engineering and Land Surveying Services, which are capable of preparing the necessary improvement plans, specifications and bid documents for the following Community Development Block Grant (CDBG) project for 2023:

1. Valley Road, From Kingsley St. to Main Street
 - A. Curb and sidewalk repairs;
 - C. Pavement milling and pavement resurfacing
 - D. Pavement striping
 - E. New traffic signs as necessary
 - F. Shade trees as necessary
 - G. Drainage structures repairs with new frames, grates, curb pieces as necessary. Repair existing drainage structures as necessary
 - H. New manhole castings, frames and covers as necessary. Repair existing manholes as necessary
 - I. Curb ramps as necessary

AN EQUAL OPPORTUNITY EMPLOYER
www.westorange.org

Tax Maps of the streets and project are enclosed.

The cost of services shall be for a complete design and bid package including cost estimates, plans, specifications and bid documents (twenty copies) for bidding purposes including detour plans. All plan specifications and bid documents shall be in conformance with the latest New Jersey Department of Transportation specifications. Proposals shall be on a lump sum basis. Hourly rates shall be submitted with all proposals for any additional work.

It is the intent of this office to advertise for bids by Spring 2024 with construction in Summer and/or Fall 2024. Proposals shall be submitted in writing on or before 10:00 A.M. Monday, October 30, 2023 to the Department of Public Works, 25 Lakeside Avenue, West Orange, NJ 07052 and shall include a specified completion date or number of days required for completion of the work after approval is granted to proceed. Also, evidence of proper insurance shall be submitted for approval by the Township Attorney.

Since funding is provided by the Community Development Block program of the US Department of Housing and Urban Development and administered by the Essex County Division of Housing and Community Development, the bid documents must be approved by the County and comply and include the latest Meeting Federal Labor Standards for CDBG Funded Projects, a copy of the contract or contracts between the County and Township and Federal and State Wage Rates.

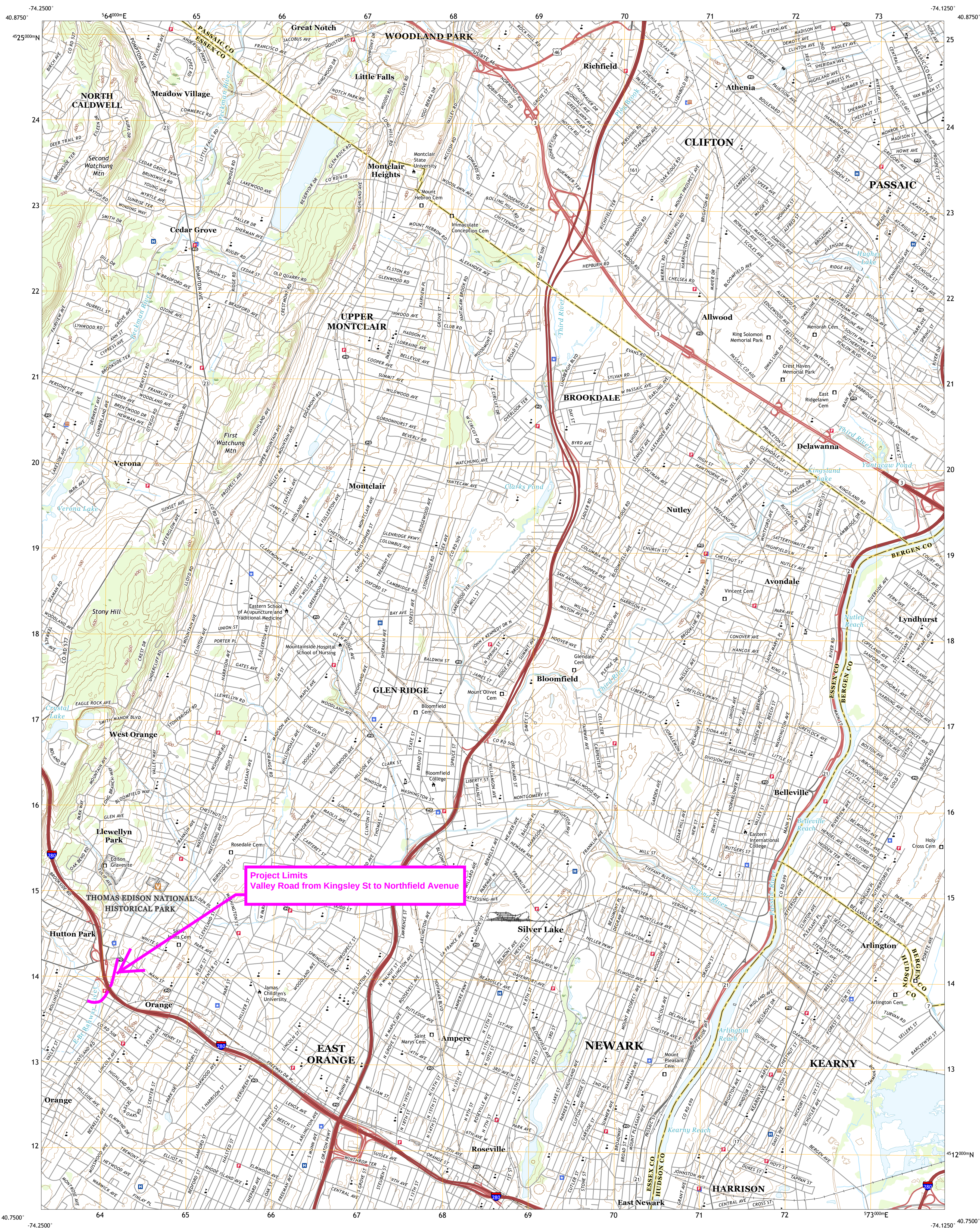
A separate proposal for construction inspection and certificates of completion should also be included if available from your firm.

Very Truly yours,

Zayibeth Carballo

Assistant Municipal Engineer

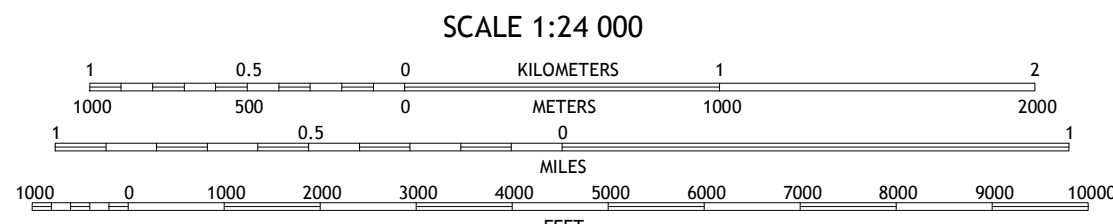
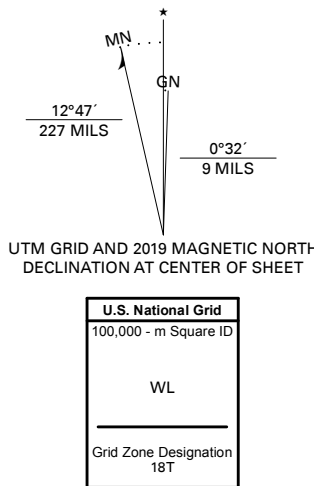
ZYC



Produced by the United States Geological Survey

North American Datum of 1983 (NAD83)
World Geodetic System of 1984 (WGS84). Projection and
1 000-meter grid/Universal Transverse Mercator, Zone 18T
This map is not a legal document. Boundaries may be
generalized for this map scale. Private lands within government
reservations may not be shown. Obtain permission before
entering private lands.

Imagery.....NAIP, July 2015 - September 2015
Roads.....U.S. Census Bureau, 2016
Names.....GNIS, 1979 - 2019
Hydrography.....National Hydrography Dataset, 2002
Contours.....National Elevation Dataset, 2013
Boundaries.....Multiple sources; see metadata file 2017 - 2018
Wetlands.....FWS National Wetlands Inventory 2007 - 2011



CONTOUR INTERVAL 20 FEET
NORTH AMERICAN VERTICAL DATUM OF 1988

This map was produced to conform with the
National Geospatial Program US Topo Product Standard, 2011.
A metadata file associated with this product is draft version 0.6.18

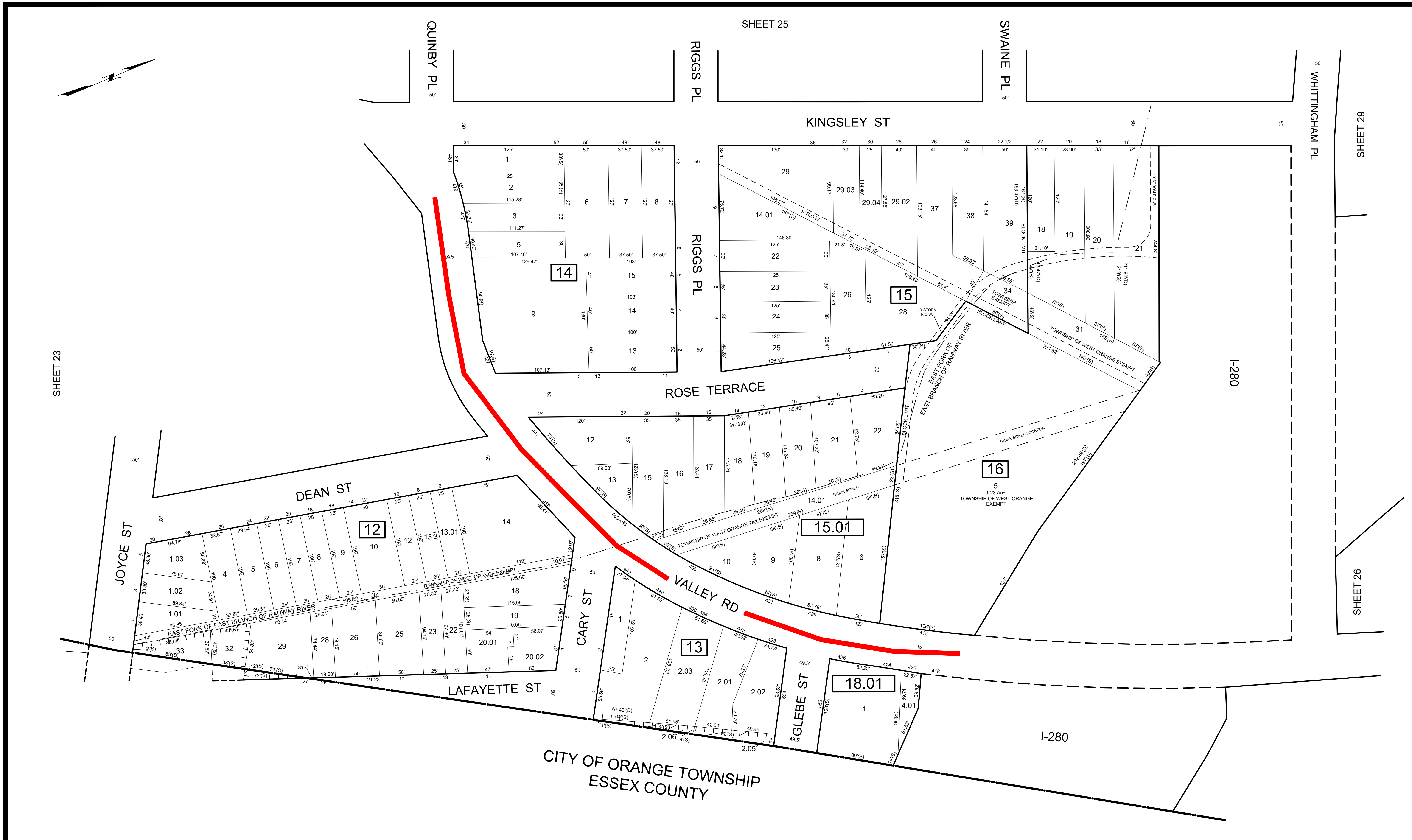


1	2	3
4	5	6
7	8	9

1 Pompton Plains
2 Paterson
3 Hackensack
4 Caldwell
5 Weehawken
6 Roselle
7 Elizabeth
8 Jersey City

ROAD CLASSIFICATION	
Expressway	Local Connector
Secondary Hwy	Local Road
Ramp	4WD
Interstate Route	US Route
	State Route





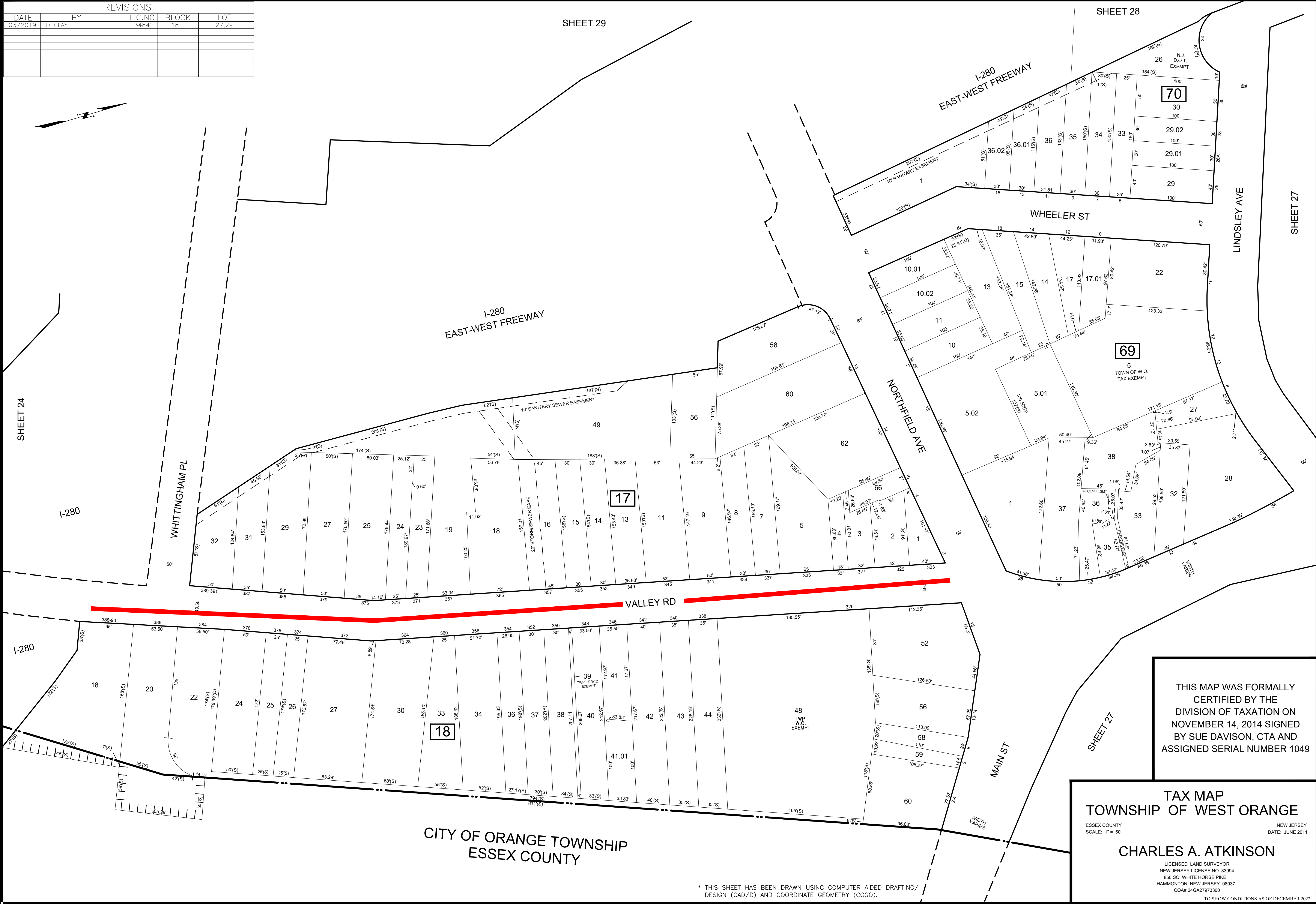
REVISIONS				
DATE	BY	LIC NO	BLOCK	LOT
12/2016	ED CLAY	34842	Adjacent sheet from 25 to 23	5
07/2018	ED CLAY	34842	16	

* THIS SHEET HAS BEEN DRAWN USING COMPUTER AIDED DRAFTING/ DESIGN (CAD/D) AND COORDINATE GEOMETRY (COGO).

THIS MAP WAS FORMALLY
CERTIFIED BY THE
DIVISION OF TAXATION ON
NOVEMBER 14, 2014 SIGNED
BY SUE DAVISON, CTA AND
ASSIGNED SERIAL NUMBER 1049

TAX MAP
TOWNSHIP OF WEST ORANGE
ESSEX COUNTY
SCALE: 1" = 50'
NEW JERSEY
DATE: JUNE 2011
CHARLES A. ATKINSON
LICENSED LAND SURVEYOR
NEW JERSEY LICENSE NO. 33994
850 SO. WHITE HORSE PIKE
HAMMONTON, NEW JERSEY 08037
COA# 24GA27973300
TO SHOW CONDITIONS AS OF DECEMBER 2022

REVISIONS				
DATE	BY	LIC. NO.	BLOCK	LOT
03/2019	ED. CLAY	34842	18	27,29



THIS MAP WAS FORMALLY
CERTIFIED BY THE
DIVISION OF TAXATION ON
NOVEMBER 14, 2014 SIGNED
BY SUE DAVISON, CTA AND
ASSIGNED SERIAL NUMBER 1049

TAX MAP
TOWNSHIP OF WEST ORANGE

ESSEX COUNTY
SCALE: 1" = 50'

CHARLES A. ATKINSON

LICENSED LAND SURVEYOR
NEW JERSEY LICENSE NO. 33994
850 SO. WHITE HORSE PIKE
HAMMONTON, NEW JERSEY 08037
COA# 24GA27973300

NEW JERSEY
DATE: JUNE 2011

TO SHOW CONDITIONS AS OF DECEMBER 2022

* THIS SHEET HAS BEEN DRAWN USING COMPUTER AIDED DRAFTING/
DESIGN (CAD/D) AND COORDINATE GEOMETRY (COGO).

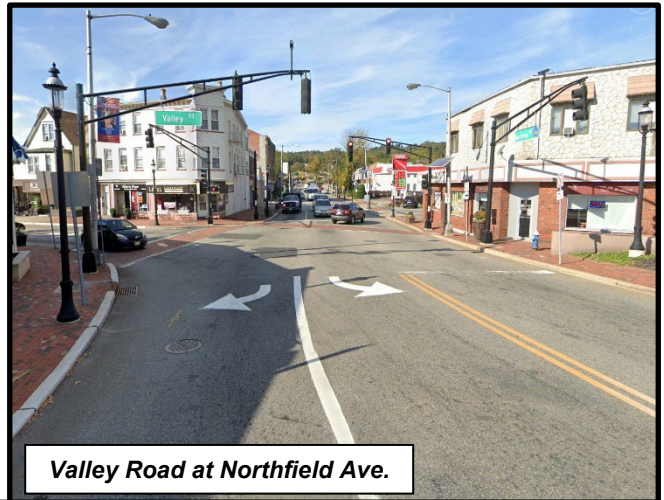
PROPOSAL FOR PROFESSIONAL ENGINEERING & SURVEYING SERVICES

2023 COMMUNITY DEVELOPMENT BLOCK GRANTS Valley Road – From Kingsley Street to Northfield Avenue

WEST ORANGE TOWNSHIP, ESSEX COUNTY, NJ
October 30, 2023



Valley Road at Kingsley Street



Valley Road at Northfield Ave.

Greenman-Pedersen, Inc.

ENGINEERING | SURVEYING | PLANNING | CONSTRUCTION MANAGEMENT

301 Gibraltar Drive – Suite 2A
Morris Plains, NJ 07950

973-377-8500
www.gpinet.com

GPI

ORIGINAL

TABLE OF CONTENTS

Statement of Interest

Section 1 - Scope of Services / Fee Schedule

Section 2 - Personnel Assignments

Section 3 - Project Schedule

Section 4 - Sample Insurance Certificate

October 30, 2023

Zayibeth Carballo, Assistant Municipal Engineer
Department of Public Works
Township of West Orange
25 Lakeside Avenue
West Orange, NJ 07052

RE: Response to Request for Proposals for Professional Engineering and Surveying Services
2023 Community Development Block Grant
Road Rehabilitation of Valley Road – From Kingsley Street to Northfield Avenue

Dear Ms. Carballo:

Greenman-Pedersen, Inc. is interested in performing Professional Engineering and Surveying Services, and is available to provide Construction Inspection services, all as outlined in your October 12, 2023 Request for Proposals. We have performed similar services for the Township of West Orange and are cognizant of the need for the Township's satisfaction with the technical quality of this project, while considering budget constraints.

We understand that the project is financed with Community Development Block Grant (CDBG) monies and that the bid documents will require approval by Essex County. We are quite familiar with this process, having performed other CDBG projects in the past.

We understand the Township intends to advertise for bids on this project by Spring 2024 with construction in Summer and/or Fall 2024. We will work with you to achieve this goal.

Our November 15, 2022 Qualifications Statement submitted to the Township demonstrates that our experienced staff have the expertise necessary to accomplish the project.

Enclosed please find our Proposal to Provide Professional Engineering and Surveying Services for your review, dated October 30, 2023.

We are pleased to have this opportunity to be of continued service to the Township of West Orange and hope you will find our proposal favorable. We would be happy to provide additional information or assistance as your needs dictate. My direct line is (973) 434-8349.

Very truly yours,



Andrew Cangiano, PE, PP
Director of Engineering – Morris Plains Office



Michael E Pirog, PE
Project Engineer

AC/MEP/rem

m:\proposal\mep\west orange\2023 cdbg valley rd\2023 cdbg valley rd_kingsley to northfield.docx

SECTION 1

Scope of Services / Fee Schedule

Greenman-Pedersen, Inc. (GPI) understands that the Township of West Orange requires engineering, surveying, and construction management services necessary for the **Rehabilitation of Valley Road, from Kingsley Street to Northfield Avenue**. Throughout the firm's 57-year history, we have provided capital improvement project design to dozens of New Jersey municipalities. We have also served as the municipal engineer for various municipalities throughout the firm's existence. We are very experienced in providing road reconstruction design, plans, specifications and contract documents of a professional nature in a cost effective and timely manner.

We recommend commencing our work with a start-up meeting. This will allow us to understand your concerns and can advance the project in an expeditious manner.

Professional services will include a complete design and bid package as requested in the RFP, and will include a cost estimate, plans and specifications (twenty copies) for bidding purposes including detour plans.

We have reviewed the proposed tasks contained in the RFP and we believe we have a clear understanding of the goals of each project as follows:

Valley Road, from Kingsley Street to Northfield Avenue

- A. Curb and sidewalk repairs.
- B. Pavement milling and pavement resurfacing.
- C. Pavement striping.
- D. New traffic signs as necessary.
- E. Shade trees as necessary.
- F. Drainage structures repairs with new frames, grates, curb pieces as necessary. Repair existing drainage structures as necessary.
- G. New manhole castings, frames and covers as necessary. Repair existing manholes as necessary.
- H. Curb ramps as necessary.

The total length of this project is approximately 2,300 linear feet.

SCOPE OF SERVICES

A. Topographic Survey and Base Mapping

GPI will provide a topographic field survey and base mapping suitable for the proposed improvements, which will include, but will not be limited to, the following items:

1. Establishment of centerline of existing street.
2. Topographic survey of all trees, shrubs, walls, driveways, walks, steps, and other existing features within the ROW and farther where necessary to the proposed improvements.
3. Right of way will be shown from available Township Tax Map information.

B. Design and Bid Documents

1. Before commencing the design, we will meet with you to review the specific requirements. We will coordinate our efforts with your Department throughout the project.
2. We will prepare engineering plans at an anticipated scale of 1" = 20' utilizing the base mapping prepared under Task A.
3. All design criteria will comply with the current NJDOT and MUTCD specifications.
4. We will prepare Detour Plans.
5. We will prepare a complete set of specifications.
6. A final Engineer's Estimate of Construction will also be prepared.
7. Plans and specifications will meet CDBG requirements, and we will submit to Essex County CDBG Program for review.
8. We will prepare and submit twenty (20) sets of Contract Documents for public bidding.

ASSUMPTIONS

1. The curbed island at Kingsley Street will remain as is; no improvements to this structure is anticipated.
2. Existing brick paver crosswalks will remain as is, or, if needed, we will provide standard detail for replacement-in-kind.
3. At intersection of Valley and Northfield, roadway improvements will be limited to the southernly portion of the intersection which will exclude the existing crosswalk.
4. No modification or upgrades in county or NJDOT right-of-way or jurisdiction.
5. Excludes modification or upgrades to bridges/approaches or traffic signal equipment.

FEE SCHEDULE

Our fee for the tasks outlined above is:

	Valley Road (Kingsley Street to Northfield Avenue)
Survey	\$11,000.00
Design	\$16,500.00
Total Fee	\$27,500.00

FEE SCHEDULE – Construction Inspection & Certification of Completion

The time required to perform construction inspection services is a function of established contract duration(s), contractor's schedule, and the Township's need for part-time or full-time inspection. We will provide construction inspection services to fit with the Township's needs. The services will be provided on an hourly basis.

Our fee for the above referenced services is as follows:

Construction Inspection Services	\$105.00/hr.
Construction Inspection Overtime Rate	\$157.50/hr.
Construction Administration	\$155.00/hr.

HOURLY BILLING RATES

As submitted in our Qualification package to the Township of West Orange on November 15, 2022, following are our municipal billing rates:

PROFESSIONAL ENGINEER	\$ 180.00
SENIOR PROJECT MANAGER, ENGINEERING	\$ 155.00
SENIOR PROJECT MANAGER, LANDSCAPE ARCHITECTURE	\$ 150.00
SENIOR DESIGNER	\$ 120.00
DESIGNER	\$ 95.00
INSPECTOR	\$ 105.00
ENGINEERING TECHNICIAN	\$ 85.00
PROFESSIONAL LAND SURVEYOR	\$ 170.00
SENIOR PROJECT MANAGER, SURVEYING	\$ 145.00
PROJECT SURVEYOR	\$ 135.00
SURVEYING TECHNICIAN	\$ 105.00
PARTY CHIEF	\$ 105.00
INSTRUMENT PERSON	\$ 95.00
TECHNICAL TYPIST	\$ 75.00

SECTION 2

Personnel Assignments

For this project, GPI will perform the work in its entirety. No sub-consultants will be needed. All work will be done entirely within GPI's Engineering and Surveying Departments.

Michael E. Pirog, PE, Project Engineer, will be responsible for the overall design, contract adherence, and overall project supervision. Mr. Pirog is quite familiar with the Township of West Orange, having worked on several other Township projects in recent years. He will be assisted by Engineering Department staff members:

Paul Szmaida, LLA., ASLA, Streetscape Specialist and **Ryan Mangano, EIT**, Designer. Quality Assurance-Quality Control (QAQC) will be performed by **Andrew Cangiano, PE, CME**, Director of Engineering – Morris Plains Office.

SECTION 3

Project Schedule

GPI is committed to adhering to the Township’s goal to advertise for bids by Spring 2023. We anticipate work will proceed within one (1) week after the award of contract. We have the resources to complete the project in a timely fashion, and we are confident that we can achieve the Township’s goal.

We have assumed a December 2022 contract award, and have prepared the following Project Schedule.

		Project Schedule															
		December 2023 (Assumed Contract Award)				January 2024				February 2024				March 2024			
1	Surveying Services																
2	Design of Preliminary Plans/Specs																
3	Township Review and Comment																
4	Final Plans and Specifications																

SECTION 4

Sample Insurance Certificate

CERTIFICATE OF LIABILITY INSURANCE		DATE (MM/DD/YYYY) 12/22/2022																																							
THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.																																									
IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).																																									
PRODUCER PG Genatt Group LLC 3333 NEW HYDE PARK RD SUITE 409 NEW HYDE PARK NY 11042	CONTACT NAME: Jeff Kozarsky PHONE (A/C, No, Ext): 516-869-8788 FAX (A/C, No): 516-470-0338 E-MAIL: jkozarsky@genattgrp.com ADDRESS:																																								
INSURED Greenman Pedersen, Inc. (Morris Plains) 301 Gibraltar Drive, Suite 2A Morris Plains NJ 07950		<table border="1" style="width: 100%; border-collapse: collapse;"> <tr> <th style="text-align: left;">INSURER(S) AFFORDING COVERAGE</th> <th style="text-align: left;">NAIC #</th> </tr> <tr> <td>INSURER A: Starr Indemnity & Liability Company</td> <td>38318</td> </tr> <tr> <td>INSURER B: XL Specialty Insurance Company</td> <td>37885</td> </tr> <tr> <td>INSURER C: Westchester Surplus Line Insurance Company</td> <td>10172</td> </tr> <tr> <td>INSURER D: Berkley Insurance Company</td> <td>32603</td> </tr> <tr> <td>INSURER E: Everest National Insurance Company</td> <td>10120</td> </tr> <tr> <td>INSURER F:</td> <td></td> </tr> </table>	INSURER(S) AFFORDING COVERAGE	NAIC #	INSURER A: Starr Indemnity & Liability Company	38318	INSURER B: XL Specialty Insurance Company	37885	INSURER C: Westchester Surplus Line Insurance Company	10172	INSURER D: Berkley Insurance Company	32603	INSURER E: Everest National Insurance Company	10120	INSURER F:																										
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ACORD 25 (2016/03)

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October 27, 2023

VIA EMAIL

Zayibeth Carballo, P.E.
Assist. Municipal Engineer
Township of West Orange
25 Lakeside Avenue
West Orange, NJ 07052

Re: Proposal for Professional Engineering Services
2023 CDBG Road Rehabilitation of Valley Rd from Kingsley St to Northfield Ave
West Orange, NJ
H2M Proposal. No.: LP231245

Dear Ms. Carballo:

As you requested, H2M is pleased to present this Proposal to the Township of West Orange for providing Professional Engineering Services for design for the Road Rehabilitation of Valley Rd from Kingsley Street to Northfield Avenue. The following outlines our Project Understanding, Scope of Services, and Engineering Fee and Billing Method.

Project Understanding

The RFP identifies a section of Valley Road scheduled for improvement for a total length of 2,240 feet of roadway. However, 260 feet of the I-280 overpass will not be included in the improvement area, resulting in a total length of 1,980 feet of roadway scheduled for improvement. The improvements include a combination of milling and resurfacing, pavement striping, curbs and sidewalk repairs, aprons, driveway repair, new ADA-compliant curb ramps, and restoration of manholes and catch basins and replacement of their castings at several locations as generally outlined in the RFP. The extent and type of improvements will be made after a walkthrough inspection with the Township Engineer that will take place after the award of the Contract for Engineering Services.

The proposed improvements do not include road widening, changes in vertical or horizontal alignment, changes to existing underground utilities, changes to existing guide rails, or construction of new sidewalks. As on other projects, the Township's construction inspector will determine the exact layout of the ADA-compliant curb ramps during construction. Estimated quantities will be included in the bid items for the curb ramps and standard New Jersey Department of Transportation (NJDOT) curb ramp details will be included in the drawings. All construction will take place within existing rights-of-way. Therefore, boundary surveys or preparation of easements/right-of-way widening are not needed and are not included in the scope of services. A topographic survey (described below) will be used to show the extent of improvements and the estimated quantities associated with the improvements on each drawing. In addition, we will add house numbers found on Township Tax Maps to the drawings for the Township and Contractor's use during the construction phase of the project.

As noted in the RFP, the project is being funded by the Community Development Block (CDBG) program of the U.S. Department of Housing and Urban Development and administered by the Essex County Division of Housing and Community Development. As such, the bid documents will include the latest

Meeting Federal Labor Standards for CDBG Funded Projects, a copy of the contract between the Township and Essex County, and Federal and State Wage Rates.

Our technical comments on the work to be completed are as follows:

- During the design period, the Township Forester, John D. Linson, will identify the trees on each street by location, type, and diameter that are to be removed. This information will be included with the Contract Documents issued to prospective bidders for the bidder's use in preparing his bid for various tree removal items.
- Existing curb elevations will not be changed to minimize any adverse impact on roadway or private property drainage patterns. Preparation of any cut sheets or any construction stakeout will be included in the work to be bid and performed by the Contractor.

Project Schedule

H2M will dedicate sufficient resources to complete the design services described herein to enable the Township to advertise for bids in the spring of 2024. We anticipate that the Township will award the Contract for Engineering Services in the beginning of November.

Scope of Services

H2M will perform the following major activities and tasks for the proposed street improvements:

Design Services

- Perform and prepare a topographic route survey within the project limits for the purpose of depicting existing physical surface features and developing base mapping for the preparation of Contract Drawings. The survey will include horizontal and vertical control and establish roadway centerline. The limits of the survey will extend up to 10 feet beyond the existing right-of-way to include trees, shrubs, walls, driveways, walks, steps, and other existing surface features. The right-of-way will be shown on the Contract Drawings based on information provided by the Township.
- Perform walkthrough assessment of Valley Road with the Township Engineer to discuss the specific improvements planned for it.
- Prepare Contract Drawings for the proposed road improvements. We anticipate that the following drawings will be prepared by H2M:
 - Cover Sheet – 1 drawing.
 - Key Map, Legend, and General Notes – 1 drawing.
 - Estimate of Quantities – 1 drawing.
 - Plan Drawings (scale 1" = 40' horizontal) of the section of Valley Road indicated in the RFP – 3 drawings.
 - Construction Details, including granite block curbs, milling and resurfacing of roadways and driveways, concrete roadway repairs and leveling courses, curb ramps – 5 drawings.
 - Soil Erosion and Sediment Control Details – 1 drawing.
 - Traffic Control Details – 2 drawings.
- Contact the Township Police Department Traffic Bureau to coordinate the proposed road closures and traffic detours. Aerial imagery will be used for preparation of base mapping to show the extent

of the proposed road closures and detours. Sign locations will be shown on the drawings for the Township and Contractor's use during the construction phase of the project. Prepare Traffic Detour Plans – 1 drawing.

- Prepare NJDOT supplementary specifications. H2M will combine the NJDOT supplementary specifications with the Township's standard administrative "front end" specifications that have been used on previous projects recently. These combined specifications will constitute the Contract Specifications.
- The Contract Drawings and Contract Specifications will constitute the Bidding Documents. H2M will furnish 20 sets of Bidding Documents to the Township.
- Prepare an Opinion of Probable Construction Cost.

Owner Responsibilities

In conjunction with the performance of the Professional Engineering Services by H2M described in this Proposal, the Township of West Orange will arrange, provide, or perform the following:

- Provide copy of contract between Township and Essex County.
- Provide topographic and planimetric mapping from 2010 aerial photography, preferably in .dwg or .dxf format and provide copies of current Tax Maps in areas where street improvements are proposed.
- Coordinate with the respective utilities for utility relocation and design as needed to accommodate ADA-compliant curb ramps.
- Provide Township's standard administrative "front end" specifications.
- Advise H2M of proposed road closures and detour routes.
- Distribute and coordinate traffic control and detour plan with the Contractor.
- Review and approve traffic control devices set up by the Contractor during construction.

Engineering Fee, Billing Method, and Terms of Service

Based on the foregoing understanding and Scope of Services, H2M proposes compensation for Professional Engineering Services as follows:

Service	Fee	
<i>Design Drawings and Specifications for section of Valley Road Identified in the RFP</i>	\$ 30,000	Lump Sum

The engineering fees for the to be performed for the project, as presented in this Proposal, will be based on a lump-sum price, and will be the total fees for the services described for the work to be performed.

Any services provided outside the Scope of Services presented in this Proposal will be performed only after receiving explicit permission from the Township of West Orange and will be billed on the basis of hourly fee rates plus reimbursable expenses in accordance with the enclosed Billing Rate Schedule.

H2M will bill the Township of West Orange for Professional Engineering Services on a monthly basis. For lump-sum services, billing will be based on the percentage of work completed and a synopsis of the project status will be provided. For services provided on the basis of hourly fee rates plus reimbursable expenses, the billing will reflect the time expended by H2M personnel assigned to the project, reimbursable expenses, and a brief description of the services provided. Also enclosed are H2M's State of New Jersey Business Registration Certificate and our Standard Terms and Conditions, which, together with the Billing Rate Schedule, are integral parts of this Proposal.

The return of a signed copy of this Proposal will confirm the Township of West Orange's acceptance of the Proposal and authorization to H2M to proceed with the work.

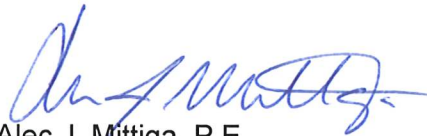
H2M appreciates the opportunity of presenting this Proposal to the Township of West Orange and we look forward to being of service on this project. Please advise us if you need additional information or require clarification of this Proposal.

Very truly yours,

H2M Associates, Inc.



Mauro M. Bacolo, P.E.
Vice President



Alec J. Mittiga, P.E.
Assistant Vice President

Enclosure

The Township of West Orange hereby engages H2M to perform the services described above for the compensation set forth and under H2M's Standard Terms and Conditions. The Township of West Orange authorizes H2M to commence the services upon receipt of an executed copy of this letter. The Township of West Orange and H2M agree that this letter, together with the listed enclosures, constitutes the entire agreement between the Township of West Orange and H2M relating to the project.

PROPOSAL AGREED & ACCEPTED BY:

Signature _____

Print Name _____

Title _____

Client **Township of West Orange**
West Orange, NJ

Address _____

Date _____



H2M will invoice for professional services based on the actual hours expended multiplied by the hourly labor rate of the individual that performs the service, except if all parties have agreed to a lump sum fee or monthly retainer for the for the services to be rendered.

2022 - 2023 HOURLY RATE SCHEDULE

Classification	Rate
ADMINISTRATIVE SUPPORT PROFESSIONAL	\$85.00
ASSISTANT DEPARTMENT MANAGER - ENG	\$190.00
ASSISTANT DEPARTMENT MANAGER - SCI	\$165.00
ASSISTANT STUDIO DIRECTOR	\$195.00
CAD / BIM PROGRAM MANAGER	\$150.00
CAD SPECIALIST 1	\$90.00
CHIEF PLANNER	\$215.00
CONSTRUCTION ADMINISTRATOR	\$155.00
CONSTRUCTION INSPECTOR 1	\$100.00
CONSTRUCTION INSPECTOR 2	\$125.00
CONSTRUCTION INSPECTOR 3	\$130.00
DEPARTMENT MANAGER- ENG	\$225.00
DEPARTMENT MANAGER - SURVEY	\$220.00
DEPARTMENT MANAGER - SCI	\$225.00
DEPUTY DISCIPLINE DIRECTOR	\$225.00
DEPUTY MARKET DIRECTOR	\$225.00
DIRECTOR GIS SERVICES	\$220.00
DISCIPLINE DIRECTOR	\$225.00
DISCIPLINE ENGINEER	\$205.00
ENVIRONMENTAL TECHNICIAN	\$55.00
FIELD SUPERVISOR - CONSTRUCTION SERVICES	\$145.00
GIS SPECIALIST 2	\$125.00
INTERN	\$60.00
MARKET DIRECTOR	\$225.00
MGR OF CONST INSPECTION	\$170.00
OFFICE DIRECTOR	\$225.00
PRACTICE LEADER - ENG	\$225.00
PRACTICE LEADER - SCI	\$225.00
PRACTICE LEADER - LA	\$215.00
PRINCIPAL	\$225.00
PROJECT ARCHITECT 1	\$110.00
PROJECT ARCHITECT 2	\$130.00
PROJECT ARCHITECT 3	\$140.00
PROJECT DOCUMENT CONTROL COORDINATOR	\$95.00
PROJECT DESIGNER 1 - ARCH/ENG	\$110.00
PROJECT DESIGNER 2 - ARCH	\$125.00
PROJECT ENGINEER 1	\$130.00
PROJECT ENGINEER 2	\$145.00
PROJECT SCIENTIST 1	\$105.00
PROJECT SCIENTIST 2	\$125.00
PROJECT SURVEYOR 1	\$105.00
RESIDENT ENGINEER	\$190.00

Classification	Rate
SR. ADMINISTRATIVE SUPPORT PROFESSIONAL	\$95.00
SR. ARCHITECT 1	\$165.00
SR. ARCHITECT 2	\$185.00
SR. ARCHITECT 3	\$205.00
SR. CADD TECHNICIAN 1	\$95.00
SR. CADD TECHNICIAN 2	\$110.00
SR. DESIGNER 1 - ARCH	\$155.00
SR. DESIGNER 1 - ENG	\$150.00
SR. DESIGNER 2 - ENG	\$185.00
SR. DISCIPLINE ENGINEER	\$220.00
SR. ENVIRONMENTAL PLANNER	\$195.00
SR. ENVIRONMENTAL SCIENTIST 1	\$170.00
SR. ENVIRONMENTAL SCIENTIST 2	\$210.00
SR. INTERIOR DESIGNER	\$175.00
SR. LANDSCAPE ARCHITECT	\$185.00
SR. PROJECT ARCHITECT 1	\$145.00
SR. PROJECT DESIGNER 1	\$140.00
SR. PROJECT ENGINEER 1	\$175.00
SR. PROJECT ENGINEER 2	\$180.00
SR. PROJECT ENTITLEMENT SPECIALIST 2	\$215.00
SR. PROJECT PLANNER 1	\$140.00
SR. PROJECT SCIENTIST 1	\$135.00
SR. PROJECT SCIENTIST 2	\$155.00
SR. PROJECT SURVEYOR 1	\$135.00
SR. PROJECT SURVEYOR 2	\$175.00
SR. SITE PLANNER	\$215.00
STAFF DESIGNER 1	\$85.00
STAFF DESIGNER 2	\$95.00
STAFF DESIGNER 3	\$105.00
STAFF ENGINEER 1	\$105.00
STAFF ENGINEER 2	\$110.00
STAFF ENVIRONMENTAL PLANNER	\$80.00
STAFF INTERIOR DESIGNER 3	\$90.00
STAFF LANDSCAPE ARCHITECT	\$110.00
STAFF PERMITTING SPC 2	\$95.00
STAFF PLANNER 1	\$80.00
STAFF SCIENTIST 1	\$80.00
STAFF SCIENTIST 2	\$90.00
STAFF SURVEYOR 2	\$75.00
STUDIO DIRECTOR	\$220.00
TECHNICAL ADVISOR - ENG	\$220.00



H2M Standard Terms & Conditions

Client	Township of West Orange
Site	2023 Community Development Block Grants Road Rehabilitation fo Valley Rd from Kingsley Street to Northfield Avenue
Services	Design of road improvements, including detour plan.

Client's Rep. Zayibeth Carballo
Phone/E-Mail zcarballo@westorange.org

H2M's Rep. Mauro Bacolo
Phone/E-Mail mbacolo@H2M.com

1. Applicability of Terms and Conditions.

1.1. Applicable to Scope of Services. The scope of services, pricing and schedules included with H2M's proposal are contingent upon the Client accepting the terms and conditions ("Standard T&C") herein. Any changes hereto which affect H2M's rights, obligations, or risk exposure shall entitle H2M to make appropriate adjustments to its pricing and proposal.

1.2. Applicable to Preliminary Services. These Standard T&C shall also apply to any services H2M performs prior to the Parties executing a written Contract. In such circumstances, Client's direction to H2M to render services shall constitute acceptance of these Standard T&C.

2. Authority of Signers and Parties.

2.1. Authority to Contract. The individuals signing the Contract each warrant that s/he is empowered to sign on behalf of and bind the indicated Party to these Standard T&C and all other components of the Contract.

2.2. Authority for Project. Client warrants that it has any authority and permission required from Owner to engage H2M in the Services concerning the Site, and to grant H2M physical access to the Site as needed to perform the Services.

3. Contractual Obligations

3.1. Designated Representative. Each Party shall designate a "Representative" in writing above. Each Representative shall have the authority to transmit and receive instructions and other information, and to render interpretations and decisions concerning the Project and Contract on behalf of the Party s/he represents. Each Party is entitled to rely on communications from the other Party's Representative as authoritative. Each Representative shall issue decisions, interpretations and communications promptly as to avoid unreasonable delays in delivery of the Services.

3.2. Commencement. H2M is not obligated to commence or continue rendering any Services until both Parties have signed the Contract and Client has paid any required Fee advance specified in the proposal.

3.3. Performance Standards. Each Party shall exercise its rights and perform its obligations in a reasonable and non-negligent manner. H2M shall perform its Services within the Standard of Professional Care. Client shall pay compensation for all Services so rendered. H2M makes nor implies any other warranties or guarantees, herein or otherwise, concerning the Services or the outcome of the Project.

3.4. "Standard of Professional Care" means the standard of care and skill recognized by law to apply to licensed professionals practicing the same profession, under the same circumstances, at the same time and location, as the Services rendered by H2M. Nothing in any part of the Contract is intended, nor shall anything be so interpreted as, to elevate the Standard of Professional Care beyond the definition included here.

3.5. Document Ownership. All information (including but not limited to drawings and specifications) developed by H2M are instruments of service only, and not products produced for sale nor works made for hire.

H2M reserves all of its copyright, ownership and other rights with respect to such information. Client shall not modify and shall not apply such information outside of the Project or for any purposes other than that for which it was created. Client shall defend and indemnify H2M against any claims, liabilities and costs associated with such unauthorized treatment of the information. Client may reuse the information for authorized purposes only with advance written consent from H2M that details the scope of, additional compensation for, and appropriate protections associated with such reuse.

3.6. Site Access. Client guarantees full and free H2M access to the Site and shall cooperate with H2M in gaining access to any other real property required for the performance of the Services.

3.7. Preliminary Information. Client shall provide to H2M in writing any pertinent information it possesses that might affect the Project requirements (including but not limited to design objectives and constraints, budgetary limitations, surveys, related reports and studies, environmental, geotechnical, and soil data, preliminary designs, etc.). H2M is entitled to rely on the accuracy of all information that the Client provides. H2M shall not be required to verify any such information, unless such task and information is specifically listed in the Scope of Services.

3.8. Hazardous Materials. Client warrants that to the best of its knowledge there are no constituents of concern on or adjacent to the Site, other than those previously disclosed in writing to H2M. Nothing in this Contract shall be interpreted to give H2M responsibility for the current existence or introduction (including by, but not limited to, dispersal, discharge, escape, release, or saturation, either sudden or gradual) to the Site of any hazardous materials (including but not limited to smoke, vapors, soot, fumes, acids, alkalis, toxic chemicals, liquids, or gases) by anyone other than H2M. Client shall therefore hold H2M harmless as to all such matters.

3.9. Claims Assistance. H2M shall be entitled to hourly compensation as Additional Services for all time spent analyzing, preparing, testifying, and otherwise assisting Client to pursue or defend claims and disputes to which H2M is not a named plaintiff or defendant.

4. Payment Terms

4.1. Fees. The "Fees" are the component of compensation to be paid by Client to H2M for its effort in providing the Services. The Fees pertaining to this Contract, are set forth in the proposal, and any Amendments to the Contract. Additional services, when required will be invoiced at hourly rates of compensation or a negotiated lump sum, plus reimbursable expenses.

4.2. Reimbursable Expenses. The "Expenses" are the costs H2M incurs in rendering the Services which are to be reimbursed by Client. Expenses authorized by this Contract include but are not limited to:

4.2.1. Transportation, lodging and subsistence incidental to the project, courier charges, reproduction, renderings or models, specialty field equipment and fees paid for securing approval of authorities having jurisdiction over the project;

4.2.2. Sub-contractor expenses, plus a ten (10) percent mark-up to compensate H2M for its handling and administration costs;

4.2.2. Any other expenses set forth in the proposal.

4.3. Taxes. The amount of any sales, excise, value added, gross receipts or any other type of tax that may be imposed by any taxing entity or authority shall be paid by Client in addition to the Fees and Expenses.

4.4. Invoices. H2M shall provide invoices to Client for all Fees and Expenses due under this Contract. Payment of invoices shall not be contingent upon the action of any third party. Client shall pay each invoice within thirty (30) days of the invoice date.

4.5. Interest on Past Due Amounts. Invoices, Fees, and Expenses will be past due as of the thirty first (31st) day following the date of the invoice. All past due amounts shall accrue interest at the maximum rate permissible by law until the date upon which they are finally paid.

4.6. Required Fee Advance. As security against the risks and costs of mobilizing to commence performing the Services, H2M may require a Fee advance. Any such Fee advance will be specified in the proposal. The fee advance will be deposited upon receipt and booked as an outstanding credit against accounts receivable from the Client. The Fee advance will be applied to Client's final invoice.

5. Project Risk Management

5.1. Mutual Waiver. Except as otherwise specifically provided for in these T&C, neither Party shall hold the other responsible for any consequential damages, nor any damages other than direct damages.

5.2. Mutual Indemnification. Subject to the applicable concepts of contributory and comparative fault, and in addition to any other compensation provided by law or this Contract, each Party shall indemnify the other Party's "Indemnitees" (the Party, its owners, directors, officers, employees and volunteers) against third-party claims and liabilities (including the reasonable costs of defending such claims) for death, bodily-injury, and property damage, but only to the extent such have been caused by the negligence of the indemnifying Party (including its owners, directors, officers, employees, volunteers, and those contractors for whom it is legally responsible), and not to the extent such are caused by any other means (including but not limited to the negligence of the Indemnitees themselves).

5.3. Insurance Coverage. H2M shall maintain the following insurance coverage while performing the Services. Upon request, H2M will provide a Certificate of Insurance to Client as Certificate Holder reflecting such coverage.

5.3.1. Workers' Compensation and Disability coverages with limits at least in the amount required by law.

5.3.2. Employers' Liability coverage with policy limits not less than one million dollars (\$1,000,000) each accident, one million dollars (\$1,000,000) each employee, and one million dollars (\$1,000,000) policy limit.

5.3.3. Automobile Liability coverage for H2M owned and non-owned vehicles utilized in performance of its Contract obligations, meeting statutorily required coverage, and with policy limits not less than one million dollars (\$1,000,000) each accident for bodily injury, death of any person and property damage.

5.3.4. Commercial General Liability coverage with policy limits of not less than one million dollars (\$1,000,000) each occurrence and two million dollars (\$2,000,000) in the aggregate for bodily injury and property damage.

5.3.5. Professional Liability coverage for negligent acts, errors and omissions in the performance of professional services with policy limits of not less than one million dollars (\$1,000,000) per claim and one million dollars (\$1,000,000) in the aggregate.

5.3.6. Pollution Liability coverage with policy limits of not less than one million dollars (\$1,000,000) per claim and one million dollars (\$1,000,000) in the aggregate, whenever such would apply to H2M's Services.

5.4. Additional Insured Coverage. Client shall be covered as Additional Insured under the terms of H2M's Commercial General Liability policy.

5.5. LIMITATION OF H2M LIABILITY. H2M's AGGREGATE LIABILITY FOR ALL CLAIMS ARISING FROM AND/OR RELATED TO THIS CONTRACT, THE SERVICES, THE PROJECT, AND/OR THE SITE, SHALL BE LIMITED TO THE GREATER OF THE AMOUNT OF FEES PAID UNDER THIS CONTRACT OR FIFTY THOUSAND DOLLARS (\$50,000.00).

6. Dispute Resolution

6.1. Notice of Claim or Dispute. An aggrieved Party shall give the other Party written notice of any claim or dispute arising from the Project, the Services, or this Contract. The Parties shall endeavor in good faith to resolve such matters fairly and amicably through negotiation. If the matter has not been resolved by negotiation within thirty (30) days of receipt of such written notice, either Party may demand mediation of the matter.

6.2. Mediation. Unless the Parties agree to other rules, any mediation shall be conducted under the auspices of the American Arbitration Association (AAA), pursuant to its Construction industry mediation rules. Each Party shall bear its own mediation costs (except as specified in the rules, and except that the AAA fees, mediator fees, and if agreed the venue fees, shall all be borne equally by the Parties). Except as otherwise specifically permitted herein, a prospective plaintiff Party may not file an action before giving the other Party ten (10) day's written notice and opportunity to demand mediation. Such notice, and a good faith effort in any mediation timely demanded, shall be a condition precedent to the prospective plaintiff Party commencing litigation.

6.3. Waiver of Jury Trial. The Parties hereby waive any and all rights to a trial by jury in any litigation pertaining to the Services or this Contract.

6.4. Certificate of Merit. As a condition precedent to filing any pleading containing a cause of action based on professional liability, Client must include a sworn Certificate of Merit from a similarly licensed professional explaining the applicable Standard of Professional Care and alleging the specific acts or omissions by which H2M violated the Standard.

6.5. Suspension of Services. Upon ten (10) days written notice, H2M may suspend delivery of the Services until any past due invoice is paid. Client shall hold H2M harmless for the impact of any such suspension.

6.6. Collection Efforts. Upon ten (10) days additional written notice, H2M may refer any past due invoice to inside or outside counsel for collection. H2M is entitled to reimbursement by Client for the time and cost involved in such collection efforts.

6.7. Liquidated Damages. Since the actual costs that H2M will suffer in such collection efforts is difficult to ascertain, the Parties agree that Client will pay H2M the following amounts as liquidated damages for such costs: two hundred dollars (\$200.00) when H2M refers a past due invoice for collection; plus either an additional six hundred dollars (\$600.00) when a collection action is filed in small claims court, or an additional two thousand dollars (\$2,000.00) when a collection action is filed in any other court. These liquidated damages are H2M's only remedy to recover such costs of collection.

6.8. Payment Disputes. H2M's collection efforts are not subject to the mediation requirements set forth above. In disputing any invoice, Client shall adhere to the Mediation and Certificate of Merit requirements set forth above.

6.9. Project Suspension. Upon seven (7) days' written notice to H2M, Client may suspend the Project for any reason. If the aggregate number of Project suspension days exceeds sixty (60) days, such will constitute cause for termination.

6.10. Termination. Either Party may terminate this Contract for cause if the other Party substantially fails to perform its obligations or otherwise breaches a material term of this Contract. Such termination will only be effective upon seven (7) days' written notice and opportunity to cure. This Contract may also be terminated by the Client without cause by providing H2M thirty (30) days written notice. If this Contract is terminated H2M shall be entitled to invoice and to be paid for any Services performed prior to the termination. Notwithstanding any other provisions of the Contract, if H2M terminates this Contract for cause, in addition to any direct damages for breach of contract, it shall be entitled to recover from Client any expenses demonstrably attributable to termination

7. Definitions *(additional definitions indicated by quotes in context).*

7.1. "Client" means the person/entity for which H2M is obliged to perform the Scope of Services set forth in the Contract (and/or for which H2M performs services described in 1.2. above). Client and H2M are each individually a **"Party"** and are collectively the **"Parties"** to the Contract.

7.2. "H2M" means the entity appropriately authorized to offer and render the services contained in the proposal and Contract. Specifically H2M Associates, Inc.; H2M Architects & Engineers, Inc.; or H2M Architects, Engineers, Land Surveying and Landscape Architecture, D.P.C. (d/b/a H2M architects + engineers), as appropriate. No proposal is intended as, and none should be interpreted to be, an offer to provide any services in any location where H2M is not authorized to provide such services.

7.3. "Contract" means the written agreement by which H2M is obligated to perform services for the Client, and includes all components specified in the proposal or otherwise incorporated by written reference.

7.4. "Services" means those services H2M is required by the Contract to perform for the Client, as such are reflected in the agreed **"Scope of Services"** set forth in the proposal and any amendments thereto agreed by the Parties in writing.

7.5. "Project" means the Client's overall endeavor at the Site, of which H2M's Scope of Services is a component.

7.6. "Site" means the real property to which the Project pertains, or where components of the Project are being built or disposed.

7.7. "Owner" means the owner(s) of the Site, whether or not such owner is also the Client.

7.8. "Contractor" means any person or entity (including the employees and subcontractors at every level thereof), other than H2M (including H2M's own employees and subconsultants), that provides materials and/or services for the Client relating to the Project or the Site. Any licensed professional or firm engaged by a Contractor, or by the Client directly (rather than as a subconsultant to H2M) is also a Contractor.

7.9. "Contractor Activity" means every activity performed by a Contractor that is in any way related to furthering the Project or otherwise performed on the Site, regardless of whether such activity is required by contract. Contractor Activity also includes a Contractor's failure to perform any activity required by law or contract.

8. General Terms

8.1. Headings. Paragraph numbering and headings are for navigational purposes only and shall be given no weight in construing the terms and conditions of this Contract.

8.2. Integration. This Contract, the components of which are specified in the proposal, represents the entire and integrated agreement between Client and H2M. This Contract supersedes all prior representations,

negotiations, and agreements, written or otherwise. In the event of any conflict between other Contract terms and these T&C, these T&C shall govern, unless the conflicting term specifically states that it is superior in precedence to this these T&C.

8.3. Severability. If any term or condition in this Contract is found to be unenforceable, the enforceable remainder shall be valid and binding upon the Parties. No waiver of any term or condition shall be construed to be a waiver of any subsequent breach.

8.4. Amendment. Any modification or addition to this Contract shall not be enforceable unless agreed upon in writing.

8.5. Delegation. Any delegation of a Party's right or obligation under this Contract shall be void unless made pursuant to advance written consent from the other Party.

8.6. Force Majeure. Neither Party shall be responsible for damages or delay caused by extraordinary events that are beyond its reasonable control and due care (as nonexclusive examples, war, terrorism, and natural disasters).

8.7. Choice of Law. The Standard of Professional Care applicable to the Services shall be supplied by the law of the state in which the Site is located. The remainder of this Contract shall be governed by the laws of the State of New York when the Site is located in New York, or by the laws of the State of New Jersey for all other Projects.

8.8. Choice of Forum. The Parties agree that the courts of New York State shall have jurisdiction over the Parties and their disputes arising under or related to this Contract as it pertains to any Site in New York State, and consent to the jurisdiction of said courts. Any New York litigation arising under or related to this Contract shall be filed in a court located in Nassau County, New York, or any New York county in which H2M maintains a permanent office at the time such litigation is commenced. The Parties agree that the courts of New Jersey shall have jurisdiction over the Parties and their disputes arising under or related to this Contract as it pertains to any Site outside New York State, and consent to the jurisdiction of said courts. Any non-New York litigation arising under or related to this Contract shall be filed in a court located in Morris County, New Jersey, or any New Jersey county in which H2M maintains a permanent office at the time such litigation is commenced.

9. Construction-Related Terms

9.1. Construction and Site Safety. Client represents that it is the Owner of the Site, or has the Owner's permission to control the Site. Nothing in this Contract or otherwise shall be interpreted to give H2M responsibility for safety upon the Site, nor for any means, methods, techniques, sequences, or procedures used, or failed to be used, in any Contractor Activity or other activity on the Project or Site (including, but not limited to shoring, bracing, scaffolding, underpinning, excavating, temporary retaining, erecting, staging, etc.). H2M employees shall comply with Site safety programs, when applicable.

9.2. Contractor's Insurance. Client is responsible for determining and demanding Contractor insurance that sufficiently protects Client. Additionally, to protect H2M, the Client shall cause any Contractor to procure, prior to commencing any Contractor Activity, at least the following insurance coverage, which must remain in force during all such activity and its associated guarantee:

9.2.1. Workers' Compensation and Disability coverages with limits at least in the amount required by law.

9.2.2. Employers' Liability coverage with policy limits not less than one million dollars (\$1,000,000) each accident, one million dollars (\$1,000,000) each employee, and one million dollars (\$1,000,000) policy limit.

9.2.3. Automobile Liability coverage for Contractor owned and non-owned vehicles utilized in performance of the Contract Activity, meeting statutorily required coverage, and with policy limits not less than one million dollars (\$1,000,000) each accident for bodily injury, death of any person and property damage.

9.2.4. Commercial General Liability coverage with policy limits of not less than one million dollars (\$1,000,000) each occurrence and three million dollars (\$3,000,000) in the aggregate for bodily injury and property damage, and which includes the following features:

9.2.4.a. Explosion, Collapse and Underground coverage, whenever such would apply to the Contractor Activity;

9.2.4.b. Pollution Liability coverage, whenever such would apply to the Contractor Activity;

9.2.4.c. Contractual Liability coverage sufficient to insure the indemnity required by 7.4. below; and

9.2.4.d. Additional Insured coverage for H2M, by endorsement using ISO Form CG 20 32 04 13, specifying each of the entities listed in 3.2. above, as well as all of their directors, officers and employees.

9.2.5. Professional Liability coverage, whenever such would apply to the Contractor Activity, for negligent acts, errors and omissions in the performance of professional services with policy limits of not less than one million dollars (\$1,000,000) per claim and one million dollars (\$1,000,000) in the aggregate.

9.3. Contractor's Indemnity. Client shall require each of its Contractors to agree, via a written contract executed prior to commencing any Contractor Activity, to defend and indemnify the Client and the "H2M Indemnitees" (including each of the entities listed in 3.2. above, as well as all of their directors, officers, employees, consultants and agents) against all claims, liabilities and costs arising, or alleged to arise, from the negligence of the Contractor (including its owners, directors, employees, contractors and any others for whom the Contractor is legally responsible) in its Contractor Activity or any of its other activities

concerning the Project or Site. This obligation does not apply to such claims, liabilities and costs that are caused by the sole negligence of the H2M Indemnitee itself.

9.4. Cost Opinions. Any opinion of cost that H2M prepares is merely an estimate supplied for the Client's general guidance. H2M has no control over variations in market conditions, suppliers' or contractors' bidding strategies, nor the impacts that these and other variables have on the actual cost of labor and materials. Therefore, H2M cannot guarantee the level of accuracy of any such estimates. If greater accuracy is required, the Client shall separately engage an independent cost estimator.

9.5. Bid Process. If H2M is to participate in Contractor bid process, Client shall provide H2M with standard bid documents required and advertise for proposals from bidders, open the proposals at the appointed time and place and pay costs incident thereto. The Client shall hold all required special meetings, serve all required public and private notices, receive and act upon all protests and fulfill all requirements necessary in the development of the contracts and pay all costs including application and permit fees incident thereto.

9.6. Construction Observation Services. If the Services include H2M providing construction observation services, H2M shall provide such services over a period defined in, and on a frequency defined in the proposal. Regardless of the required frequency, H2M shall observe the Contractors' work only for general conformance with the plans and specifications. Such Services do not include any obligation to review any Contractors' construction means, methods, techniques, sequences or procedures, or any safety precautions and programs in connection with the Project or Site. H2M is not responsible for any Contractors' failure to carry out its work in accordance with the construction contracts. If the construction schedule is extended for any reason (except due to H2M's own negligence) H2M shall be entitled to payment for its extended effort as additional services pursuant to 4.1. above, regardless of whether Client seeks reimbursement from the responsible party.

Accepted and Agreed

Client	Township of West Orange
Signature	
By: Name	Zayibeth Carballo, PE, PLS, PP, CME, CFM, CFS
Title	Assistant Municipal Engineer
Date	

H2M	H2M Architects & Engineers, Inc.
Signature	
By: Name	Mauro Bacolo
Title	V P Department Manager Water Resource Engineering
Date	October 29, 2023



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name: H2M ASSOCIATES, INC.

Trade Name:

Address: 119 CHERRY HILL ROAD, SUITE 110
PARSIPPANY, NJ 07054-1114

Certificate Number: 0068842

Effective Date: November 01, 1979

Date of Issuance: September 24, 2018

For Office Use Only:
20180924141046361



JOHN H. ALLGAIR, PE, PP, LS (1983-2001)
DAVID J. SAMUEL, PE, PP, CME
JOHN J. STEFANI, PE, LS, PP, CME
JAY B. CORNELL, PE, PP, CME
MICHAEL J. McCLELLAND, PE, PP, CME
GREGORY R. VALES, PE, PP, CME

TIM W. GILLEN, PE, PP, CME (1991-2019)
BRUCE M. KOCH, PE, PP, CME
LOUIS J. PLOSKONKA, PE, CME
TREVOR J. TAYLOR, PE, PP, CME
BEHRAM TURAN, PE, LSRP
LAURA J. NEUMANN, PE, PP
DOUGLAS ROHMEYER, PE, CFM, CME
ROBERT J. RUSSO, PE, PP, CME
JOHN J. HESS, PE, PP, CME

October 30, 2023

Via Electronic (Engineering@westorange.org) & 1st Class Mail

Township of West Orange
Department of Public Works
25 Lakeside Avenue
West Orange, NJ 07052

Attn: Zayibeth Carballo, Assistant Municipal Engineer

**Re: Professional Engineering & Surveying Services
2023 Community Development Block Grants
Road Rehabilitation of Valley Road – From Kingsley St. to Northfield Avenue
West Orange, New Jersey
Proposal No.: 2023-190**

Dear Ms. Carballo:

CME Associates is pleased to present our proposal for the design services for the above referenced project including the preparation of construction plans, specifications and bid documents for the CDBG funded project. Based on the request for proposal our office received, it is our understanding the improvements will include the following:

1. Valley Road, From Kingsley Street to Northfield Avenue
 - A. Curb and sidewalk repairs
 - B. Pavement milling and pavement resurfacing
 - C. Pavement striping
 - D. New traffic signs as necessary
 - E. Shade trees as necessary
 - F. Drainage structures repairs with new frames, grates, curb pieces as necessary. Repair existing drainage structures as necessary
 - G. New manhole castings, frames and covers as necessary. Repair existing manholes as necessary
 - H. Curb ramps as necessary

With this being said, we anticipate the following scope of services:



Zayibeth Carballo, Assistant Municipal Engineer
Township of West Orange
RE: Valley Road – From Kingsley Street to Northfield Avenue

October 30, 2023
Our File No. 2023-190

PHASE I – SURVEYING AND BASE MAP PHASE

Work in this phase will include preparation of base mapping for use in the design of the construction plans. Our survey work will include detailed field survey information of the included roadways including establishing 1 foot contours in NAVD 88 datum. The field survey will locate all existing visible surface features such as curb, sidewalk, trees, mailboxes, street signs, shrubs, pavement markings, utility poles, street lights, hedges, fences, landscaped areas, drainage leader connections and driveways within the street right-of-way. We will also provide location of utilities, as listed below, where necessary and items within the project limits and 10' behind curbs. This information will be utilized as the base map for the project construction plans. Approximate property lines will be established utilizing located property markers and tax map information.

While preparing the above referenced survey/base map and upon completion, the following tasks will be included:

1. The preparation of a base survey showing all existing improvements along the roadways within right-of-way with a 25-foot overlap and easement areas.
2. Location of all existing physical surface features such as curb, sidewalk, trees, mailboxes, street signs, shrubs, pavement markings, utility poles, street lights, hedges, fences, landscaped areas, drainage leader connections and driveways within the street right-of-way/easement will be provided.
3. As described above, datum NAVD88 shall be used for all vertical control, along with the use of NAD83 for all horizontal control.
4. The preparation of survey data based on the appropriate datum and three (3) vertical bench marks will be provided evenly spaced throughout the project.

PHASE II – DESIGN PHASE

The work in this phase will involve but not be limited to the following:

1. Prepare construction plans and construction cost estimates. Construction Plans will consist of the following:
 - i. Cover Sheet
 - ii. General Notes and Distribution of Quantities
 - iii. Overall Location Plan
 - iv. Construction Plans
 - v. Drainage and Grading Plan
 - vi. Curb Ramp Grading Plan



Zayibeth Carballo, Assistant Municipal Engineer
Township of West Orange
RE: Valley Road – From Kingsley Street to Northfield Avenue

October 30, 2023
Our File No. 2023-190

- vii. Traffic Striping and Signage Plan
 - viii. Traffic Control Plan and Details
 - ix. Construction Details
2. Prepare contract documents and specifications required for public bid in accordance with the New Jersey Local Public Contracts Law. Detailed specifications will be provided for the items to be included in the contract, along with an outline of the project. Twenty (20) sets of contract documents will be provided.

Soil Conservation Permit

Since the extent of site disturbance is expected to exceed 5,000 square feet, the work in this phase will involve the preparation of the necessary application to the Hudson, Essex, Passaic Soil Conservation District for a Soil Erosion and Sediment Control permit. The cost of application permit fees will be the responsibility of the Township.

Summary of Fee Estimates

We will provide the necessary engineering services as described above based upon the following lump sum fee amounts:

– Phase I – Surveying and Base Map Phase	\$18,000.00
– Phase II – Design Phase	\$24,000.00
Total Lump Sum Fee.....	\$42,000.00

We anticipate completing the contract documents in three months from the time of authorization.

Exceptions:

- Construction Phase Services are not included at this time. Should these services be required by the Township, our office requests the opportunity to provide a fee for same.
- Construction Stake Out is not included in this scope of services. Should same be required, our office requests the opportunity to provide a fee for same.
- Any work not specified as listed in the above phases shall be considered additional services and will be invoiced at the time said work is authorized by the Township.



Zayibeth Carballo, Assistant Municipal Engineer
Township of West Orange
RE: Valley Road – From Kingsley Street to Northfield Avenue

October 30, 2023
Our File No. 2023-190

Should this fee estimate meet your approval, please provide our office with a professional services agreement or resolution as an indication of the work to proceed. In the meantime, should you have any questions concerning this matter, please do not hesitate to contact this office.

Very truly yours,

CME Associates

Trevor J. Taylor, PE, PP, CME
Principal

TT: pv
Cc: Tina Benevento

ESSEX COUNTY COMMUNITY DEVELOPMENT

2023

RESOLUTION

WHEREAS, the Township of West Orange is one of the municipalities of Essex County that must appoint two (2) Community Development representatives to the Essex County Division of Housing and Community Development; and

WHEREAS, the Mayor has recommended the appointment of Zayibeth Carballo and James A. Williams as Community Development representatives from the Township of West Orange; and

WHEREAS, the Council is in agreement with the recommendation of the Mayor.

NOW, THEREFORE BE IT RESOLVED by the Municipal Council of the Township of West Orange that Zayibeth Carballo and James A. Williams be and they are hereby appointed as the Township of West Orange Community Development representatives to the Essex County Division of Housing and Community Development for the year 2023.

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

Tammy Williams, Council President

Adopted: November 20, 2023

RESOLUTION

To authorize the purchase of Ammunition and Related Accessories for the West Orange Police Department through a State Contract Vendor.

WHEREAS, the Township of West Orange as a contracting unit may, without advertising for bids, purchase any materials, supplies or equipment under any contract or contracts for such materials, supplies or equipment entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury pursuant to the provision of N.J.S.A. 40A: 11-12, and

WHEREAS, the Eagle Point Gun/T.J. Morris & Sons with an address of 1707 Third St, Thorofare, NJ 08086 has priced the following items in accordance with the State Contract #17-FLEET-00721

75 Cases 9mm 147gr. FMJ Federal American Eagle #AE9FP @ \$243.57 per case of 1,000 rds. X 75,000 rds. = \$18,267.75

30 Cases .223 cal. 55gr. FMJ BT PMC #223A @ \$310.40 per case of 1,000 rds. X 30,000 rds. = \$9,312.00

10 Cases 12ga. 1oz. Reduced Recoil Blue Hull Tactical Rifled Slug Federal #LE-127-RS @ \$131.95 per case of 250 rds. X 2,500 rds. = \$1,319.50

15 Cases 9mm 147gr. HST Jacketed Hollow Point Federal Premium #P9HST2 @ \$321.02 per case of 1,000 rds. X 15,000 rds. = \$4,815.30

30 Bundles IALEFI-Q CB Cardboard Targets by Speedwell Target @ \$84.08 per bundle of 100 targets. X 3,000 targets = \$2,522.40

Total Expenditure: **\$ 36,236.95**

NOW, THEREFORE BE IT RESOLVED, by the Municipal Council of the Township of West Orange hereby authorizes the Purchasing Agent to acquire ammunition and related accessories in the amount of \$36,236.95 from Eagle Point Gun/T.J Morris & Sons with funds certified available from the Chief Financial Officer.

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

Tammy Williams, Council President

Adopted: November 20, 2023

I hereby certify funds in account: 01-2010-00-5003-120 Ammunition/Firearms Training

John O. Gross, Chief Financial Officer

T0106 17DPP00046 - Award Summary - Category 16 - Automatic License Plate Recognition Surveillance Solution and 16A - Installation, Consulting Services, Hardware/Software Configuration, Training and Repair Services Hourly Rate

[illegible]

Please note that Vista Outdoor reserves the right to discontinue part numbers, change prices, change product specifications or to otherwise modify, alter or discontinue its products at any time.

Distributor Name: Morris

Agency or Contract Name: NJ State Renewal

Bid Number:

Authorized Contract Dates: From: 5/15/23 To: 5/14/24

Renewal Years: 2

Available increases? Yes ☒ No ☐

Initial Contract Period: 4 years

Contract: ☐ **Renewal:** ☒

Vista Outdoor Log Number: 19369

Contract Specific Details: : Contract was a four year initial term . This is the first of 3 each one year renewal options with increases available and mutually agreed upon.

Part Number		List Price	Agency Price
			with 10% markup
38G		\$ 301.13	\$331.24
40SWA		\$ 304.87	\$335.36
40SWB		\$ 304.87	\$335.36
45D		\$ 381.10	\$419.21
9BP		\$ 235.63	\$259.19
9BPLE		\$ 247.40	\$272.14
9MS		\$ 235.63	\$259.19
AE10A		\$ 399.83	\$439.82
AE25AP		\$ 231.50	\$254.65
AE32AP		\$ 252.55	\$277.81
AE357S2		\$ 280.84	\$308.92
AE380AP		\$ 231.50	\$254.65
AE38B		\$ 347.35	\$382.09
AE38K		\$ 347.35	\$382.09

AE40N1		\$ 303.62	\$333.99
AE40R1		\$ 271.14	\$298.25
AE40R3		\$ 271.14	\$298.25
AE40SJ1		\$ 134.69	\$148.16
AE44A		\$ 557.27	\$612.99
AE45A		\$ 324.87	\$357.36
AE45N1		\$ 343.62	\$377.98
AE45SJ1		\$ 159.18	\$175.10
AE9AP		\$ 218.37	\$240.20
AE9DP		\$ 218.37	\$240.20
AE9FP		\$ 221.43	\$243.57
AE9N1		\$ 236.73	\$260.41
AE9N2		\$ 236.73	\$260.41
AE9SJ1		\$ 116.33	\$127.96
BC40CT1		\$ 440.82	\$484.90
BC45CT1		\$ 581.63	\$639.80
BC9NT3		\$ 418.57	\$460.42
C357G		\$ 218.66	\$240.52
C44SA		\$ 255.82	\$281.40
C45LCA		\$ 373.59	\$410.95
GM38A		\$ 276.13	\$303.75
GM45B		\$ 420.92	\$463.01
P357HS1G		\$ 773.66	\$851.02
P357SHST1		\$ 389.39	\$428.33
P380HS1G		\$ 424.82	\$467.31
P380HST1		\$ 428.57	\$471.43
P38HS1G		\$ 393.59	\$432.95
P40HS3G		\$ 335.89	\$369.48
P40HST1		\$ 336.73	\$370.41
P40HST3		\$ 336.73	\$370.41
P45HS1G		\$ 404.00	\$444.40
P45HST1		\$ 385.71	\$424.29
P45HST2		\$ 385.71	\$424.29
P9HS1G1		\$ 335.89	\$369.48
P9HST1		\$ 291.84	\$321.02
P9HST2		\$ 291.84	\$321.02
P9HST3		\$ 293.88	\$323.27

308A		\$ 207.42	\$228.16
30CA		\$ 134.83	\$148.31
A76239A		\$ 306.12	\$336.73
AE223		\$ 164.64	\$181.11
AE223G		\$ 164.64	\$181.11
AE223N		\$ 164.64	\$181.11
AE223T75		\$ 164.64	\$181.11
AE3006N		\$ 368.60	\$405.46
AE308D		\$ 308.62	\$339.48
AE30CB		\$ 249.89	\$274.88
BC223NT5		\$ 438.89	\$482.78
GM223M		\$ 167.33	\$184.06
GM223M3		\$ 167.33	\$184.06
GM223M500		\$ 416.42	\$458.07
GM3006M		\$ 231.50	\$254.65
GM300WM		\$ 299.02	\$328.92
GM308M		\$ 162.48	\$178.73
GM308M2		\$ 169.21	\$186.13
GM308M500		\$ 406.19	\$446.81
GM338LM		\$ 673.47	\$740.82
GM338LM2		\$ 673.47	\$740.82
LE223T1		\$ 268.47	\$295.32
LE223T3		\$ 268.47	\$295.32
LE308TT2		\$ 220.41	\$242.45
T223A		\$ 299.29	\$329.22
T223E		\$ 311.22	\$342.35
T223L		\$ 311.22	\$342.35
T223T		\$ 373.69	\$411.06
F127 00		\$ 112.24	\$123.47
F127 000		\$ 126.02	\$138.63
F127 4B		\$ 116.33	\$127.96
F127 RS		\$ 112.46	\$123.70
F130 00		\$ 195.42	\$214.96
F130 RS		\$ 203.22	\$223.54
H121 6		\$ 65.60	\$72.16
H121 7.5		\$ 65.60	\$72.16
H121 8		\$ 65.60	\$72.16

H132 00		\$ 116.33	\$127.96
H200 6		\$ 65.60	\$72.16
H200 7.5		\$ 65.60	\$72.16
H200 8		\$ 65.60	\$72.16
H204 4		\$ 74.98	\$82.47
H204 5		\$ 74.98	\$82.47
H204 6		\$ 74.98	\$82.47
H204 7.5		\$ 74.98	\$82.47
H412 6		\$ 98.72	\$108.59
H412 7.5		\$ 98.72	\$108.59
H413 4		\$ 98.72	\$108.59
H413 5		\$ 98.72	\$108.59
H413 6		\$ 98.72	\$108.59
H413 7.5		\$ 98.72	\$108.59
LE127 00		\$ 119.95	\$131.95
LE127 RS		\$ 119.95	\$131.95
LE132 00		\$ 119.95	\$131.95
LE133 00		\$ 119.95	\$131.95
LEB127 LRS		\$ 138.55	\$152.41
LEB127 RS		\$ 138.55	\$152.41
P154 00		\$ 229.81	\$252.79
P156 00		\$ 229.81	\$252.79
TGL12 7.5		\$ 59.98	\$65.97
TGL12 8		\$ 59.98	\$65.97
TGL12 9		\$ 59.98	\$65.97
23		\$ 330.76	\$363.84
24		\$ 327.51	\$360.27
25		\$ 551.46	\$606.61
26		\$ 277.41	\$305.15
27		\$ 287.51	\$316.26
28		\$ 296.76	\$326.43
29		\$ 303.47	\$333.81
30		\$ 239.68	\$263.65
31		\$ 253.90	\$279.29
32		\$ 263.13	\$289.44
33		\$ 568.75	\$625.63
38		\$ 302.64	\$332.91

39		\$ 378.05	\$415.85
44		\$ 438.81	\$482.69
50		\$ 421.95	\$464.14
710		\$ 214.27	\$235.70
711B		\$ 260.63	\$286.70
724		\$ 214.27	\$235.70
954		\$ 428.58	\$471.44

T0106 17DPP00046 - Award Summary - Categories 1 through 11

Category 1 - Ammunition (Price Lines 1 through 7)

Category	Price Line	Brand	Primary Contractor	Blanket P.O. Pricing - Primary Contractor	Secondary Contractor	Blanket P.O. Pricing - Secondary Contractor	Notes
1	1	Blount/Speed/Gold Dot	Lawmen Supply Co. of New Jersey Inc.	14% Markup	None	N/A	Volume Discounts
1	2	CCI (All Types and Calibers)	Lawmen Supply Co. of New Jersey Inc.	14% Markup	None	N/A	Volume Discounts
1	3	Federal/American Eagle (All Types and Calibers)	Eagle Point Gun/T.J. Morris & Son	10% Markup	None	N/A	
1	4	Hornady (All Types and Calibers)	Witmer Public Safety Group Inc.	40% Discount	None	N/A	
1	5	Remington (All Types and Calibers)	Eagle Point Gun/T.J. Morris & Son	.50% Markup	None	N/A	
1	6	Winchester (All Types and Calibers)	Atlantic Tactical Inc.	49% Discount	None	N/A	
1	7	PMC Ammunition	Eagle Point Gun/T.J. Morris & Son	3% Discount	None	N/A	
1	7	PolyFrang Ammunition	Eagle Point Gun/T.J. Morris & Son	8% Markup	None	N/A	

Category 2 - Firearms and Firearm Repair Parts (Price Lines 8 through 20)

Category	Price Line	Brand	Primary Contractor	Blanket P.O. Pricing - Primary Contractor	Secondary Contractor	Blanket P.O. Pricing - Secondary Contractor	Notes
2	8	Benelli	Eagle Point Gun/T.J. Morris & Son	5% Markup	Lanigan Associates Inc.	29.50%	
2	9	Beretta	Atlantic Tactical Inc.	24.75% Discount	Lanigan Associates Inc.	1% Discount	
2	10	Bushmaster	Eagle Point Gun/T.J. Morris & Son	1% Markup	None	N/A	
2	11	Colt	RBA Inc. d/b/a Phoenix Distributors	10% Markup	Atlantic Tactical Inc.	2.80% Discount	
2	12	Daniel Defense	Lawmen Supply Co. of New Jersey Inc.	15% Markup	None	N/A	
2	13	Glock	Witmer Public Safety Group Inc.	8.05% Markup	None	N/A	
2	14	Heckler & Koch	Eagle Point Gun/T.J. Morris & Son	10% Markup	None	N/A	
2	15	Mossberg	Witmer Public Safety Group Inc.	7.49% Markup	RBA Inc. d/b/a Phoenix Distributors	10% Markup	
2	16	Remington	Eagle Point Gun/T.J. Morris & Son	1% Markup	Atlantic Tactical Inc.	26.7% Discount	
2	17	Ruger	Lawmen Supply Co. of New Jersey Inc.	18% Markup	None	N/A	
2	18	Sig Sauer					
2	19	Smith & Wesson	Atlantic Tactical Inc.	36.12% Discount	None	N/A	

No Award - No Quotes Received.



PHILIP D. MURPHY
Governor

SHEILA Y. OLIVER
Lt. Governor

State of New Jersey

DEPARTMENT OF THE TREASURY
DIVISION OF PURCHASE AND PROPERTY
PROCUREMENT BUREAU
33 WEST STATE STREET
P. O. BOX 230
TRENTON, NEW JERSEY 08625-0230
<https://www.njstart.gov>

ELIZABETH MAHER MUOIO
State Treasurer

AMY F. DAVIS, ESQ.
Acting Director

CONTRACT AMENDMENT T0106 BID SOLICITATION #17DPP00046

Date: May 9, 2023
To: All Using Agencies and the Cooperative Purchasing Participants
From: Haley Billings, Analyst Trainee
Subject: T0106 Law Enforcement Firearms, Equipment and Supplies – One-Year Contract Extension

Original Blanket P.O. Period: May 15, 2019 to May 14, 2023
1st Blanket P.O. Extension: May 14, 2023 to May 13, 2024

Please be advised that the following Blanket P.O.s have been extended for one (1) year through May 13, 2024:

Vendor {Contractor}	Blanket P.O. Number
1075 Emergency Lighting	17-FLEET-00743
5.11 Inc.	17-FLEET-00751
All Hands Fire Equipment	17-FLEET-00746
All Traffic Solutions Inc.	17-FLEET-00776
American Aluminum Accessories	17-FLEET-00770
American Diving Supply	17-FLEET-00735
Applied Concepts, Inc. d/b/a Stalker Radar	17-FLEET-00726
Aramco Inc.	17-FLEET-00729
Armament Systems and Procedures Inc.	17-FLEET-00780
Armor Express	17-FLEET-00763
Atlantic Communications Electronics Inc.	17-FLEET-00730
Atlantic Nuclear Corporation	17-FLEET-00750
Atlantic Tactical Inc.	17-FLEET-00732
AutoClear LLC	17-FLEET-00747
Axon Enterprise, Inc.	17-FLEET-00738
Badge Company of New Jersey LLC	17-FLEET-00773
CEIA USA	17-FLEET-00775
Code 3 Inc.**	17-FLEET-00739
D.M. Radio Service Corp.	17-FLEET-00720
Deployed Logix	17-FLEET-00782
Draeger Inc.	17-FLEET-00784
Eagle Point Gun/T.J. Morris & Son	17-FLEET-00721
E. D. Bullard Co.	17-FLEET-00766
Elite Emergency Lights LLC	17-FLEET-00749

PMC PALLET PRICE LIST JANUARY 1, 2021

Bronze Line Rifle Ammunition

Item #	Description	Rds/ Case	Rds/ Box	Boxes/ Case	Avg. Wt. Case	Price/ Case	Agency Price 3% discount
223A	223 REM 55 FMJ BT	1,000	20	50	28	\$320.00	\$310.40
308B	308 WIN (7.62 NATO) 147 FMJ-BT	500	20	25	29	\$337.25	\$327.13

X-TAC MILITARY SPECIFICATIONS

Item #	Description	Rds/ Case	Rds/ Box	Boxes/ Case	Avg. Wt. Case	Price/ Case	Agency Price 3% discount
5.56X	5.56 mm 55 FMJ BT	1,000	20	50	28	\$334.50	\$324.47
5.56K	5.56 mm 62 Green Tip FMJ BT	1,000	20	50	29	\$347.50	\$337.08

Bronze Line Pistol & Revolver Ammunition

Item #	Description	Rds/ Case	Rds/ Box	Boxes/ Case	Avg. Wt. Case	Price/ Case	Agency Price 3% discount
25A	25 AUTO 50 FMJ	1,000	50	20	14	\$291.00	\$282.27
32A	32 AUTO 71 FMJ	1,000	50	20	19	\$313.40	\$304.00
32B	32 AUTO 60 JHP	1,000	50	20	18	\$317.00	\$307.49
380A	380 AUTO 90 FMJ	1,000	50	20	23	\$262.00	\$254.14
38G	38 SPL 132 FMJ	1,000	50	20	34	\$299.60	\$290.61
38SA	38 SUPER +P 130 FMJ	1,000	50	20	32	\$380.20	\$368.79
9A	9MM LUGER 115 FMJ	1,000	50	20	30	\$195.80	\$189.93
9B	9MM LUGER 115 JHP	1,000	50	20	30	\$310.00	\$300.70
9G	9MM LUGER 124 FMJ	1,000	50	20	31	\$205.00	\$198.85
357A	357 MAG 158 JSP	1,000	50	20	39	\$369.80	\$358.71
40B	40 S&W 165 JHP	1,000	50	20	38	\$339.80	\$329.61
40D	40 S&W 165 FMJ FP	1,000	50	20	38	\$259.80	\$252.01
40E	40 S&W 180 FMJ FP	1,000	50	20	40	\$259.80	\$252.01
45A	45 AUTO 230 FMJ	1,000	50	20	51	\$315.00	\$305.55

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

WHEREAS, certain West Orange property owners or their mortgage company have made a duplicate payment;

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 taxes.

<u>Block</u>	<u>Lot</u>	<u>Name & Address</u>	<u>Amount</u>
42.03	95	Wells Fargo Bank Attn: Refunds/Financial Support PO Box 14506 Des Moines, IA 50328-0001	\$ 3,994.11
119	32	Shaymiya Corp 60 Kirk Street West Orange, NJ 07052	\$2,200.00
155.22 42.01	C0013	Corelogic PO Box 9202 Coppell, TX 75019	\$3,792.06
155.22 42.01	C0055	Corelogic PO Box 9202 Coppell, TX 75019	\$3,718.98
155.22 42.01	C0121	Corelogic PO Box 9202 Coppell, TX 75019	\$3,746.74
164.04	23	Lauren Gordon 149 Hickory Road West Orange, NJ 07052	\$4,014.87

167.03	35	Corelogic PO Box 9202 Coppell, TX 75019	\$7,839.27
173.05	8	Corelogic PO Box 9202 Coppell, TX 75019	\$ 2,737.48
175.23	29	Corelogic PO Box 9202 Coppell, TX 75019	\$ 2,866.85
178.28	7 C0156	Corelogic PO Box 9202 Coppell, TX 75019	\$ 3,929.62
178.32	10 C0134	Corelogic PO Box 9202 Coppell, TX 75019	\$ 3,971.75

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

Tammy Williams
Council President

Adopted: November 20, 2023

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

John O. Gross, Chief Financial Officer

**RESOLUTION OF THE TOWNSHIP OF WEST ORANGE, IN THE
COUNTY OF ESSEX, STATE OF NEW JERSEY, AUTHORIZING
A \$25,000 EMERGENCY APPROPRIATION PURSUANT TO
N.J.S.A. 40A:4-48 TO FUND NECESSARY IMPROVEMENTS IN
THE TOWNSHIP AS A RESULT OF A STORM SEWER PIPE
COLLAPSING ON SOUTH VALLEY ROAD (Under 3% Limitation)**

WHEREAS, an emergency has arisen for the need to fund necessary response and recover expenses in the Township as a result of a storm sewer pipe collapsing on South Valley Road, and no adequate provision was made in the FY 2023 budget for the aforesaid purpose, and N.J.S.A. 40A:4-46 provides for the creation on an emergency appropriation for the purpose mentioned above; and

WHEREAS, the total amount of the emergency appropriations created, including the appropriation to be created by this resolution, is \$25,000, and three (3%) percent of the total operating appropriations in the budget for FY 2023 is \$3,330,403; and

WHEREAS, the foregoing appropriation, together with prior appropriations, does not exceed three (3%) percent of the total operating appropriations (including utility operation appropriations) in the budget for FY 2023,

NOW, THEREFORE, BE IT RESOLVED (by not less than 2/3 of all governing body members affirmatively concurring) that in accordance with N.J.S.A. 40A:4-48:

Section 1. An emergency appropriation is hereby made for "OTHER EXPENSES" in the amount of \$25,000 to fund necessary response and recover expenses in the Township as a result of a storm sewer pipe collapsing on South Valley Road and includes all work, materials, labor, and appurtenances necessary therefor or incidental thereto and on file in the Township Finance Office.

Section 2. That said emergency appropriation shall be provided for in full in the FY 2024 budget and is requested to be excluded from CAPS, pursuant to N.J.S.A. 40A:4-45.3c(1).

Section 3. That two (2) certified copies of this resolution be filed with the Director of the Division of Local Government Services.

Section 4. This resolution shall take effect immediately.

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

Tammy Williams, Council President

Adopted : November 20, 2023

CERTIFICATION FOR EMERGENCY APPROPRIATION

I, JOHN GROSS, the Chief Financial Officer of the TOWNSHIP OF WEST ORANGE, in the County of Essex, State of New Jersey, DO HEREBY CERTIFY as follows:

1. Purpose of emergency appropriation: To fund necessary response and recover expenses in the Town as a result of a storm sewer pipe that collapsed on South Valley Road and includes all work, materials, labor, and appurtenances necessary therefor or incidental thereto (\$25,000) (the "Project").

2. Document fully the circumstances for the emergency appropriation resolution: On or about November 20th, 2023, the collapse of a storm sewer pipe on South Valley Road caused severe damage in the Township. To fund the necessary response and recover expenses in the Township due to a storm sewer pipe collapsing on South Valley Road, the Township needed to adopt an emergency appropriation that shall be provided for in full in the FY 2024 budget. The estimate to undertake the improvements is approximately \$25,000 and was not something that was budgeted for in the Town's 2023 Budget. Accordingly, there were insufficient appropriations to fund the necessary response in the Town due to the collapse of the storm sewer pipe on South Valley Road damage (\$25,000). This appropriation will be provided for in full in the FY 2024 budget.

3. Date of occurrence: October 31, 2023.

4. Have any contracts been awarded or purchase orders placed in connection with this emergency appropriation? Yes [] No [X]

5. The total amount of the emergency appropriations created, including the appropriation to be created by this resolution, is \$25,000, and three (3%) percent of the total operating appropriations in the budget for FY 2023 is \$3,330,403, and the foregoing appropriation together with prior appropriations does not exceed three (3%) percent of the total operating appropriations (including utility operation appropriations) in the budget for FY 2023.

Date: November 20, 2023

TOWNSHIP OF WEST ORANGE

JOHN GROSS, Chief Financial Officer

CERTIFICATION

I, KAREN CARNEVALE, Clerk of the TOWNSHIP OF WEST ORANGE, in the County of ESSEX, State of New Jersey (the “TOWN”), DO HEREBY CERTIFY that the annexed resolution entitled, “RESOLUTION OF THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY, AUTHORIZING A \$25,000 EMERGENCY APPROPRIATION PURSUANT TO N.J.S.A. 40A:4-48 TO FUND NECESSARY STREET IMPROVEMENTS ON SOUTH VALLEY ROAD IN RESULTS TO A STORM SEWER PIPE COLLAPSE”, is a copy of a resolution which was duly adopted by the governing body of the TOWN at a meeting duly called and held on NOVEMBER 20TH, 2023 in full compliance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., at which meeting a quorum was present and acting throughout and which resolution has been compared by me with the original thereof as contained in the minutes as officially recorded in my office in the Minute Book of such governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to within and aforesaid resolution has not been repealed, amended or rescinded but remains in full force and effect on and as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township as of this 20th day of NOVEMBER 2023.

(SEAL)

KAREN J. CARNEVALE, R.M.C.
Clerk of the TOWNSHIP OF WEST ORANGE

RESOLUTION

WHEREAS, the Township of West Orange requires professional services of a professional engineering firm to perform traffic counts at the intersection of Valley Road and Mitchell Street; and

WHEREAS, traffic counts are necessary to determine if and where changes in traffic control at intersections are warranted; and

WHEREAS, the Assistant Municipal Engineer solicited a proposal from Greenman – Pedersen, Inc. for professional engineering services; and

WHEREAS, Greenman – Pedersen, Inc., 301 Gibraltar Drive, Suite 2A, Morris Plains, NJ 07950 responded to the Request for Proposal to provide traffic counts; and

WHEREAS, Greenman – Pedersen, Inc., have performed similar work for the Township on several projects and their work quality is very good; and

WHEREAS, Greenman – Pedersen, Inc., responded to the Township’s Request for Qualifications for Professional Services for 2023; and

WHEREAS, the Purchasing Agent has confirmed that GPI was awarded over \$17,500.00 for the 2023 calendar year; and

WHEREAS, the scope and cost of services shall be in accordance with the proposal attached hereto; and

WHEREAS, the cost of services shall not exceed \$2,180.00; and

WHEREAS, sufficient funds exist for the services outlined in the proposal of Greenman – Pedersen, Inc.; and

WHEREAS, the Township Council concurs in the foregoing.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange, New Jersey that a professional services contract be awarded to Greenman – Pedersen, Inc., to provide professional engineering services for traffic count at the intersection of Valley Road and Mitchell Street in an amount not to exceed \$2,180.00.

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

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

Tammy Williams, Council President

Adopted: November 20, 2023

I hereby certify funds are available from:

ACCOUNT NO.

\$2,180.00

John O. Gross, Chief Financial Officer

November 1, 2023

383-23

Leonard R. Lepore, Municipal Engineer
Director of Public Works
Township of West Orange
25 Lakeside Avenue
West Orange, NJ 07052

RE: Proposal to Provide Traffic Count at intersection of
Valley Road and Mitchell Street
Township of West Orange, Essex County, NJ

Dear Mr. Lepore:

Pursuant to your request, Greenman-Pedersen, Inc. (GPI) will conduct a traffic count at the above referenced intersection for a 24-hour period utilizing MioVision cameras.

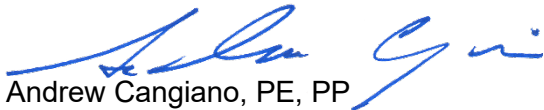
The following assumptions are reflected in the cost estimate:

- Count will be conducted with MioVision Cameras.
- Count will be twenty-four (24) hours in length (12:00AM to 12:00AM on a typical Tuesday, Wednesday, or Thursday while schools are in session).
- Count Classification
 - MioVision Premium Classification:
 - Motorcycles
 - Cars & Light Goods
 - Buses
 - Single Unit Trucks
 - Articulated Trucks
 - Pedestrians & Bicycles in the crosswalk
- Counts will be completed on: TBD
 - Once counts are conducted estimate one week to process data.
- No ATR's will be installed.
- No flow diagrams will be provided.

FEE: \$2,180.00

We are pleased to have this opportunity to be of continued service to the Township of West Orange and hope you will find our proposal favorable. We would be happy to provide additional information or assistance as your needs dictate. My direct line is (973) 434-8349.

Very truly yours,



Andrew Cangiano, PE, PP
Director of Engineering

cc: Zayibeth Carballo
Janie Tubito

m:\proposal\ac\west orange\traffic count -valley & mitchell 2023\traffic count proposal valley -mitchell 11-1-2023.docx

RESOLUTION

WHEREAS, the Township Council has adopted certain Ordinances approving cannabis distributors and cultivation facilities which are contained in Chapter 5, Sections 34.2 *et seq.*; and

WHEREAS, the Township Council issued letters of support to Peace of Mind (“POM”) Construction and Yerrr Canna (“YC”); and

WHEREAS, POM and YC lost site control for their locations; and

WHEREAS, the Township Council suspended their letters of support but indicated they could seek a renewal based upon a new location which would be subject to the Township’s approval; and

WHEREAS, POM and YC have not contacted or advised the Township as to any new location; and

WHEREAS, POM and YC were the sole approved cultivators within the Township; and

WHEREAS, the Township wishes to have a final conclusion as to the POM and YC letters of support;

NOW, BE IT HEREBY RESOLVED, by the Township Council of the Township of West Orange that the Township Clerk shall send a copy of this Resolution to POM and YC notifying them that they have until December 31, 2023 to advise the Township via Karen Carnevale, Municipal Clerk, as to whether they have a proposed new location. If a new location is not identified, their previously issued letters of support will be deemed extinguished so that the Township Council can determine whether to issue new letters of support for another licensed

cultivation businesses. If POM and/or YC identify a new location, POM and/or YC shall notify the Clerk and Police Chief in writing by December 31, 2023 and the Council shall consider same as soon as practicable.

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

Tammy Williams,
Council President

Adopted: November 20, 2023

RESOLUTION

WHEREAS, pursuant to N.J.S.A. 40:48-2 and N.J.S.A. 24:61-45, the Township Council adopted Ordinance 2647-21 on July 13, 2021, amending the Township Code to include rules and regulations governing cannabis which were amended on February 15, 2022 by Ordinance 2673-21, and which were further amended on August 22, 2023 by Ordinance 2808-23; and

WHEREAS, the Township’s rules and regulations governing cannabis within the Township includes a local license requirement, which requires cannabis businesses to apply for and obtain the Township Council’s approval, as well as site plan approval from the Township’s Planning Board, and a state-issued cannabis license, before receiving a local license from the Township; and

WHEREAS, the Township Council issued a letter of support for West Orange Wellness, LLC; and

WHEREAS, West Orange Wellness LLC, an entity registered to do business in the State of New Jersey, submitted a local license application for the proposed operation of a cannabis retail dispensary business within the Township at the property located at: Block 4, Lot 12, commonly known as 26 So. Valley Road, West Orange, New Jersey (“Application”); and

WHEREAS, West Orange Wellness, LLC has received site plan approval from the Township’s Planning Board for the above-referenced proposed cannabis retail business; and

WHEREAS, West Orange Wellness, LLC received final approval from the State of New Jersey Cannabis Regulatory Commission (“CRC”) for a Class V Cannabis Retail Annual License; and

WHEREAS, notice of this application has been provided to all property owners with 200 feet and the Board of Education; and

WHEREAS, the issuance of a cannabis retailer license to West Orange Wellness, LLC by the CRC will not exceed the Township's current limit of retail cannabis businesses;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of West Orange, County of Essex, State of New Jersey, in consideration of the recommendations of the Chief of Police hereby determines to be in the best interests of the Township, as follows:

1. The above recitals are incorporated as though set forth at length herein.
2. The application of West Orange Wellness, LLC for a local license to operate a cannabis retail business within the Township at the property located at: Block 4, Lot 12 (commonly known as 26 So. Valley Road, West Orange, New Jersey), is in compliance with the Township's local regulations on cannabis businesses, and is hereby approved.
3. This Resolution shall constitute proof of local support for West Orange Wellness, LLC's Application, pursuant to N.J.A.C. 17:30-7.8(a)(5) and proof that said application complies with the Township's local restrictions pursuant to N.J.S.A. 24:6I-45(c).
4. The issuance by the New Jersey Cannabis Regulatory Commission of an annual Class V Cannabis Retail license to West Orange Wellness, LLC would not exceed the Township's current limit of retail cannabis businesses.
5. In the event that West Orange Wellness, LLC receives an annual Class V Cannabis Retail license operating permit from the State of New Jersey and satisfies all other requirements under Township Code §5-33.7, the Township Clerk is authorized and directed to issue a local cannabis retail business license to West Orange Wellness, LLC.

6. The Township Clerk shall promptly provide West Orange Wellness, LLC and the New Jersey Cannabis Regulatory Commission with a certified copy of this Resolution.

7. This Resolution shall take effect immediately.

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

Tammy Williams,
Council President

Adopted: November 20, 2023

RESOLUTION APPROVING CCRB MEMBERS COMMENCING JANUARY 1, 2024

WHEREAS, the Township Council has the authority to select three (3) members of the Civilian Complaint Review Board (the “CCRB”) pursuant to Township of West Orange Municipal Code § 4:40-2; and

WHEREAS, the Township Council having reviewed and discussed applicants and nominees for the position of board member of the CCRB; and

WHEREAS, the Township Council having agreed and approved of the following three nominees for appointment to the CCRB:

1. Cynthia Bailey;
2. V. RaShawn Woodley; and
3. Maria Vera ; and

NOW, BE IT HEREBY RESOLVED, by the Township Council of the Township of West Orange that Cynthia Bailey, V. RaShawn Woodley, and Maria Vera are qualified to serve as members of the CCRB and shall serve on the CCRB commencing January 1, 2024 and expiring December 31, 2027.

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

Tammy Williams,
Council President

Adopted: November 20, 2023

Resolution to Authorize the Purchase and Installation Police Equipment, specifically Dispatch Furniture through the Union County Cooperative Pricing System Contracts # UCCP 8-2022 IT Infrastructure, Fiber Optic Network Advanced Applications and Services

WHEREAS, the Township of West Orange (Township) employs a Nationally Accredited Police Force (Police Department); and

WHEREAS, the Police Department is a 24/7/365 Public Safety Answering Point (PSAP); and

WHEREAS, the Police Department employs Public Safety Telecommunicators and Police Officers to answer 9-1-1, Administrative and radio calls; and

WHEREAS, the Township wishes to utilize Cooperative Contract Purchasing Methods to replace the dispatch room furniture that is in disrepair; and

WHEREAS, pursuant to the provision made in the Local Public Contracts Law N.J.S.A. 40A:11-5(2) the Township as a Local Government Unit, may without public advertising for goods or services enter into contracts already secured by the United States of America, the State of New Jersey, County or Municipality; and

WHEREAS, the Township as a member of the Union County Cooperative Pricing System cooperative can utilize the cooperative contracts with the following Company see Exhibit "A" annexed hereto for cost detail:

**Johnston Communications
DBA JCT Solutions
36 Commerce St.
Springfield, NJ 07081
Approved Co-op No. UCCP 8-2022
Total cost of Dispatch Furniture \$222,727.11**

NOW, THEREFORE BE IT RESOLVED, by the West Orange Township Council that the Contract for new dispatch furniture for the West Orange Police Department be awarded to the above-mentioned company.

BE IT FURTHER RESOLVED, that the Purchasing Agent, on behalf of the Township issue and execute Purchase Order for the amount awarded with funds certified available by the Chief Financial Officer.

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

Tammy Williams, Council President

Adopted: November 20, 2023

I certify funds are available in Account No. 03-2704-22-0200-020 Police Communications Center

John O. Gross, Chief Financial Officer

EXHIBIT "A"

6/14/2023
Nick Allegrino
West Orange Police Department
60 Main St
West Orange New Jersey 07052
JCTQ7477



Union County Coop

PART NUMBER	DESCRIPTION	QTY	Cost	Manufacturer	Discount	Unit Price	Extended Price
Dispatch Center Furniture							
60-1566-02	TLP Pro 1025MBlack - Wall Mount	20	\$ 3,053.00	crestron	15%	\$ 2,595.05	\$ 51,901.00
VPX-TC1-Pro	Dispatch Console	16	\$ 1,563.59	crestron	15%	\$ 1,329.05	\$ 21,264.82
VPX-TX1-WP2-W	Next-gen 4K60 4:4:4 1Gbps AV-over-IP transmitter wall plate (white)	16	\$ 1,290.78	crestron	15%	\$ 1,097.16	\$ 17,554.61
Dante Updated VPX	VpX Dante	24	\$ 245.63	crestron	15%	\$ 208.79	\$ 5,010.85
VPX-TC1-Pro	Next-gen 4K60 4:4:4 1	32	\$ 1,363.59	crestron	15%	\$ 1,159.05	\$ 37,089.65
VPX-TX1-WP2-W	Next-gen 4K60 4:4:4 wall plate (white)	20	\$ 1,290.78	crestron	15%	\$ 1,097.16	\$ 21,943.26
Dante Updated VPX	VpX Dante	12	\$ 245.63	crestron	15%	\$ 208.79	\$ 2,505.43
AX103255	Cats+ Kconn Patch Panel 48-P	8	\$ 693.65	Belden	11%	\$ 589.60	\$ 4,716.82
94S1	Audio Cable, 1 Pair 22 AWG stranded (7x30) tinned copper pair, polypropyl	6	\$ 587.91	Belden	11%	\$ 499.72	\$ 2,998.34
6200UE	Security & Commercial Audio Cable, Plenum-CMP 2-16 AWG stranded bare	10	\$ 545.06	Belden	11%	\$ 463.30	\$ 4,633.01
AX103255	Cats+ Kconn Patch Panel 48-P	3	\$ 593.06	Belden	11%	\$ 504.10	\$ 1,512.30
CHG 2H US	20 Compactant network charger. Features universal charging bays for SL B	20	\$ 548.06	crestron	15%	\$ 465.85	\$ 9,317.02
JCT LABOR	Installation	50	N/A	N/A	N/A	\$ 140.00	\$ 7,000.00
JCT LABOR	PROJECT MANAGEMENT	50	N/A	N/A	N/A	\$ 140.00	\$ 7,000.00
JCT LABOR	CAD DRAWINGS	24	N/A	N/A	N/A	\$ 140.00	\$ 3,360.00
JCT LABOR	Programming	132	N/A	N/A	N/A	\$ 140.00	\$ 18,480.00
JCT LABOR	SYSTEM TRAINING	46	N/A	N/A	N/A	\$ 140.00	\$ 6,440.00
						Total	\$ 222,727.11

RESOLUTION

**Authorizing the Competitive Contracting Process for a Vendor
to Design and Build Various Solar Facilities on Township property**

WHEREAS, the Township of West Orange (“Township”) will seek a vendor to design and build various solar facilities on Township property; and

WHEREAS, the vendor shall have sufficient background and experience in the design and build of solar facilities; and

WHEREAS, under the Local Public Contracts Law N.J.S.A. 40A:11-4.1(i) competitive contracting may be used by local contracting units in lieu of the standard public bidding process for procurement of specialized goods and services; and

WHEREAS, the Township meets the criteria of Local Public Contracts Law N.J.S.A. 40A:11-4.1(i) which allows the use of a methodology to rank and evaluate proposals received to not only secure the best price but the best service to suit the Townships needs.

NOW HEREBY BE IT RESOLVED, by the Council of the Township of West Orange, that the Competitive Contracting Process shall be initiated for services stated herein and to be implemented by the Purchasing Agent and the Chief Financial Officer according to the local public contracts law.

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

Tammy Williams
Council President

Adopted: November 20, 2023

**RESOLUTION OF THE TOWNSHIP OF WEST ORANGE, IN
THE COUNTY OF ESSEX, STATE OF NEW JERSEY
PROVIDING FOR THE ISSUANCE OF SPECIAL
EMERGENCY NOTES IN AN AMOUNT NOT TO EXCEED
\$1,500,000 TO FUND CONTRACTUALLY REQUIRED
SEVERANCE LIABILITIES RESULTING FROM THE
RETIREMENT OF EMPLOYEES IN THE TOWNSHIP**

WHEREAS, pursuant to N.J.S.A. 40A:4-53 and an ordinance finally adopted on November 20, 2023 (the "Ordinance"), the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township") authorized a special emergency appropriation in the amount of \$1,500,000 to fund contractually required severance liabilities resulting from the retirement of employees in the Township; and

WHEREAS, in accordance with N.J.S.A. 40A:4-55 and the Ordinance, the Township now seeks to issue special emergency notes, which may be renewed from time to time, to finance contractually required severance liabilities resulting from the retirement of employees in the Township and at least 1/5 of all such special emergency notes, including renewals thereof, shall mature and be paid in each year, so that all notes and renewals shall have matured and have been paid not later than the last day of the fifth year following the date of issuance of the special emergency notes.

NOW, THEREFORE, BE IT RESOLVED, (not less than two-thirds of all the members of the governing body thereof affirmatively concurring) that in accordance with N.J.S.A. 40A:4-55:

0. A special emergency appropriation has previously been made in the amount of \$1,500,000 to provide for the cost of funding contractually required severance liabilities resulting from the retirement of employees in the Township.
1. In accordance with N.J.S.A. 40A:4-55, special emergency notes are hereby authorized by the Township Council of the Township to be issued in an amount not to exceed \$1,500,000.
2. At least 1/5 of all such special emergency notes, including renewals thereof, authorized hereunder shall mature and be paid in each year, so that all notes and renewals shall have matured and have been paid not later than the last day of the fifth year following the date of issuance of the special emergency notes.
3. Such special emergency notes shall be executed by the Mayor and the

Chief Financial Officer of the Township and the official seal shall be thereunto affixed, imprinted or reproduced and attested by the Clerk of the Township. All notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer of the Township. It is hereby delegated to the Chief Financial Officer of the Township the authority to determine all matters in connection with the notes issued, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. The Chief Financial Officer is also hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest, if any, thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the Township Council of the Township at the meeting next succeeding the date when any sale or delivery of the special emergency notes pursuant to this resolution is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the special emergency notes so sold, the price obtained and the name of the purchaser.

4. A certified copy of this resolution shall be filed with the Director of the Division of Local Government Services, within the New Jersey Department of Community Affairs.
5. This resolution shall become immediately effective in accordance with law.

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

Tammy Williams
Council President

Adopted: November 20, 2023

CERTIFICATION

I, KAREN J. CARNEVALE, R.M.C., Clerk of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), DO HEREBY CERTIFY that the annexed resolution entitled, "RESOLUTION OF THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY PROVIDING FOR THE ISSUANCE OF SPECIAL EMERGENCY NOTES IN AN AMOUNT NOT TO EXCEED \$1,500,000 TO FUND CONTRACTUALLY REQUIRED SEVERANCE LIABILITIES RESULTING FROM THE RETIREMENT OF EMPLOYEES IN THE TOWNSHIP", is a true copy of a resolution which was duly adopted at a meeting of the Township Council of the Township duly called and held on November 20, 2023, in full compliance with the Open Public Meetings Act, N.J.S.A. 10:4-6 et seq., at which meeting a quorum was present and acting throughout, and which resolution has been compared by me with the original thereof as contained in the minutes as officially recorded in my office in the Minute Book of such Township, and said resolution is a true, complete and correct copy thereof and has not been amended, modified or repealed and is in full force and effect on and as of the date hereof.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Township this 20th day of November, 2023.

KAREN J. CARNEVALE, R.M.C.
Township Clerk

R E S O L U T I O N

WHEREAS, the Township of West Orange has advertised for bids, pursuant to the New Jersey Local Public Contract Law (N.J.S.A. 40A-11-1) for the Ginny Duenkel Pool Electrical Improvements, West Orange, N.J.; and

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

WHEREAS, the Assistant Municipal Engineer reported that the successful bidder has strictly complied with the bid specifications and is the lowest responsible bidder.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that the contract for the Ginny Duenkel Pool Electrical Improvements is hereby awarded to:

O'MALLEY ELECTRIC, LLC

10 WEST THOMAS STREET

WHARTON, NJ 07885

in an amount not to exceed \$123,456.00;

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, RMC,
Municipal Clerk**

Tammy Williams, Council President

Adopted: November 20, 2023

I certify funds are available for this work

**AccountNo. 03-2610-20-0200-140
Capital Budget
\$123,456.00**

John O. Gross, Chief Financial Officer

**GINNY DUENKEL POOL ELECTRICAL IMPROVEMENTS
BIDS RECEIVED ON: NOVEMBER 9, 2023**

				1		2	
Awarded By Township of West Orange on:				O'MALLEY ELECTRIC, LLC 10 WEST THOMAS STREET WHARTON, NJ 07885		D&M ELECTRICAL, LLC 3 BORREGO DRIVE WOODLAND, PARK, NJ 07424	
				LOW BIDDER		391-23	
ITEM NO.	Description of Items	Unit Measure	Quantity	Unit Price	Amount	Unit Price	Amount
1	COMPLETION OF ALL WORK AS OUTLINED ON PLANS AND SPECIFICATIONS	LS	1	\$118,456.00	\$118,456.00	\$142,400.00	\$142,400.00
2	MISC. CONTINGENCY ALLOWANCE, UTILIZED FOR MISCELLANEOUS MODIFICATION DUE TO UNKNOWN CONDITIONS, OR ANY WORK AS MAY BE DIRECTED BY THE ENGINEER. ALL COSTS (INCLUDING 10% OVERHEAD AND 10% PROFIT) OF THE CONTRACTOR WILL BE PAID UNDER THIS ALLOWANCE. CONTRACTOR MUST HAVE ENGINEER'S APPROVAL BEFORE UTILIZING THIS ITEM	LS	1	\$5,000.00	\$5,000.00	\$5,000.00	\$5,000.00
	BASE BID TOTALS			Bid Amount	\$123,456.00	Bid Amount	\$147,400.00
	TOTALS				Bid Bond 10%		Bid Bond 10%

RESOLUTION

Whereas, the Township of West Orange desires to apply for and obtain a grant from the New Jersey Department of Community Affairs American Rescue Plan Firefighter Grant for approximately \$70,500 to carry out a project to obtain Personal Protective Equipment for turnout gear for the West Orange Fire Department.

Be it therefore RESOLVED,

- 1) that the Township of West Orange does hereby authorize the application for such a grant; and,
- 2) recognizes and accepts that the Department may offer a lesser or greater amount and therefore, upon receipt of the grant agreement from the New Jersey Department of Community Affairs, does further authorize the execution of any such grant agreement; and also, upon receipt of the fully executed agreement from the Department, does further authorize the expenditure of funds pursuant to the terms of the agreement between the Township of West Orange and the New Jersey Department of Community Affairs.

Be it further RESOLVED, that the persons whose names, titles, and signatures appear below are authorized to sign the application, and that they or their successors in said titles are authorized to sign the agreement, and any other documents necessary in connection therewith:

(signature)
Susan McCartney

(type or print name)
Mayor

(title)

(signature)
Karen J. Carnevale

(type or print name)
Municipal Clerk

(title)

CERTIFICATION:

I, Karen J. Carnevale, the Municipal Clerk, of the Township of West Orange hereby certify that at a meeting of the Governing Body held on November 20, 2023 the above RESOLUTION was duly adopted.

AFFIX GOV'T, CORPORATE OR NOTARY SEAL

_____ (Signature of Municipal Clerk)

**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;

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 taxes.

<u>Block</u>	<u>Lot</u>	<u>Name & Address</u>	<u>Amount</u>
26	10.06	Corelogic PO Box 9202 Coppell, TX 75019	\$3,198.88
29	26	Corelogic PO Box 9202 Coppell, TX 75019	\$ 990.09
40	6.02	Corelogic PO Box 9202 Coppell, TX 75019	\$2,107.40
41.02	111	Corelogic PO Box 9202 Coppell, TX 75019	\$ 202.31
46.02	16	Corelogic PO Box 9202 Coppell, TX 75019	\$ 777.06
52.05	6	Corelogic PO Box 9202 Coppell, TX 75019	\$ 452.12
71.01	56	C0038 Ricardo Haber 24 Hutton Avenue West Orange, NJ 07052	\$6,787.64

158.12	115	Corelogic PO Box 9202 Coppell, TX 75019	\$ 65.89
158.12	182	Corelogic PO Box 9202 Coppell, TX 75019	\$8,196.79

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

Tammy Williams
Council President

Adopted: November 20, 2023

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

John Gross, Chief Financial Officer

R E S O L U T I O N

WHEREAS, in late October 2023, the Township's Sewer Division determined the storm sewer pipe at South Valley Road near Silver Spring Road had collapsed; and

WHEREAS, the collapse of the storm sewer pipe also caused the collapse of street pavement; and

WHEREAS, an old brick drain inlet is also in need of repair; and

WHEREAS, to avoid any additional collapse of the sewer pipe and street pavement, the Engineering Division and Sewer Division decided to replace the sewer pipe, restore pavement and repair the brick drain inlet on an expedited and emergency basis; and

WHEREAS, pursuant to the Local Public Contracts Law, Emergency Contracts, N.J.S.A. 40A:11.6a the Municipal Engineer on October 31, 2023 notified the Purchasing Agent of the need to perform an emergency contract for this work with a total estimated cost of \$25,000.00; and

WHEREAS, it was concluded that to expedite the work and to perform the emergency repair of the storm sewer pipe at South Valley Road near Silver Spring Road to protect public health and safety an emergency contract would be issued to Grabowski Construction Inc.; and

WHEREAS, Grabowski Construction Inc. submitted a proposal dated November 15, 2023 for the emergency repair of the storm sewer in the amount of \$31,243.02; and

WHEREAS, the Municipal Engineer by letter dated November 15, 2023 recommends paying the costs of this emergency work; and

WHEREAS, sufficient funds exist for this work; and

WHEREAS, the Township Council concurs in the foregoing.

NOW THEREFORE BE IT RESOLVED by the Township Council of the Township of West Orange that an emergency appropriation in an amount not to exceed \$31,243.02 without authorization is authorized to Grabowski Construction for emergency storm sewer construction to the Township's storm

sewer pipe on South Valley Road.

BE IT FURTHER RESOLVED that this work was performed pursuant to the provisions of the Local Public Contracts Law, Emergency Contracts, N.J.S.A. 40A:11-6 as the work was required to protect public health and welfare.

Karen J. Carnevale, RMC, Municipal Clerk

Tammy Williams, Council President

Adopted: November 20, 2023

I certify funds are available for this work from:

Account No. _____
\$31,243.00
Capital Budget, Sewer Improvements

John O. Gross, Chief Financial Officer

EMERGENCY REPAIR LEGISLATIVE HISTORY

Currently, there is no asset management plan for the Township's stormwater and sanitary sewer infrastructure, which does not allow for this type of emergency work to be anticipated. This repair is emergent which disallowed time to solicit multiple bids from contractors. This emergency work includes storm sewer reconstruction, pavement and curb restoration, removal and disposal of existing catch basin and installation of new catch basin frame and grate. Grabowski Construction, Inc. was available to complete the work in an expeditious manner since Grabowski Construction, Inc. is located in West Orange with a construction yard that has material and equipment needed to perform the emergency repair expeditiously. The aggregate dollar value of non-competitive work completed by Grabowski Construction, Inc. in the previous 12 months is \$392,690.00 which were approved by Resolution No's 295-22, 296-22, 36-23 and 317-23. This total amount includes emergency work such as reconstruction of Mellon Avenue, site clearing for emergency access at Glen Avenue culvert and emergency sanitary sewer replacement on Mitchell Street.



CONSTRUCTION, INC.

770 Northfield Avenue
West Orange, New Jersey 07052

Office 973-731-0111
Fax 973-731-6709

November 15, 2023

Township of West Orange
25 Lakeside Ave
West Orange, NJ 07052

Re: Catch Basin Replacement

Scope of Work: Encountered Unforeseen Latent Problems

1. Sawcut pavement, 20 lf @ \$20.00 = \$400.00
 2. Removal & disposal of pavement around basin, 1 cy @ \$775.00 = \$775.00
 3. Removal & disposal of existing catch basin, 1 each @ \$4,268.00 = \$4,268.00
 4. Dewatering, 2" trash pump, 3 days @ \$625.00 = \$1,875.00
 5. Field build catch basin, stone under slab, 1 unit @ \$9,492.50 = \$9,492.50
 6. Install new frame & grate, 1 unit @ \$2,875.00 = \$2,875.00
 7. Backfill & compact around new catch basin, 1 each @ \$742.00 = \$742.00
 8. Patch asphalt & curb, lump sum, \$1,250.00
 9. Traffic control, 4 days, \$6,925.52
 10. Additional day for labor and equipment due to latent subsurface conditions, \$2,640.00
- Total - \$31,243.02

Submitted by,

Grabowski Construction, Inc

RESOLUTION

WHEREAS, on January 10, 2023, the Township of West Orange Township Council (the “Township Council”) approved competitive contracting pursuant to N.J.S.A. 40A:11-4.1 with regard to insurance brokerage services by adoption of Resolution No. 20-2023; and

WHEREAS, on or about August 25, 2023, the Township issued a Request for Proposals for Insurance Brokerage Services which notice was published in the Star Ledger and Township Website; and

WHEREAS, the RFP required submissions by September 13, 2023 at 11:00 a.m.; and

WHEREAS, the Township received five (5) submissions; and

WHEREAS, an evaluation committee was appointed which interviewed the respondents; and

WHEREAS, a summary of the commissions and scoring was prepared and provided to the Township Council; and

WHEREAS, the Mayor recommends award of the Contract to Brown & Brown;

NOW, BE IT HEREBY RESOLVED, by the Township Council of the Township of West Orange that the Mayor be and is hereby authorized to execute a contract with Brown & Brown of Roseland, New Jersey for the insurance brokerage services and the Municipal Clerk be and is hereby authorized to attest to the Mayor’s signature for a term of two (2) years with the option to extend for one (1) additional year; and it is further

RESOLVED that the Municipal Clerk shall provide notice of the award in accordance with applicable law.

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

Tammy Williams,
Council President

Adopted: November 20, 2023

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

John O. Gross, Chief Financial Officer

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7, TRAFFIC, SUBSECTION 7-32.1
HANDICAPPED PARKING ON STREETS AND SUBSECTION 7-32.2, RESTRICTED PARKING ZONES,
OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE**

BE IT ORDAINED, by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey as follows:

Section 1. Subsection 7-32.2, Restricted Parking Zones, of the Revised General Ordinances of the Township of West Orange is hereby supplemented and amended as follows (*italic type denotes deletion, bold type denotes addition*):

7-32.2 Restricted Parking Zones. Pursuant to N.J.S.A 39:4-197.6, Restricted Parking Zones, as defined in N.J.S.A. 39:4-207.6e, are established in front of the following residences as indicated on the Tax Maps of the Township of West Orange, at the specified locations. Parking within a specific zone is restricted to the motor vehicle issued a permit pursuant to N.J.S.A. 39:4-197.7. In accordance with N.J.S.A., 39:4-197.6 parking is permitted in the Restricted Parking Zone except when prohibited in front of the residence by other sections of this Chapter.

Residence Address	No. of Spaces	Location
116 Watchung Avenue	1	Beginning 70 feet north of the northerly curb line of Ridge Avenue extended and extending 20 feet north.
46 Watson Avenue	1	Beginning 40 feet north of the northerly curb line of Chestnut Street, and extending 19 feet north.
26 Nutman Place	1	Beginning 326 feet west of the westerly curb line of Valley Road, and extending 21 feet north.

Section 2. If any provision of this Ordinance or application thereof, under any circumstances, is held invalid, the invalidity shall not affect any other provisions or applications of this Ordinance that can be given effect without the invalid provision(s) or application(s) and to this end the provisions of this Ordinance are severable.

Section 3. All other Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication in accordance with law and upon the approval of the New Jersey Department of Transportation if required.

Susan McCartney, Mayor

Karen J. Carnevale, R.M.C.

Tammy Williams, Council President

Introduced: October 24, 2023

Adopted: November 20, 2023

LEGISLATIVE HISTORY

This Ordinance is in response to requests from handicapped residents who reside at 116 Watchung Avenue, 46 Watson Avenue, and 26 Nutman Place.

By adopting this Ordinance, the Township will establish a handicapped parking stall adjacent to each of these addresses. Such parking stalls are permissible under the laws of New Jersey, and they are designated as Restricted Parking Zones. Parking in these restricted zones is permissible when not prohibited by other sections of Chapter 7 of the West Orange Revised General Ordinances.

TOWNSHIP OF WEST ORANGE

ORDINANCE NUMBER 2825-23

**ORDINANCE OF THE TOWNSHIP OF WEST ORANGE, IN THE
COUNTY OF ESSEX, STATE OF NEW JERSEY PROVIDING FOR
A SPECIAL EMERGENCY APPROPRIATION IN AN AMOUNT
NOT TO EXCEED \$1,500,000 TO FUND CONTRACTUALLY
REQUIRED SEVERANCE LIABILITIES RESULTING FROM THE
RETIREMENT OF EMPLOYEES IN THE TOWNSHIP**

WHEREAS, N.J.S.A. 40A:4-53 provides that a local unit such as the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), may adopt an ordinance authorizing a special emergency appropriation for the payoff of contractually required severance liabilities resulting from the layoff or retirement of employees of the Township; and

WHEREAS, pursuant to N.J.S.A. 40A:4-53, the Township desires to authorize a special emergency appropriation in the amount of \$1,500,000 to fund the cost of contractually required severance liabilities resulting from the retirement of employees of the Township.

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY (not less than the majority of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. Pursuant to N.J.S.A. 40A:4-53, the amount of \$1,500,000 (i) is hereby appropriated to fund the cost of contractually required severance liabilities resulting from the retirement of employees of the Township, and (ii) shall be deemed a special emergency appropriation as defined and provided for in N.J.S.A. 40A:4-53.

SECTION 2. To finance the appropriation authorized hereunder, and described in Section 1 hereof, special emergency notes of the Township (the "Notes") shall be authorized by a resolution of the Township Council of the Township to be adopted in accordance with the provisions of N.J.S.A. 40A:4-55.

SECTION 3. A certified copy of this ordinance as finally adopted will be filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs.

SECTION 4. This ordinance shall take effect twenty (20) days after final adoption and approval by the Mayor.

ADOPTED ON FIRST READING

DATED: November 8, 2023

KAREN J. CARNEVALE, R.M.C.
Municipal Clerk

TAMMY WILLIAMS, Council President

**ADOPTED ON SECOND READING
DATED: NOVEMBER 20, 2023**

**KAREN J. CARNEVALE, R.M.C.
Municipal Clerk**

TAMMY WILLIAMS, Council President

APPROVAL BY THE MAYOR ON THIS ____ DAY OF _____, 2023.

SUSAN MCCARTNEY, Mayor

TOWNSHIP OF WEST ORANGE
PUBLIC NOTICE
NOTICE OF PENDING ORDINANCE

The ordinance, the title of which is published herewith, was introduced and approved upon first reading at a meeting of the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey, held on October 24, 2023, and will be further considered for final passage, after public hearing thereon, at a meeting of said Township Council to be held on November 21, 2023 at 7:00 p.m.

The purpose of this ordinance is to authorize a special emergency appropriation in an amount not to exceed \$1,500,000 to fund the cost of contractually required severance liabilities resulting from the retirement of employees of the Township.

A copy of said ordinance may be obtained from the Office of the Clerk of the Township during regular municipal office hours at Township Municipal Building, 66 Main Street, West Orange, in said County.

ORDINANCE NUMBER 2825-23

**ORDINANCE OF THE TOWNSHIP OF WEST ORANGE, IN THE
COUNTY OF ESSEX, STATE OF NEW JERSEY PROVIDING FOR
A SPECIAL EMERGENCY APPROPRIATION IN AN AMOUNT
NOT TO EXCEED \$1,500,000 TO FUND CONTRACTUALLY
REQUIRED SEVERANCE LIABILITIES RESULTING FROM THE
RETIREMENT OF EMPLOYEES IN THE TOWNSHIP**

KAREN J. CARNEVALE, R.M.C.

TOWNSHIP OF WEST ORANGE

PUBLIC NOTICE

NOTICE OF THE DATE OF PASSAGE OF ORDINANCE

The ordinance, the title of which is published herewith, has been finally adopted by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey on November 21, 2023

The purpose of this ordinance is to authorize a special emergency appropriation in an amount not to exceed \$1,500,000 to fund the cost of contractually required severance liabilities resulting from the retirement of employees of the Township within the Township.

ORDINANCE NUMBER 2825-23

**ORDINANCE OF THE TOWNSHIP OF WEST ORANGE, IN THE
COUNTY OF ESSEX, STATE OF NEW JERSEY PROVIDING FOR
A SPECIAL EMERGENCY APPROPRIATION IN AN AMOUNT
NOT TO EXCEED \$1,500,000 TO FUND CONTRACTUALLY
REQUIRED SEVERANCE LIABILITIES RESULTING FROM THE
RETIREMENT OF EMPLOYEES IN THE TOWNSHIP**

KAREN J. CARNEVALE, R.M.C.

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the governing body of the Township duly called and held on October 24, 2023 at 6:30 p.m., in said County, and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Township this ____ day of _____, 2023.

(SEAL)

KAREN J. CARNEVALE, R.M.C.
Clerk of the Township of West Orange

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the governing body of the Township duly called and held on November ____, 2023 at 6:30 p.m., in said County, and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Township this ____ day of _____, 2023.

(SEAL)

KAREN J. CARNEVALE, R.M.C.
Clerk of the Township of West Orange

CLERK'S CERTIFICATE

I, KAREN J. CARNEVALE, R.M.C., DO HEREBY CERTIFY that I am the Clerk of the Township of West Orange, in the County of Essex (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

(1) Attached hereto is the ordinance introduced on October 24, 2023, finally adopted on November ____, 2023 and approved by the Mayor on ____, 2023 (if applicable).

(2) After introduction, the ordinance was published as required by applicable law on ____, 2023 in (insert name of newspaper).

(3) Following the passage of the ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy or summary of said ordinance and a notice that copies of the ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the ordinance by the governing body. Copies of the ordinance were made available to all who requested same.

(4) After final passage, the ordinance was duly published as required by law on ____, 2023 in (insert name of newspaper).

(5) The ordinance has not been amended, added to, altered or repealed and said ordinance is now in full force and effect.

(6) A certified copy of the ordinance has been filed with the Director of the Division of Local Government Services, New Jersey Department of Community Affairs.

(7) The official seal of the Township is the seal, an impression of which is affixed, imprinted or reproduced opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed, imprinted or reproduced the official seal of the Township this ____ day of ____, 2023.

(SEAL)

KAREN J. CARNEVALE, R.M.C.
Clerk of the Township of West Orange

LAST NAME	FIRST NAME	AMOUNT
ANTONUCCI	JOSEPH	\$55,457.93
BARBELLA	THOMA	\$129,311.64
BROWN	DALE	\$36,331.86
BRYANT	CHARLES	\$170,104.64
CARNOVALE	CHRISTOPHER	\$35,364.25
CHIRICO	NICOLA	\$75,532.16
CONDON	STEVEN	\$9,851.29
CONNOLLY	MICHAEL	\$17,718.24
CZERNY	CHESTER	\$168.06
DEMARS	JOHN	\$77,756.02
DILLON	KEVIN	\$109,233.27
FITTS	WILLIAM	\$772.19
FONZINO	JOSEPH	\$1,730.82
GAYNOR	SEAN	\$51,832.83
GRANDE	NICHOLAS	\$14,682.27
GRAY	COREY	\$17,579.78
HOLDER	WILLIAM	\$94,392.00
HUNT	ELIZABETH	\$45,296.89
HYWEL	STEVEN	\$160,993.09
KEENAN	MATTHEW	\$79,987.25
LUCIANO	ELISE	\$545.33
MAGNATTA	MARION	\$1,007.67
MCGEE	WILLIAM	\$90,536.53
MINO	MICHAEL	\$1,476.86
PALMERE	DAVID	\$14,939.85
PETERS	DONALD	\$82,043.22
PHILIPPE	SALOMON	\$483.68
PROMOLLO	DONNA	\$552.71
REDSTONE	JOHN	\$639.77
ROSENBLUTH	KATHLEEN	\$175.93
TAYLOR	MICHAEL	\$47,158.32
THOMPSON	TELISHA	\$350.07
VARANELLI	WILLIAM	\$72,710.45
VARKONYI	AMANDA	\$7,969.99
VEGA	GLORIA	\$1,198.98
SOUZA	ALBERT	\$159,125.86
COPONI	STEVEN	\$72,975.15

\$1,737,986.85

**AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7, TRAFFIC, SUBSECTION 7-32.2
RESTRICTED PARKING ZONES and 7-32.3 HANDICAPPED PARKING IN MUNICIPAL PARKING LOTS and
BOARD OF EDUCATION PROPERTY OF THE REVISED GENERAL ORDINANCES
OF THE TOWNSHIP OF WEST ORANGE**

BE IT ORDAINED, by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey as follows:

Section 1. Subsections 7-32.2, Restricted Parking Zones and 7-32.3 Handicapped Parking in Municipal Parking Lots and Board of Education Property, of the Revised General Ordinances of the Township of West Orange are hereby supplemented and amended as follows (*italic type denotes deletion, bold type denotes addition*):

7-32.2 Restricted Parking Zones. Pursuant to N.J.S.A 39:4-197.6, Restricted Parking Zones, as defined in N.J.S.A. 39:4-207.6e, are established in front of the following residences as indicated on the Tax Maps of the Township of West Orange, at the specified locations. Parking within a specific zone is restricted to the motor vehicle issued a permit pursuant to N.J.S.A. 39:4-197.7. In accordance with N.J.S.A., 39:4-197.6 parking is permitted in the Restricted Parking Zone except when prohibited in front of the residence by other sections of this Chapter.

Residence Address	No. of Spaces	Location
77 Mitchell Street	1	Beginning 296 feet west of the westerly curb line of Rollinson Street and extending 18 feet west.
21 Lafayette Street	1	Beginning 217 feet south of the Southerly curb line of Cary Street And extending 19 feet south.

Subsection 7-32.3, Handicapped Parking in Municipal Parking Lots and Board of Education Property, of the Revised General Ordinances of the Township **of** West Orange is hereby supplemented and amended as follows (*italic type denotes deletion, bold type denotes addition*):

In accordance with the provisions of N.J.S.A. 39:4-197, the following locations are designated as handicapped parking places. Such spaces are for use by persons who have been issued special identification cards or plates or placards by the New Jersey Motor Vehicle Commission, or a temporary placard issued by the Chief of Police. No other person shall be permitted to park in these places.

<i>Location</i>	<i>Spaces</i>	<i>Parking Space(s)</i>
51 Seward Street (Lot #11)	2	No. 1 & No. 2

Section 2. If any provision of this Ordinance or application thereof, under any circumstances, is held invalid, the invalidity shall not affect any other provisions or applications of this Ordinance that can be given effect without the invalid provision(s) or application(s) and to this end the provisions of this Ordinance are severable.

Section 3. All other Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 4. This Ordinance shall take effect upon final passage and publication in accordance with law and upon the approval of the New Jersey Department of Transportation if required.

Susan McCartney, Mayor

Karen J. Carnevale, R.M.C.

Tammy Williams, Council President

Introduced: November 20, 2023

Adopted: December 5, 2023

LEGISLATIVE HISTORY

This Ordinance is in response to requests from handicapped residents who reside at 77 Mitchell Street, and 21 Lafayette Street.

By adopting this Ordinance, the Township will establish a handicapped parking stall adjacent to each of these addresses. Such parking stalls are permissible under the laws of New Jersey, and they are designated as Restricted Parking Zones.

Additionally, a Township resident requested a handicapped parking space be located in Lot #11 at 51 Seward Street adjacent to both Colgate Field and Edison Middle School. The Municipal Engineer determined that two spaces were necessary for this location. These spaces will be available for use by anyone issued a NJMVC handicapped placard or license plate.

**AN ORDINANCE AMENDING CHAPTER 21, SECTION ____ OF THE REVISED
GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE**

**BE IT ORDAINED BY THE MUNICIPAL COUNCIL OF THE TOWNSHIP OF
WEST ORANGE, NEW JERSEY** that Chapter 21 of the Revised General Ordinances of the
Township of West Orange be and are hereby amended as follows:

I. PURPOSE

The purpose of this ordinance is to prohibit the use of gas-powered leaf blowers within the Township seasonally and then fully on January 1, 2026. The Township has determined that health and well-being of residents and workers and the overall climate supports the provisions herein.

**II. CHAPTER 21, SECTION _____ ENTITLED DEFINITIONS BE AND IS HEREBY
AMENDED AS FOLLOWS:**

Electric Powered Leaf Blower shall mean a piece of equipment powered by an electric motor used in yard maintenance.

Gas-Powered Leaf Blower shall mean a piece of equipment powered by a two-stroke or four-stroke engine using gasoline or a mixture of gasoline and oil blend as fuel and used primarily for but not exclusively to blow grass clippings and debris, leaves, dirt, etc. often used in yard and lawn maintenance.

Turbine Blower commonly referred to as a “Buffalo Blower” shall mean a piece of equipment that is connected to a small tractor, golf cart or other vehicle and is intended to maintain large parcels of land. It shall be used only on golf courses.

**III. CHAPTER 21, SECTION _____ e ENTITLED PROHIBITED CONDUCT BE AND IS
HEREBY AMENDED AS FOLLOWS:**

The use of Gas-Powered Leaf Blowers, except a Turbine Blower, shall be prohibited within the Township of West Orange on residential, commercial and Township properties as follows:

1. Gas Powered Leaf Blowers may be permitted March 1 through April 30, 2024; and October 1 through December 31, 2024.
2. Effective January 1, 2026, Gas-Powered Leaf Blowers shall be prohibited anywhere in the Township for any reason.
3. All Leaf Blowers shall be prohibited from use in the application of chemicals or products to treat bug or insect infestation.
4. Hours of usage for Leaf Blowers shall be limited to:

- a) Monday through Friday 7:30 a.m. to 6:00 p.m.
- b) Saturdays and Sundays 9:00 a.m. to 5:00 p.m.
- 5. Turbine blowers shall be permitted within the Township.

IV. CHAPTER 21, SECTION _____ ENTITLED EXCEPTIONS BE AND IS HEREBY AMENDED TO ADD AS FOLLOWS:

In the event of a weather emergency or other emergent circumstances, the Township Emergency Management Coordinator shall be permitted to modify the restrictions of this Ordinance.

No provision herein shall apply to any county, state or federal governmental property.

V. CHAPTER 21, SECTION _____ ENTITLED PENALTIES BE AND IS HEREBY AMENDED TO ADD AS FOLLOWS:

Fines for violation of this Ordinance shall be applicable to both the property owner and any contractor doing work in the Township and shall be fixed by Resolution.

VI. CHAPTER 21, SECTION ____ BE AND IS HEREBY AMENDED TO ADD AS FOLLOWS:

Landscaper Registry

All landscapers working within the Township shall be required to register with the Department of Public Works no later than March 15, 2024 and renewed annually thereafter. A list of registered landscapers shall be accessible on the Township website. The fee for registration shall be fixed by Resolution.

VII. REPEAL OF CONFLICTING ORDINANCES

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

VIII. SEVERABILITY

If any part of this Ordinance shall be deemed invalid, such determination shall only apply to those specific section(s), paragraph(s), subparagraph(s), clause(s) or provision(s) and those parts shall be severed. The invalidity thereof shall not affect the remaining parts of this Ordinance which shall be deemed valid and effective.

IX. EFFECTIVE DATE

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

SUSAN McCARTNEY, MAYOR

**TAMMY WILLIAMS,
COUNCIL PRESIDENT**

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

INTRODUCED: November 20, 2023

ADOPTED: December 5, 2023

Approved as to form on the basis of facts provided.

Legislative History

This Ordinance is intended to limit and prohibit the use of Gas-Powered Leaf Blowers within the Township.

Supplemental information shall be provided as part of Second Reading of this Ordinance.

AN ORDINANCE AMENDING AND SUPPLEMENTING CHAPTER 7, TRAFFIC, SUBSECTION 7-25, LOADING ZONES, SUBSECTION 7-14.7, ALTERNATE SIDE PARKING, AND 7-14.1, NIGHT PARKING RESTRICTED OF THE REVISED GENERAL ORDINANCES OF THE TOWNSHIP OF WEST ORANGE

BE IT ORDAINED, by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey as follows:

Section 1. Subsection 7-25, Loading Zones, of the Township of West Orange is hereby supplemented and amended as follows: (*italic type denotes deletion, bold type denotes addition*):

Name of Street	Hours/Days	Sides	Location
Chestnut Street	7AM-6PM M-F	South	Beginning at a point 38 feet east of the easterly curb line of Franklin Avenue and extending to a point 130 feet easterly there from. The first twenty feet of this Zone is designated as a Handicapped Drop Off Area.

Section 2. Subsection 7-14.7, Alternate Side Parking, of the Township of West Orange is hereby supplemented and amended as follows: (*italic type denotes deletion, bold type denotes addition*):

Name of Street	Column A	Column B	Location
<i>Chestnut Street</i>	<i>North</i>	<i>South</i>	<i>Watchung Avenue to Franklin Avenue</i>
Chestnut Street	North		Watchung Avenue to Franklin Avenue
Chestnut Street		South	Watchung Avenue to Whittlesey Avenue

Section 3. Subsection 7-14.1C, Night Parking Restricted, of the Township of West Orange is hereby supplemented and amended as follows: (*italic type denotes deletion*, **bold type denotes addition**):

EXCEPTIONS

Name of Street	Side	Location
<i>Chestnut Street</i>	<i>Both</i>	<i>Franklin Avenue to Harrison Avenue</i>
Chestnut Street	North	Franklin Avenue to Harrison Avenue
Chestnut Street	South	Whittlesey Avenue to Harrison Avenue

Section 4. If any provisions of this Ordinance or application thereof, under any circumstances, is held invalid, the invalidity shall not affect any of the provisions or applications of this Ordinance that can be given effect without the valid provision(s) or application and to this end, the provisions of this Ordinance are severable. All other Ordinances or parts of Ordinances inconsistent with this Ordinance are hereby repealed.

Section 5. This Ordinance shall take effect upon final passage and publication in accordance with law.

SUSAN McCARTNEY, MAYOR

TAMMY WILLIAMS,
COUNCIL PRESIDENT

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

INTRODUCED: November 20, 2023

ADOPTED: December 5, 2023

Approved as to form on the basis of facts provided.

LEGISLATIVE HISTORY

This Ordinance amends the Revised General Ordinances of the Township of West Orange Chapter 7-25, Loading Zones, adding a new loading zone on Chestnut Street adjacent to the Playhouse Preschool on Franklin Avenue to accommodate the safe drop off and pickup of students. The subsequent adjustment of existing Township Ordinances allows this change. Loading Zones are permitted for loading or unloading goods, materials and passengers.

**TOWNSHIP OF WEST ORANGE
COUNTY OF ESSEX, STATE OF NEW JERSEY**

BOND ORDINANCE NUMBER 2829-23

**BOND ORDINANCE PROVIDING FOR VARIOUS 2023
CAPITAL ACQUISITIONS AND IMPROVEMENTS, BY AND
IN THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY
OF ESSEX, STATE OF NEW JERSEY; APPROPRIATING
\$6,300,000 THEREFOR AND AUTHORIZING THE ISSUANCE
OF \$6,000,000 BONDS OR NOTES OF THE TOWNSHIP TO
FINANCE PART OF THE COST THEREOF**

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

SECTION 1. The improvements or purposes described in Section 3(a) of this bond ordinance are hereby authorized as general improvements to be undertaken by the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section (3)(a) hereof, there is hereby appropriated the amount of \$6,300,000, said amount being inclusive of a down payment in the amount of \$300,000 now available for said improvements or purposes as required by the Local Bond Law of the State of New Jersey, as amended and supplemented (N.J.S.A. §40A:2-1 et seq.) (the "Local Bond Law"), by virtue of an appropriation from the Township's Capital Improvement Fund for down payment or capital improvement purposes in a previously adopted budget or budgets of the Township.

SECTION 2. For the financing of said improvements or purposes described in Section (3)(a) hereof and to meet part of said \$6,300,000 appropriation not provided for by said down payment referred to in Section 1 hereof, negotiable bonds of the

Township are hereby authorized to be issued in the aggregate principal amount of \$6,000,000 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in an aggregate principal amount not exceeding \$6,000,000 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued include, but are not limited to, as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Improvements and repairs to various roadways within the Township, including, but not limited to, Valley Way, Maple Street, Hoover Avenue, Cleveland Terrance, Lincoln Avenue, Mount Pleasant Place, Lancaster Terrace, Normandy Terrace, Manchester Road, and Chestnut Road;	\$ 3,300,000	\$ 3,142,857	\$ 157,143	10 years
(ii) Various improvements and repairs to Lando Lot within the Township, including, but not limited to, stripping, realignment, and re-opening of the Washington entrance;	\$ 100,000	\$ 95,238	\$ 4,762	10 years
ii) Various repairs, upgrades and decommissions for the Township sewer system, including but not limited to, decommissioning pump stations, replacing existing 18" sewer on Freeman Street, upgrading backup pump systems on Haggerty street, and culvert improvements on Beverly Road and Glenn Avenue, including, but not limited to, designing repairs for sanitary sewers, stream erosion, outfalls and channels;	\$ 650,000	\$ 619,047	\$ 30,953	20 years

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(iv) Acquisition of various non-passenger vehicles for various departments within the Township, including but not limited to, a fire engine for the Fire Department, and the replacement of garbage trucks and tandems for the Department of Public Works, including equipment and accessories related thereto;	\$ 1,500,000	\$ 1,428,571	\$ 71,429	10 years
(v) Various outdoor facility improvements to Township owned properties, including but not limited to, improvements and upgrades to the Township Municipal and Police buildings;	\$ 550,000	\$ 523,809	\$ 26,191	15 years
(vi) Various interior facility improvements to Township owned properties, including but not limited to, fire safety upgrades and improvements to the Township Municipal building;	\$ 100,000	\$ 95,238	\$ 4,762	10 years
(vii) Acquisition of various equipment, including but not limited to, personal protective equipment for the Fire Department, including equipment and accessories related thereto;	\$ 50,000	\$ 47,620	\$ 2,380	10 years
(viii) Acquisition of equipment, including but not limited to, upgrades and replacements to copiers in various municipal buildings throughout the Township.	\$ 50,000	\$ 47,620	\$ 2,380	5 years
TOTALS:	<u>\$ 6,300,000</u>	<u>\$ 6,000,000</u>	<u>\$ 300,000</u>	<u>11.42 years</u>

(b) The improvements and purposes set forth in Section 3(a) above shall also include, but are not limited to, as applicable, milling, paving, repaving, striping, curbs, driveway aprons, manholes, and all engineering and design work, surveying, construction management services, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The estimated maximum amount of bonds or notes to be issued by the Township for said improvements and purposes is \$6,000,000.

(d) The estimated cost of said improvements and purposes to the Township is \$6,300,000, the excess amount thereof over the estimated maximum amount of bonds or notes to be issued therefor is the down payment in the amount of \$300,000 now available for said improvements and purposes from the Township's Capital Improvement Fund.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Essex make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Essex. In the event that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Essex shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township (the "Chief Financial Officer"), provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be

determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. § 40A:2-8.1 of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget of the Township, as applicable. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not current expenses and are improvements and purposes which the

Township may lawfully undertake as general improvements and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof in accordance with the limitations set forth in the Local Bond Law, is 11.42 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$6,000,000. The obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An amount not exceeding \$1,260,000 for items of expense listed in and permitted under N.J.S.A. § 40A:2-20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes and improvements described in Section 5(a) hereof.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township and, unless paid from other sources, the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the principal of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3(a) hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditure toward the costs of the improvements or purposes described in Section 3(a) hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are "placed in service" (within the meaning of Treasury Regulation §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of the obligations of the Township authorized herein and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of the obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails

to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued on a tax-exempt basis under this bond ordinance.

SECTION 12. The Mayor, the Chief Financial Officer, the Township Administrator, and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the improvements or purposes set forth herein and to effectuate any transaction contemplated hereby.

SECTION 13. This bond ordinance shall take effect twenty (20) days after the first publication of this bond ordinance after final adoption and approval by the Mayor, as provided by the Local Bond Law.

**ADOPTED ON FIRST READING
DATED: November 20, 2023**

**KAREN J. CARNEVALE, Clerk
Township of West Orange**

**TAMMY WILLIAMS,
Council President
Township of West Orange**

**ADOPTED ON SECOND READING
DATED: December 5, 2023**

**KAREN J. CARNEVALE, Clerk
Township of West Orange**

**TAMMY WILLIAMS,
Council President
Township of West Orange**

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____, 2023.

SUSAN MCCARTNEY, Mayor
Township of West Orange

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township") on November 20, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body of the Township to be held at the Township Municipal Building, 66 Main Street, West Orange, New Jersey, in said County, on December 5, 2023 at 6:30 p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS 2023 CAPITAL ACQUISITIONS AND IMPROVEMENTS, BY AND IN THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY; APPROPRIATING \$6,300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): The bond ordinance authorizes various 2023 capital acquisitions and improvements, decommissions, repairs, and upgrades, including, but not limited to, (i) improvements and repairs to various roadways within the Township, including, but not limited to, Valley Way, Maple Street, Hoover Avenue, Cleveland Terrance, Lincoln Avenue, Mount Pleasant Place, Lancaster Terrace, Normandy Terrace, Manchester Road, and Chestnut Road; (ii) various improvements and repairs to Lando Lot within the Township, including, but not limited to, stripping, realignment, and re-opening of the Washington entrance; (iii) various repairs, upgrades, and decommissions for the Township sewer system, including but not limited to, decommissioning pump stations, replacing existing 18" sewer on Freeman Street, upgrading backup pump systems on Haggerty Street, and culvert improvements on Beverly Road and Glenn Avenue, including, but not limited to, designing repairs for sanitary sewers, stream erosion, outfalls and channels; (iv) acquisitions of various non-passenger vehicles for various departments within the Township, including but not limited to, a fire engine for the Fire Department, and replacement of the garbage trucks and tandems for the Department of Public Works, including equipment and accessories related thereto; (v) various outdoor facility improvements to Township owned properties, including, but not limited to, improvements and upgrades to the Township Municipal and Police buildings; (vi) various interior facility improvements to Township owned properties, including but not limited to, fire safety upgrades and improvements to the Township Municipal building; (vii) acquisitions of various equipment, including but not limited to, personal protective equipment for the Fire Department, including equipment and accessories related thereto and; (viii) acquisitions of equipment, including but not limited to, upgrades and replacements to copiers in various locations throughout the Township. **Please refer to the full bond ordinance for a more complete description of the improvements and purposes of the bond ordinance.**

Appropriation: \$6,300,000

**Bonds/Notes
Authorized:** \$6,000,000

Down Payment: \$300,000

Section 20 Costs: \$1,260,000

Useful Life: 11.42 years

KAREN J. CARNEVALE,
Clerk of the Township of West Orange

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF BOND ORDINANCE ADOPTION AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township") on December 5, 2023 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS 2023 CAPITAL ACQUISITIONS AND IMPROVEMENTS, BY AND IN THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY; APPROPRIATING \$6,300,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF

Purpose(s): The bond ordinance authorizes various 2023 capital acquisitions and improvements, decommissions, repairs, and upgrades, including, but not limited to, (i) improvements and repairs to various roadways within the Township, including, but not limited to, Valley Way, Maple Street, Hoover Avenue, Cleveland Terrance, Lincoln Avenue, Mount Pleasant Place, Lancaster Terrace, Normandy Terrace, Manchester Road, and Chestnut Road; (ii) various improvements and repairs to Lando Lot within the Township, including, but not limited to, stripping, realignment, and re-opening of the Washington entrance; (iii) various repairs, upgrades, and decommissions for the Township sewer system, including but not limited to, decommissioning pump stations, replacing existing 18" sewer on Freeman Street, upgrading backup pump systems on Haggerty Street, and culvert improvements on Beverly Road and Glenn Avenue, including, but not limited to, designing repairs for sanitary sewers, stream erosion, outfalls and channels; (iv) acquisitions of various non-passenger vehicles for various departments within the Township, including but not limited to, a fire engine for the Fire Department, and replacement of the garbage trucks and tandems for the Department of Public Works, including equipment and accessories related thereto; (v) various outdoor facility improvements to Township owned properties, including, but not limited to, improvements and upgrades to the Township Municipal and Police buildings; (vi) various interior facility improvements to Township owned properties, including but not limited to, fire safety upgrades and improvements to the Township Municipal building; (vii) acquisitions of various equipment, including but not limited to, personal protective equipment for the Fire Department, including equipment and accessories related thereto and; (viii) acquisitions of equipment, including but not limited to, upgrades and replacements to copiers in various locations throughout the Township. **Please refer to the full bond ordinance for a more complete description of the improvements and purposes of the bond ordinance.**

Appropriation: \$6,300,000

**Bonds/Notes
Authorized:** \$6,000,000

Down Payment: \$300,000

Section 20 Costs: 1,260,000

Useful Life: 11.42 years

KAREN J. CARNEVALE,
Clerk of the Township of West Orange

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

CERTIFICATE OF INTRODUCTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Council of the Township duly called and held on November 20, 2023 at 6:30 p.m. at the Township Municipal Building, 66 Main Street, West Orange, New Jersey and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Township and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Township as of this _____ day of _____, 2023.

(SEAL)

**KAREN J. CARNEVALE,
Clerk of the Township of West Orange**

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

CERTIFICATE OF FINAL ADOPTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Council of the Township duly called and held on December 5, 2023 at 6:30 p.m. at the Township Municipal Building, 66 Main Street, West Orange, New Jersey and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Township as of this _____ day of _____, 2023.

(SEAL)

**KAREN J. CARNEVALE,
Clerk of the Township of West Orange**

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

CLERK'S CERTIFICATE AS TO ADOPTION OF BOND ORDINANCE

I, KAREN J. CARNEVALE, DO HEREBY CERTIFY that I am the Clerk of the Township of West Orange, in the County of Essex (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

(1) Attached hereto is the bond ordinance introduced on November 20, 2023 and finally adopted on December 5, 2023 by the Township Council of the Township and approved by the Mayor on _____, 2023.

(2) After introduction, the bond ordinance was published as required by law on _____, 2023 in _____ (insert name of newspaper).

(3) Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body of the Township. Copies of the bond ordinance were made available to all who requested same.

(4) After final passage, the bond ordinance was duly approved by the Mayor on _____, 2023 and was duly published as required by law on _____, 2023 in _____(insert name of newspaper). No protest signed by any person against making any improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body of the Township or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

(5) The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

(6) A certified copy of the bond ordinance and a copy of the amended capital budget form have been filed with the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, as applicable.

(7) An impression of the official seal of the Township is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Township as of this _____ day of _____, 202__.

(SEAL)

KAREN J. CARNEVALE,
Clerk of the Township of West Orange

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

**CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT
FOR BOND ORDINANCE**

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by John Gross, the Chief Financial Officer of the Township, as of November 20, 2023, that such Supplemental Debt Statement was filed in my office on November 20, 2023 and with the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs on _____, 2023.

**KAREN J. CARNEVALE,
Clerk of the Township of West Orange**

DOWN PAYMENT CERTIFICATE

I, the undersigned Chief Financial Officer of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), DO HEREBY CERTIFY that prior to final adoption of the bond ordinance entitled,

**"BOND ORDINANCE PROVIDING FOR VARIOUS 2023
CAPITAL ACQUISITIONS AND IMPROVEMENTS, BY
AND IN THE TOWNSHIP OF WEST ORANGE, IN THE
COUNTY OF ESSEX, STATE OF NEW JERSEY;
APPROPRIATING \$6,300,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$6,000,000 BONDS
OR NOTES OF THE TOWNSHIP TO FINANCE PART OF
THE COST THEREOF"**

there was available as a down payment for the improvements or purposes authorized by said bond ordinance the amount of \$300,000, which amount was made available by virtue of an appropriation from the Township's Capital Improvement Fund for down payment or capital improvement purposes in a previously adopted budget or budgets of the Township.

IN WITNESS WHEREOF, I have hereunto set my hand on behalf of the Township as of this _____ day of _____, 2023.

**JOHN GROSS,
Chief Financial Officer**

2023		Capital Budget Requests					
Department	Category	Project Title	Description	Justification	Useful Life	11,476,685.97 Amount Requested	Mayor's Priority
Engineering/DPW	Streets, Roads, Sewers & Sidewalks	STREET IMPROVEMENTS (ALREADY DESIGNED)	2021 STREET IMPROVEMENTS PHASE 2- VALLEY WAY, MAPLE ST, HOOVER AVE, CLEVELAND TERR. , LINCOLN AVE, MT. PLEASANT PL, LANCASTER TERR., NORMANDY TERR., MANCHESTER RD & CHESNUT RD.	DETERIORATED ROADWAYS THAT WERE PROMISED TO RESIDENTS OVER THE LAST 5 TO 10 YEARS	30	2,500,000.00	1
Administration	Streets, Roads, Sewers & Sidewalks	STREET IMPROVEMENTS	VARIOUS LOCATIONS	Reserve for General Capital Improvement needs	15	800,000.00	1
Administration	Streets, Roads, Sewers & Sidewalks	Parking Lot Improvements	Lando Lot	Stripping, re-alignmen and re-opening Washington Entrance	15	100,000.00	1
Engineering/DPW	Streets, Roads, Sewers & Sidewalks	KORWELL PUMP STATION	DECOMMISSION PS	DEMO GRAVITY SANITARY SEWER TO AVOID POTENTIAL ENVIRONMENTAL ISSUES	30	300,000.00	1
Engineering/DPW	Streets, Roads, Sewers & Sidewalks	FREEMAN STREET-SECTION OF SANITARY SEWER	REPLACE EXISTING 18" SEWER IN FREEMAN ST	EXISTING SEWER IS COLLAPSING	30	200,000.00	1
Engineering/DPW	Streets, Roads, Sewers & Sidewalks	HAGGERTY PS	BACKUP PUMP	UGRADE TO 12 YRS. OLD SYSTEM	15	75,000.00	1
Engineering/DPW	Streets, Roads, Sewers & Sidewalks	BEVERLY RD & GLENN AVE. CULVERT IMPROVEMENTS	DESIGN REPAIRS TO SANITARY SEWERS, OUTFALLS, STREAM EROSION & CHANNELS	EXTREMELY DETERIORATED & COMPROMISE SANITARY SEWER MAIN & OUTFALLS	30	75,000.00	1
Fire	Vehicles	Replacement 1250 gpm Fire Engine/Quint	Engine 6: 1989 Pierce (34 years old)	Engine 6: 1989 Pierce (34 years old)	20 years	1,200,000.00	1
Administration	Outdoor Facility Improvements	OUTDOOR FACILITY	VARIOUS MUNICIPAL BLDG & PD BLDG.	Reserve for General Capital Improvement needs	Per Year	500,000.00	1
Engineering/DPW	Outdoor Facility Improvements	OUTDOOR FACILITY	MUNICIPAL BLDG & PD BLDG.	PEDESTRIAN SAFETY IMPROVEMENTS	15	50,000.00	1
Engineering/DPW	Vehicles	VEHICLE REPLACEMENT	ONE ROLL OFF	REPLACE GARBAGE TRUCKS #26, #48 & TANDEMS #67? (2 for 1)	20	300,000.00	1
Engineering/DPW	Indoor Facility Improvements	INDOOR FACILITY	FIRE SAFETY IMPROVEMENTS MUNICIPAL BUILDING	RECOMMENDED FOR WORKER SAFETY	10	100,000.00	1
Fire	Equipment	Personal Protective Equipment (PPE)	Purchase/Replacement Project	Fire Depart Personnel	10 years	50,000.00	1
Administration	Information Technology	Copier Replacements	Various locations	Vast majority of Township Copiers are more than 10 years old	5	50,000.00	1
Engineering/DPW	Streets, Roads, Sewers & Sidewalks	STREET IMPROVEMENTS (CURRENTLY UNDER DESIGNED)	2022 PHASE I - CONFORTI AVENUE, HOOPER AVENUE, CARTERET STREET, CRYSTAL AVENUE, SUBURBAN DRIVE, DEVORE DRIVE, FLYNN TERRACE, MARCY PLACE, DOCKERY DRIVE, RONALD TERRACE, TERRACE AVENUE	DETERIORATED ROADWAYS THAT WERE PROMISED TO RESIDENTS OVER THE LAST 5 TO 10 YEARS	30	2,200,000.00	2
Engineering/DPW	Streets, Roads, Sewers & Sidewalks	STREET IMPROVEMENTS	SIGNS AND STRIPING	DETERIORATED SIGNS & PAVEMENT MARKINGS	10	250,000.00	2
Engineering/DPW	Streets, Roads, Sewers & Sidewalks	STREET IMPROVEMENTS	SHADE TREES	STREET ENHANCEMENTS & REPLACEMENT	30	150,000.00	2
Engineering/DPW	Streets, Roads, Sewers & Sidewalks	FIREHOUSE STATION No.4 PARKING LOT IMPROVEMENTS	MILLING, BASE REPAIR & PAVING OF REAR PARKING LOT	EXTREMELY DETERIORATED & CAUSING DAMAGE TO FIRE TRUCKS	20	125,000.00	2

Engineering/DPW	Indoor Facility Improvements	FIRESTATIONS No. 3 & 4 INTERIOR IMPROVEMENTS (UNDER DESIGN)	INTERIOR RENOVATIONS TO EXISTING BUILDINGS	WINDOWS, WALLS, HVAC, MECHANICAL, ETC.	20	1,250,000.00	2
Engineering/DPW	Indoor Facility Improvements	INDOOR FACILITY	SNACK BAR & LOCKER ROOM ROOF	REPLACE DETERIORATED ROOF	20	350,000.00	2
Engineering/DPW	Indoor Facility Improvements	EMERGENCY POWER	FIRESTATIONS No. 1, 4 & 5 EMERGENCY GENERATORS	REPLACEMENT OF EMERGENCY GENERATORS	15	250,000.00	2
Engineering/DPW	Indoor Facility Improvements	INDOOR FACILITY	DPW & ENGINEERING OFFICES AT 10 ROONEY CIRCLE	NEED TO MOVE DUE TO ONGOING REMEDIAL WORK & REDEVELOPMENT	20	250,000.00	2
Engineering/DPW	Indoor Facility Improvements	Katz Civic Center	Exterior & interior upgrade/repairs	Exterior & interior upgrade/repairs	15	100,000.00	2
Engineering/DPW	Vehicles	VEHICLE REPLACEMENT	LARGE PLOW TRUCK	REPLACE 1998 #56	20	400,000.00	2
Engineering/DPW	Vehicles	EQUIPMENT	TRUCK/TRAILER MOUNTED SEWER	INSPECT SEWER MAINS AS NEED IT & DURING EMERGENCIES	15	300,000.00	2
Health	Vehicles	VEHICLE REPLACEMENT	TWO SENIOR JITNEY BUSES (1 HANDICAPPED)	DETERIORATED BUSES	6	300,000.00	2
Recreation	Outdoor Facility Improvements	Kiddie Park Upgrade	Next Phase: Stagg, Lafayette, Jenkins	5 Year Kiddie Park Plan	15	550,000.00	2
Recreation	Outdoor Facility Improvements	Lafayette Park Conversion	Increase Parking Lot Size by 50%. Add Futsal & Volleyball Courts	The ball field is unused and is in not in sync with the neighborhood's recreational needs	15	200,000.00	2
Engineering/DPW	Equipment	EMERGENCY EQUIPMENT	EMERGENCY HVAC UNITS	4 PORTABLE HVAC UNITS FOR EMERGENCIES	10	50,000.00	2
Police IT	Information Technology	PC Upgrade	Add 3 additional Forensics PC's	secure and efficient investigations of crimes related to electronic	5	17,500.00	2
Recreation	Re-allocate Previously Approved Appropriations	Re-allocate Previously Approved Appropriations	Re-allocate Previously Approved Appropriations	Re-allocate Previously Approved Appropriations		(1,565,814.03)	2

**TOWNSHIP OF WEST ORANGE
COUNTY OF ESSEX, STATE OF NEW JERSEY**

BOND ORDINANCE NUMBER 2830-23

**BOND ORDINANCE PROVIDING FOR VARIOUS 2023
CAPITAL IMPROVEMENTS, BY AND IN THE TOWNSHIP OF
WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF
NEW JERSEY; APPROPRIATING \$6,104,494 THEREFOR
AND AUTHORIZING THE ISSUANCE OF \$5,813,800 BONDS
OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE
COST THEREOF AND CANCELLING AMOUNTS FROM
VARIOUS ORDINANCES NOT BEING USED FOR THEIR
ORIGINAL PURPOSE**

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

SECTION 1. (a) The improvements or purposes described in Section 3(a) of this bond ordinance are hereby authorized as general improvements to be undertaken by the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section (3)(a) hereof, there is hereby appropriated the amount of \$6,104,494, said amount being inclusive of a down payment in the amount of \$290,694 now available for said improvements or purposes as required by the Local Bond Law of the State of New Jersey, as amended and supplemented (N.J.S.A. §40A:2-1 et seq.) (the "Local Bond Law"), by virtue of an appropriation from the Township's Capital Improvement Fund for down payment or capital improvement purposes in a previously adopted budget or budgets of the Township.

SECTION 2. For the financing of said improvements or purposes described in Section (3)(a) hereof and to meet part of said \$6,104,494 appropriation not provided for by said down payment referred to in Section 3(a) hereof, negotiable bonds of the Township are hereby authorized to be issued in the aggregate principal amount of \$5,813,800 pursuant to, and within the limitations prescribed by, the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in an aggregate principal amount not exceeding \$5,813,800 are hereby authorized to be issued pursuant to, and within the limitations prescribed by, said Local Bond Law.

SECTION 3. (a) The improvements hereby authorized and purposes for the financing of which said obligations are to be issued include, but are not limited to, as follows:

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Improvements and repairs to various roadways within the Township, including, but not limited to, paving, milling, striping, various roads within, including, but not limited to, Conforti Avenue, Hooper Avenue, Carteret Street, Crystal Avenue, Suburban Drive, Devore Drive, Flynn Terrance, Marcy Place, Dockery Drive, Ronald Terrace, Terrace Avenue, and the installation of street signs and shade trees;	\$ 1,961,994	\$ 1,868,565	\$ 93,429	10 years
(ii) Various parking lot improvements and repairs to and for the Township Fire Station, including but not limited to, milling, base repair, and paving of rear parking lots;	\$ 125,000	\$ 119,047	\$ 5,953	10 years
(iii) Various interior facility improvements to Township owned properties, including but not limited to, interior renovations to existing buildings, replacing emergency	\$ 2,200,000	\$ 2,095,238	\$ 104,762	20 years

<u>Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
generators, improving snack bar and locker room roof, and improving DPW and engineering offices at 10 Rooney Circle;				
(iv) Acquisition of various non-passenger vehicles for the Department of Public Works, including, but not limited to, a plow truck, truck/trailer mounted sewer, and two (2) jitney buses and accessories related thereto;	\$ 1,000,000	\$ 952,380	\$ 47,620	10 years
(v) Various outdoor facility improvements to Township owned properties, including but not limited to, increasing Lafayette Park's size to add futsal and volleyball courts, and upgrades to the Kiddie Park;	\$ 750,000	\$ 714,285	\$ 35,715	15 years
(vi) Acquisition of various emergency equipment, including but not limited to, emergency HVAC units and;	\$ 50,000	\$ 47,619	\$ 2,381	5 years
(vii) Acquisition of various equipment, including but not limited to, additional forensics computers.	\$ 17,500	\$ 16,666	\$ 834	5 years
TOTALS:	<u>\$6,104,494</u>	<u>\$ 5,813,800</u>	<u>\$ 290,694</u>	<u>14.16 years</u>

(b) The improvements and purposes set forth in Section 3(a) above shall also include, as applicable, all engineering and design work, surveying, construction management services, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, environmental testing and remediation, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

(c) The estimated maximum amount of bonds or notes to be issued by the Township for said improvements and purposes is \$5,813,800.

(d) The estimated cost of said improvements and purposes to the Township is \$6,104,494, the excess amount thereof over the estimated maximum amount of bonds or notes to be issued therefor is the down payment in the amount of \$290,694 now available for said improvements and purposes from the Township's Capital Improvement Fund.

SECTION 4. In the event the United States of America, the State of New Jersey, and/or the County of Essex make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Essex. In the event that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Essex shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as "matching local funds" to receive such contribution or grant in aid.

SECTION 5. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township (the "Chief Financial Officer"), provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the

signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. § 40A:2-8.1 of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

SECTION 6. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget of the Township, as applicable. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

SECTION 7. The following additional matters are hereby determined, declared, recited and stated:

(a) The improvements or purposes described in Section 3(a) of this bond ordinance are not current expenses and are improvements and purposes which the Township may lawfully undertake as general improvements and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said improvements or purposes, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof in accordance with the limitations set forth in the Local Bond Law, is 14.16 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$5,813,800. The obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An amount not exceeding 1,220,898 for items of expense listed in and permitted under N.J.S.A. § 40A:2-20 of the Local Bond Law is included in the estimated cost indicated herein for the purposes and improvements described in Section 5(a) hereof.

SECTION 8. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township and, unless paid from other sources, the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the principal of the obligations and the interest thereon without limitation as to rate or amount.

SECTION 9. The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3(a)

hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditure toward the costs of the improvements or purposes described in Section 3(a) hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulation Section 1.150-2. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized by this bond ordinance is paid, or (ii) the date the improvements or purposes described in Section 3 hereof are "placed in service" (within the meaning of Treasury Regulation §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

SECTION 10. The Chief Financial Officer is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of the obligations of the Township authorized herein and to execute such disclosure document on behalf of the Township. The Chief Financial Officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of the obligations of the Township, which are authorized herein, and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

SECTION 11. The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bonds and notes issued on a tax-exempt basis under this bond ordinance.

SECTION 12. The Mayor, the Chief Financial Officer, the Township Administrator, and any other official/officer of the Township are each hereby authorized and directed to execute, deliver and perform any agreement necessary to undertake the improvements or purposes set forth herein and to effectuate any transaction contemplated hereby.

SECTION 13. The Township has determined that \$927,808.75 (the “Excess Authorizations”) in authorized but unissued amounts in various ordinances are no longer needed for their intended purpose. The Township hereby cancels the following amounts in the following bond ordinances:

Bond Ordinance Number and Date of Adoption	Excess Proceeds Amount Canceled	Section of Bond Ordinance	Projects
2704-22, finally adopted December 20, 2022	\$300,000	Section 3(a)(iv)	Degnan Park Rolling Green Hills tennis courts and Degnan Park Perimeter Pathway
2704-22, finally adopted December 20, 2022	\$262,808.75	Section 3(a)(iv)	Minish Park

Bond Ordinance Number and Date of Adoption	Excess Proceeds Amount Canceled	Section of Bond Ordinance	Projects
2704-22, finally adopted December 20, 2022	\$250,000	Section 3(a)(vi)	Garbage trucks
2704-22, finally adopted December 20, 2022	\$100,000	Section 3(a)(iv)	Degnan Park Bathrooms
2661-21, finally adopted October 26, 2021	\$15,000	Section 3(a)(iv)	O'Conner handball courts
TOTAL:	<u>\$927,808.75</u>		

SECTION 14. This bond ordinance shall take effect twenty (20) days after the first publication hereof after final adoption, as provided by the Local Bond Law.

ADOPTED ON FIRST READING

DATED: November 20, 2023

**KAREN J. CARNEVALE, Clerk
Township of West Orange**

**TAMMY WILLIAMS,
Council President
Township of West Orange**

ADOPTED ON SECOND READING

DATED: December 5, 2023

**KAREN J. CARNEVALE, Clerk
Township of West Orange**

**TAMMY WILLIAMS,
Council President
Township of West Orange**

APPROVAL BY THE MAYOR ON THIS _____ DAY OF _____, 2023.

**SUSAN MCCARTNEY, Mayor
Township of West Orange**

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township") on November 20, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body of the Township to be held at the Township Municipal Building, 66 Main Street, West Orange, New Jersey, in said County, on December 5, 2023 at 6:30 p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS 2023 CAPITAL IMPROVEMENTS, BY AND IN THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY; APPROPRIATING \$6,104,494 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,813,800 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF AND CANCELLING AMOUNTS FROM VARIOUS ORDINANCES NOT BEING USED FOR THEIR ORIGINAL PURPOSE

Purpose(s): The bond ordinance authorizes various 2023 capital improvements, acquisitions, repairs, and upgrades, including, but not limited to, (i) improvements and repairs to various roadways within the Township, including, but not limited to, paving, milling, striping, various roads within, including, but not limited to, Conforti Avenue, Hooper Avenue, Carteret Street, Crystal Avenue, Suburban Drive, Devore Drive, Flynn Terrance, Marcy Place, Dockery Drive, Ronald Terrace, Terrace Avenue, and the installation of street signs and shade trees; (ii) improvements and repairs to and for the Township Fire Station, including, but not limited to, milling, base repair, and paving of rear parking lots; (iii) various interior facility improvements to Township owned properties, including, but not limited to, interior renovations to existing buildings, replacing emergency generators, improving snack bar and locker room roof, and improving DPW and engineering offices at 10 Rooney Circle; (iv) acquisition of various non-passenger vehicles for the Department of public Works, including but not limited to, a plow truck, truck/trailer mounted sewer, and two (2) jitney buses and accessories related thereto; (v) various outdoor facility improvements to Township owned properties, including, but not limited to, increasing Lafayette Park's size and improving the Kiddie Park; (vi) acquisition of various emergency equipment, including, but not limited to, emergency HVAC units; (vii) acquisition of various equipment, including, but not limited to, additional forensics computers and; (viii) cancelling amounts from ordinances not being used for their original purpose, including but not limited to, \$912,808.75 from ordinance 2704-22, finally adopted December 20, 2022 and \$15,000 from ordinance 2661-21, finally adopted October 26, 2021. **Please refer to the full bond ordinance for a more complete description of the improvements and purposes of the bond ordinance.**

Appropriation: \$6,104,494

**Bonds/Notes
Authorized:** \$5,813,800

Down Payment: \$290,694

Section 20 Costs: \$1,220,898

Useful Life: 14.16 years

KAREN J. CARNEVALE,
Clerk of the Township of West Orange

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

PUBLIC NOTICE

NOTICE OF BOND ORDINANCE ADOPTION AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township") on December 5, 2023 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such bond ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full bond ordinance are available at no cost and during regular business hours at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS 2023 CAPITAL IMPROVEMENTS, BY AND IN THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY; APPROPRIATING \$6,104,494 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,813,800 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF AND CANCELLING AMOUNTS FROM VARIOUS ORDINANCES NOT BEING USED FOR THEIR ORIGINAL PURPOSE

Purpose(s): The bond ordinance authorizes various 2023 capital improvements, acquisitions, repairs, and upgrades, including, but not limited to, (i) improvements and repairs to various roadways within the Township, including, but not limited to, paving, milling, striping, various roads within, including, but not limited to, Conforti Avenue, Hooper Avenue, Carteret Street, Crystal Avenue, Suburban Drive, Devore Drive, Flynn Terrance, Marcy Place, Dockery Drive, Ronald Terrace, Terrace Avenue, and the installation of street signs and shade trees; (ii) improvements and repairs to and for the Township Fire Station, including, but not limited to, milling, base repair, and paving of rear parking lots; (iii) various interior facility improvements to Township owned properties, including, but not limited to, interior renovations to existing buildings, replacing emergency generators, improving snack bar and locker room roof, and improving DPW and engineering offices at 10 Rooney Circle; (iv) acquisition of various non-passenger vehicles for the Department of public Works, including, but not limited to, a plow truck, truck/trailer mounted sewer, and two (2) jitney buses and accessories related thereto; (v) various outdoor facility improvements to Township owned properties, including, but not limited to, increasing Lafayette Park's size and improving the Kiddie Park; (vi) acquisition of various emergency equipment, including, but not limited to, emergency HVAC units; (vii) acquisition of various equipment, including, but not limited to, additional forensics computers and; (viii) cancelling amounts from ordinances not being used for their original purpose, including but not limited to, \$912,808.75 from ordinance 2704-22, finally adopted December 20, 2022 and \$15,000 from ordinance 2661-21, finally adopted October 26, 2021. **Please refer to the full bond ordinance for a more complete description of the improvements and purposes of the bond ordinance.**

Appropriation: \$6,104,494

**Bonds/Notes
Authorized:** \$5,813,800

Down Payment: \$290,694

Section 20 Costs: \$1,220,898

Useful Life: 14.16 years

KAREN J. CARNEVALE,
Clerk of the Township of West Orange

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

CERTIFICATE OF INTRODUCTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Council of the Township duly called and held on November 20, 2023 at 6:30 p.m. at the Township Municipal Building, 66 Main Street, West Orange, New Jersey and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body of the Township and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Township as of this _____ day of _____, 2023.

(SEAL)

**KAREN J. CARNEVALE,
Clerk of the Township of West Orange**

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

CERTIFICATE OF FINAL ADOPTION OF BOND ORDINANCE

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a regular meeting of the Township Council of the Township duly called and held on December 5, 2023 at 6:30 p.m. at the Township Municipal Building, 66 Main Street, West Orange, New Jersey and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Township as of this _____ day of _____, 2023.

(SEAL)

**KAREN J. CARNEVALE,
Clerk of the Township of West Orange**

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

CLERK'S CERTIFICATE AS TO ADOPTION OF BOND ORDINANCE

I, KAREN J. CARNEVALE, DO HEREBY CERTIFY that I am the Clerk of the Township of West Orange, in the County of Essex (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

(1) Attached hereto is the bond ordinance introduced on December 6, 2022 and finally adopted on December 20, 2023 by the Township Council of the Township and approved by the Mayor on _____, 2023.

(2) After introduction, the bond ordinance was published as required by law on _____, 2023 in _____ (insert name of newspaper).

(3) Following the passage of the bond ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said bond ordinance or a summary thereof and a notice that copies of the bond ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the bond ordinance by the governing body of the Township. Copies of the bond ordinance were made available to all who requested same.

(4) After final passage, the bond ordinance was duly approved by the Mayor on _____, 2023 and was duly published as required by law on _____, 2023 in _____(insert name of newspaper). No protest signed by any person against making any improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the bond ordinance has been presented to the governing body of the Township or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

(5) The bond ordinance has not been amended, added to, altered or repealed and said bond ordinance is now in full force and effect.

(6) A certified copy of the bond ordinance and a copy of the amended capital budget form have been filed with the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, as applicable.

(7) An impression of the official seal of the Township is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the official seal of the Township as of this _____ day of _____, 202__.

(SEAL)

KAREN J. CARNEVALE,
Clerk of the Township of West Orange

**TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE
IN THE COUNTY OF ESSEX, NEW JERSEY**

**CERTIFICATE OF SUPPLEMENTAL DEBT STATEMENT
FOR BOND ORDINANCE**

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), DO HEREBY CERTIFY, that the attached Supplemental Debt Statement was prepared, executed and sworn to by John Gross, the Chief Financial Officer of the Township, as of November 20, 2023, that such Supplemental Debt Statement was filed in my office on November 20, 2023 and with the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs on _____, 2023.

**KAREN J. CARNEVALE,
Clerk of the Township of West Orange**

DOWN PAYMENT CERTIFICATE

I, the undersigned Chief Financial Officer of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township"), DO HEREBY CERTIFY that prior to final adoption of the bond ordinance entitled,

"BOND ORDINANCE PROVIDING FOR VARIOUS 2023 CAPITAL IMPROVEMENTS, BY AND IN THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY; APPROPRIATING \$6,104,494 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$5,813,800 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF AND CANCELLING AMOUNTS FROM VARIOUS ORDINANCES NOT BEING USED FOR THEIR ORIGINAL PURPOSE"

there was available as a down payment for the improvements or purposes authorized by said bond ordinance the amount of \$290,694, which amount was made available by virtue of an appropriation from the Township's Capital Improvement Fund for down payment or capital improvement purposes in a previously adopted budget or budgets of the Township.

IN WITNESS WHEREOF, I have hereunto set my hand on behalf of the Township as of this _____ day of _____, 2023.

JOHN GROSS,
Chief Financial Officer

2023

Capital Budget Requests

Department	Category	Project Title	Description	Justification	Useful Life	(1,565,814.03) Amount Requested
Recreation	Re-allocate Previously Approved Appropriations	Degnan/Rolling Green	Degnan/Rolling Green	ORD# 2698-22	reallocate	(300,000.00)
Recreation	Re-allocate Previously Approved Appropriations	Minish Park Improvements -	Minish Park Improvements -	ORD# 2698-22	reallocate	(262,808.75)
Vehicles	Re-allocate Previously Approved Appropriations	Garbage Trucks	Garbage Trucks	ORD# 2698-22	reallocate	(250,000.00)
Recreation	Re-allocate Previously Approved Appropriations	Asst. Hardcourt Resurfacing/Pickle Ball	Asst. Hardcourt Resurfacing/Pickle Ball	ORD# 2584-19	reallocate	(164,075.00)
Recreation	Re-allocate Previously Approved Appropriations	Ice Bumper Car Facility	Ice Bumper Car Facility	ORD# 2544-18	reallocate	(110,000.00)
Recreation	Re-allocate Previously Approved Appropriations	Degnan Park Bathroom -	Degnan Park Bathroom -	ORD# 2698-22	reallocate	(100,000.00)
Recreation	Re-allocate Previously Approved Appropriations	Upgrade Rolling Green Tennis Courts	Upgrade Rolling Green Tennis Courts	ORD# 2544-18	reallocate	(90,000.00)
Indoor Facility Improvements	Re-allocate Previously Approved Appropriations	SNACK BAR AND LOCKER ROOM ROOF	SNACK BAR AND LOCKER ROOM ROOF	ORD# 2610-20	reallocate	(72,010.59)
Recreation	Re-allocate Previously Approved Appropriations	Ice Rink O'Connor Park	Ice Rink O'Connor Park	ORD# 2584-19	reallocate	(70,000.00)
Engineering/DPW	Re-allocate Previously Approved Appropriations	Sewer Video Inspection Camera	Sewer Video Inspection Camera	ORD# 2584-19	reallocate	(63,719.69)
Engineering/DPW	Re-allocate Previously Approved Appropriations	TRUCK/TRAILER MOUNTED SEWER CAMERA	TRUCK/TRAILER MOUNTED SEWER CAMERA	ORD# 2610-20	reallocate	(50,000.00)
Recreation	Re-allocate Previously Approved Appropriations	O'Connor Handball Courts - Resurfacing o	O'Connor Handball Courts - Resurfacing o	ORD# 2661-21	reallocate	(15,000.00)
Recreation	Re-allocate Previously Approved Appropriations	WOHS Baseball/80 Yard Field Fence	WOHS Baseball/80 Yard Field Fence	ORD# 2610-20	reallocate	(14,000.00)
Recreation	Re-allocate Previously Approved Appropriations	Kennedy Fieldhouse Entrance Way	Kennedy Fieldhouse Entrance Way	ORD# 2584-19	reallocate	(4,200.00)

BOND ORDINANCE PROVIDING FOR VARIOUS STREET IMPROVEMENTS, BY AND IN THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY; REAPPROPRIATING \$638,005.28 IN EXCESS BOND AND NOTE PROCEEDS FROM VARIOUS BOND ORDINANCES, NOT NEEDED FOR THEIR ORIGINAL PURPOSE, TO FINANCE THE COSTS THEREOF

WHEREAS, the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey (the “Township”), finally adopted various bond ordinances of the Township, as more fully described in Section 1 herein (collectively, the “Ordinances”); and

WHEREAS, following the effective dates, respectively, of the Ordinances, the Township issued bonds or notes to fully fund same and to finance the improvements or purposes authorized therein; and

WHEREAS, the Township has determined that the capital improvements or purposes set forth in the Ordinances have either been completed in full or discontinued as a result of events occurring subsequent to the adoption of the Ordinances, as applicable and the issuance of bonds or notes therefor; and

WHEREAS, there currently remains on deposit in the Township’s capital accounts excess bond and note proceeds allocable to the Ordinances (the “Excess Proceeds”), but no longer necessary to complete the improvements or purposes authorized therein; and

WHEREAS, in accordance with the statutory powers set forth in section 39 of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”), the Township Council of the Township has determined that it is in the best interest of the

Township to reappropriate the Excess Proceeds to finance the costs of various street improvements in and by the Township, including but not limited to, as applicable, paving, repaving, milling, striping, driveway aprons, curbs and related improvements to various roads and streets within the Township (the "New Purpose"), for which bonds may be issued, thereby eliminating the need for the Township to incur additional debt to finance such current capital needs; and

WHEREAS, the Township Council of the Township now desires to reappropriate the Excess Proceeds to undertake the New Purpose.

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

SECTION 1. The following amounts of Excess Proceeds from the Ordinances listed below are no longer necessary for the improvements or purposes for which they were appropriated, authorized and issued:

<u>Bond Ordinance Number and Date of Adoption</u>	<u>Excess Proceeds Amount</u>	<u>Section of Bond Ordinance Reappropriated From</u>
2544-18, finally adopted June 12, 2018	\$ 110,000.00	Section 3(e)
2544-18, finally adopted June 12, 2018	\$ 90,000.00	Section 3(e)
2584-19, finally adopted September 10, 2019	\$ 164,075.00	Section 3(d)
2584-19, finally adopted September 10, 2019	\$ 70,000.00	Section 3(d)

<u>Bond Ordinance Number and Date of Adoption</u>	<u>Excess Proceeds Amount</u>	<u>Section of Bond Ordinance Reappropriated From</u>
2584-19, finally adopted September 10, 2019	\$ 63,719.69	Section 3(a)
2584-19, finally adopted September 10, 2019	\$ 4,200.00	Section 3(d)
2610-20, finally adopted September 8, 2020	\$ 72,010.59	Section 3(b)
2610-20, finally adopted September 8, 2020	\$ 50,000.00	Section 3(a)
2610-20, finally adopted September 8, 2020	\$ 14,000.00	Section 3(d)
Total:	<u>\$638,005.28</u>	

SECTION 2. The total amount of \$638,005.28 in Excess Proceeds is hereby reappropriated pursuant to N.J.S.A. 40A:2-39, and shall be used to finance the cost of the undertaking by the Township of general capital improvements or purposes for which bonds may be issued. Said general capital improvements or purposes are set forth in Section 3(a) of this bond ordinance.

SECTION 3. (a) The capital improvements hereby authorized and purposes for which the Excess Proceeds are to be reappropriated is for the New Purpose.

(b) The improvements or purposes set forth above in Section 3(a) shall also include, as applicable, all engineering and design work, preparation of plans and specifications, permits, bid documents, contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or incidental thereto.

SECTION 4. In the event the United States of America, the State of New Jersey and/or the County of Essex make a contribution or grant in aid to the Township for the improvement or purpose authorized hereby and the same shall be received by the Township, then such funds shall be applied to the payment of debt service on the bonds issued for such improvement or purpose and shall be used for no other improvement or purpose.

SECTION 5. The capital budget or temporary capital budget, as applicable, of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, is on file in the office of the Clerk and is available for public inspection.

SECTION 6. The Township covenants to maintain the exclusion from gross income under section 103(a) of the Internal Revenue Code of 1986, as amended, of the interest on all bond proceeds reappropriated by this bond ordinance.

SECTION 7. This bond ordinance shall take effect twenty (20) days after the first publication of this bond ordinance after final adoption and approval by the Mayor, as provided by the Local Bond Law.

ADOPTED ON FIRST READING
DATED: November 20, 2023

KAREN J. CARNEVALE, Clerk
Township of West Orange

TAMMY WILLIAMS,
Council President
Township of West Orange

**ADOPTED ON SECOND READING
DATED: December 5, 2023**

**KAREN J. CARNEVALE, Clerk
Township of West Orange**

**TAMMY WILLIAMS,
Council President
Township of West Orange**

APPROVAL BY THE MAYOR ON THIS ____ DAY OF _____, 2023.

**SUSAN MCCARTNEY, Mayor
Township of West Orange**

TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE

PUBLIC NOTICE

NOTICE OF PENDING BOND ORDINANCE AND SUMMARY

The bond ordinance, the summary terms of which are included herein, was introduced and passed upon first reading at a meeting of the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey (the "Township") on November 20, 2023. It will be further considered for final passage, after public hearing thereon, at a meeting of the governing body of the Township to be held at the Township Municipal Building, 66 Main Street, West Orange, New Jersey, in said County, on December 5, 2023 at 6:30 p.m. During the week prior to and up to and including the date of such meeting, copies of the full bond ordinance will be available at no cost and during regular business hours at the Clerk's office for the members of the general public who shall request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS STREET IMPROVEMENTS, BY AND IN THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY; REAPPROPRIATING \$638,005.28 IN EXCESS BOND AND NOTE PROCEEDS FROM VARIOUS BOND ORDINANCES, NOT NEEDED FOR THEIR ORIGINAL PURPOSE, TO FINANCE THE COSTS THEREOF

Purpose(s): Reappropriating Excess Bond and Note Proceeds to finance various street improvements.

**Reappropriation
of Excess Bond
and Note
Proceeds:**

\$638,005.28

KAREN J. CARNEVALE,
Clerk of the Township of West Orange

TOWNSHIP COUNCIL OF THE TOWNSHIP OF WEST ORANGE

PUBLIC NOTICE

BOND ORDINANCE STATEMENT AND SUMMARY

The bond ordinance, the summary terms of which are included herein, has been finally adopted by the Township Council of the Township of West Orange, in the County of Essex, State of New Jersey on December 5, 2023 and the twenty (20) day period of limitation within which a suit, action or proceeding questioning the validity of such ordinance can be commenced, as provided in the Local Bond Law, has begun to run from the date of the first publication of this statement. Copies of the full ordinance are available at no cost and during regular business hours, at the Clerk's office for members of the general public who request the same. The summary of the terms of such bond ordinance follows:

Title: BOND ORDINANCE PROVIDING FOR VARIOUS STREET IMPROVEMENTS, BY AND IN THE TOWNSHIP OF WEST ORANGE, IN THE COUNTY OF ESSEX, STATE OF NEW JERSEY; REAPPROPRIATING \$638,005.28 IN EXCESS BOND AND NOTE PROCEEDS FROM VARIOUS BOND ORDINANCES, NOT NEEDED FOR THEIR ORIGINAL PURPOSE, TO FINANCE THE COSTS TH

Purpose(s): Reappropriating Excess Bond and Note Proceeds to finance the various street improvements.

**Reappropriation
of Excess Bond
and Note**

Proceeds: \$638,005.28

KAREN J CARNEVALE,
Clerk of the Township of West Orange

CERTIFICATE OF INTRODUCTION

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the Township Council of the Township duly called and held on November 20, 2023 at 6:30 p.m. at the Municipal Building, 66 Main Street, West Orange, New Jersey and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ____ day of _____, 2023.

(SEAL)

KAREN J. CARNEVALE,
Clerk of the Township of West Orange

CERTIFICATE OF FINAL ADOPTION

I, the undersigned Clerk of the Township of West Orange, in the County of Essex, State of New Jersey, DO HEREBY CERTIFY that the foregoing is an extract from the Minutes of a meeting of the Township Council of the Township duly called and held on December 5, 2023, at 6:30 p.m. at the Municipal Building, 66 Main Street, West Orange, New Jersey and that the following was the roll call:

Present:

Absent:

I FURTHER CERTIFY that the foregoing extract has been compared by me with the original minutes as officially recorded in my office in the Minute Book of the governing body and is a true, complete and correct copy thereof and of the whole of the original minutes so far as they relate to the subject matters referred to in the extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this ____ day of _____, 2023.

(SEAL)

KAREN CARNEVALE,
Clerk of the Township of West Orange

CLERK'S CERTIFICATE

I, KAREN J. CARNEVALE, DO HEREBY CERTIFY that I am the Clerk of the Township of West Orange, in the County of Essex (the "Township"), a municipal corporation organized and existing under the laws of the State of New Jersey, and that as such I am duly authorized to execute and deliver this certificate on behalf of the Township. In such capacity, I have the responsibility to maintain the minutes of the meetings of the governing body of the Township and the records relative to all resolutions and ordinances of the Township. The representations made herein are based upon the records of the Township. I DO HEREBY FURTHER CERTIFY THAT:

1. Attached hereto is the bond ordinance introduced on November 20, 2023 and finally adopted on December 5, 2023 by the Township Council of the Township and approved by the Mayor on _____, 2023.

2. After introduction, the bond ordinance was published as required by law on _____, 2023 in the _____ (name of newspaper).

3. Following the passage of the ordinance on first reading, and at least seven (7) days prior to the final adoption thereof, I caused to be posted in the principal municipal building of the Township at the place where public notices are customarily posted, a copy of said ordinance or a summary thereof and a notice that copies of the ordinance would be made available to the members of the general public of the Township who requested copies, up to and including the time of further consideration of the ordinance by the governing body. Copies of the ordinance were made available to all who requested same.

4. After final passage, the ordinance was duly approved by the Mayor on _____, 2023 and was duly published as required by law on _____, 2023 in the _____ (name of newspaper). No protest signed by any person against making any improvement or incurring the indebtedness authorized therein, nor any petition requesting that a referendum vote be taken on the action proposed in the ordinance has been presented to the governing body or to me or filed in my office within twenty (20) days after said publication or at any other time after the final passage thereof.

5. The bond ordinance has not been amended, added to, altered or repealed and said ordinance is now in full force and effect.

6. A certified copy of this bond ordinance and a copy of the amended capital budget form has been filed with the Director of the Division of Local Government Services, in the New Jersey Department of Community Affairs, as applicable.

7. The official seal of the Township is the seal, an impression of which is affixed opposite my signature on this Certificate.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of the Township as of this _____ day of _____, 2023

(SEAL)

KAREN J. CARNEVALE,
Clerk of the Township of West Orange