

**MONTVILLE TOWNSHIP COMMITTEE
MEETING MINUTES— February 14, 2019**

Montville Township Committee Regular Meeting
Tuesday, February 14, 2019 5:30 p.m.
Montville Township Municipal Building, 195 Changebridge Road, Montville, New Jersey

Statement of Open Public Meetings Act Compliance read by Township Clerk Leena Abaza.

Roll Call Township Committee:

Present: Committeeman Matthew S. Kayne
 Committeewoman June Witty
 Committeeman Richard Cook
 Deputy Mayor Frank W. Cooney
 Chairman Richard D. Conklin

Also present: Victor Canning, Township Administrator
 June Hercek, Assistant Township Administrator
 Fred Semrau, Esq., Township Attorney
 Leena Abaza, Township Clerk

Resolution authorizing Closed Executive Session to discuss the following matters as permitted pursuant to NJSA 10:4-12:

Closed Executive Session items for this meeting were tabled until the February 26, 2019 Township Committee Meeting.

5:30 p.m. – Public Session

Statement of Open Public Meetings Act Compliance read by Township Clerk Leena Abaza.

Roll Call

Prayer & Pledge of Allegiance

Public Hearings on Ordinances for Final Adoption:

Ordinance # 2019 - 01 an Ordinance of the Township of Montville, County of Morris, State of New Jersey, authorizing the acceptance of a deed of transference for roadway purposes for a portion of the property designated as Block 3, Lot 59 on the Montville Township tax map

Motion by Cooney second by Witty to open public hearing on Ordinance #2019-01.

Roll Call

Yes: Kayne, Witty, Cook, Cooney, Conklin.

No:-0-

No comments.

Motion by Kayne second by Cooney to close public hearing on Ordinance #2019-01.

Roll Call

Yes: Kayne, Witty, Cook, Cooney, Conklin.

No:-0-

Motion by Cooney second by Cook to adopt Ordinance #2019-01.

Roll Call

Yes: Kayne, Witty, Cook, Cooney, Conklin.

No:-0-

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Ordinance # 2019 – 02 an Ordinance granting Municipal consent for the operation of a cable television system within the Township of Montville, New Jersey to CSC TKR, LLC D/B/A Cablevision of Morris
Motion by Cooney second by Witty to open public hearing on Ordinance #2019-02.

Roll Call
Yes: Kayne, Witty, Cook, Cooney, Conklin.
No:-0-

No comments.

Motion by Kayne second by Cooney to close public hearing on Ordinance #2019-02.

Roll Call
Yes: Kayne, Witty, Cook, Cooney, Conklin.
No:-0-

Motion by Cooney second by Cook to adopt Ordinance #2019-02.

Roll Call
Yes: Kayne, Witty, Cook, Cooney, Conklin.
No:-0-

Ordinance # 2019 – 03 an Ordinance granting Municipal consent for the operation of a cable television system within the Township of Montville, New Jersey to Cablevision of Oakland, LLC.
Motion by Cooney second by Witty to open public hearing on Ordinance #2019-03.

Roll Call
Yes: Kayne, Witty, Cook, Cooney, Conklin.
No:-0-

No comments.

Motion by Kayne second by Cooney to close public hearing on Ordinance #2019-03.

Roll Call
Yes: Kayne, Witty, Cook, Cooney, Conklin.
No:-0-

Motion by Cooney second by Cook to adopt Ordinance #2019-03.

Roll Call
Yes: Kayne, Witty, Cook, Cooney, Conklin.
No:-0-

Ordinance # 2019 – 04 an Ordinance establishing the 2019 salary range for the position of Assistant Animal Control Officer of the Township of Montville, in the County of Morris, State of New Jersey – White Collar

Motion by Cooney second by Witty to open public hearing on Ordinance #2019-04.

Roll Call
Yes: Kayne, Witty, Cook, Cooney, Conklin.

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No:-0-

No comments.

Motion by Kayne second by Cooney to close public hearing on Ordinance #2019-04.

Roll Call

Yes: Kayne, Witty, Cook, Cooney, Conklin.

No:-0-

Motion by Cooney second by Cook to adopt Ordinance #2019-04.

Roll Call

Yes: Kayne, Witty, Cook, Cooney, Conklin.

No:-0-

Reports:

1. ADMINISTRATOR

Administrator Victor Canning reported on the following:

- He stated on Wednesday the Township switched to dual stream recycling.
- Administration is working on the Recycling Tonnage Grant.
- Administration is working on implementing more energy efficiency systems in the Township facilities which is one of the 2019 Goals & Objectives.

2. ATTORNEY'S REPORT

No official report.

3. TOWNSHIP COMMITTEE LIAISON REPORTS AND COMMENTS

Committeeman Cook- he reported the Community Park Playground is about to be completed by April.

Deputy Mayor Cooney no official report.

Committeewoman Witty – reported Drug Awareness – Municipal Alliance Council (DAC) met last evening. She reported on the following:

- DAC is considering charging students a \$25.00 fee for Project Graduation which is a cruise around Manhattan Island.
- Montville High School will be showing the movies Agst and Beautiful Boy at the High School.
- DAC programs need to be discussed with Administration.
- VFW would like to hang a banner.
- Montville Woman's Club and DAC will hold a seminar regarding human trafficking.
- A second Round Table regarding recycling might be scheduled for March 30.

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Chairman Conklin – suggested to Committeewoman Witty to work something out with the Administration regarding the DAC programs- guidelines need to be established. He thanked Administration for all their efforts towards making a smooth transition for the recycling program change (changing to dual stream).

Old Business:

1. Project Status Report

New Business:

None.

Ordinance Introductions:

Ordinance # 2019 – 05 Ordinance of the Township of Montville, Morris County, New Jersey, authorizing a Capital Expenditure from the Open Space Dedicated Trust Fund in the amount of \$450,000

Ordinance # 2019 – 06 Bond Ordinance providing for various capital improvements in and by the Township of Montville, in the County of Morris, New Jersey, appropriating \$ 1, 585,150 therefor and authorizing the issuance of \$ 1,509,000 bonds or notes of the Township to finance part of the cost thereof

Public Portion

Motion by Cooney second by Witty to open public portion of meeting. All in favor. Motion adopted.

Motion by Cook second by Witty to close public portion of meeting. All in favor. Motion adopted.

Resolution Authorizing Consent Agenda No. 2019-CA04:

Resolution # 2019 – 55 resolution authorizing the granting of a special permit to the Gloria Foundation to allow the consumption of alcoholic beverages (beer and wine) at an event being held at the Senior House on March 15, 2019

Resolution # 2019 – 56 resolution authorizing the granting of a special permit to the Montville Township Women's Club to allow the consumption of alcoholic beverages (beer and wine) at an event being held at the Senior House on May 3, 2019

Resolution # 2019 – 57 resolution of the Township of Montville, County of Morris and State of New Jersey, approving and authorizing execution of a consent to permit relocation of wireless equipment

Resolution # 2019 – 58 resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the execution of a Discharge of Mortgage for property known as Block 40, Lot 33.01, commonly known as 688 Route 202, Montville, NJ Between the Township of Montville and In Creations Realty, LLC.

Resolution # 2019 – 59 resolution of the Township of Montville, County of Morris and State of New Jersey approving and authorizing the execution of a promissory note and mortgage by Julio & Silvia Loyola for property known as 177 Pine Brook Road, Montville, New Jersey

Resolution # 2019 – 60 resolution approving request from Tax Collector for refund of overpayment (tax appeals)

Resolution # 2019 – 61 resolution authorizing the processing of certain tax sale certificate redemptions

Motion by Cook second by Witty to approve the above consent agenda resolutions.

Roll Call

Yes: Kayne, Witty, Cook, Cooney, Conklin.

No:-0-

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Resolution # 2019 – 55 resolution authorizing the granting of a special permit to the Gloria Foundation to allow the consumption of alcoholic beverages (beer and wine) at an event being held at the Senior House on March 15, 2019

WHEREAS, Montville Township Code Chapter 85-16 permits the issuance of special permits for the consumption of alcohol on public property; and

WHEREAS, the Gloria Foundation will hold an event on March 15, 2019 at the Senior House and have requested that the Township grant a "special permit" to allow the consumption of alcohol (beer and wine) at this event; and

WHEREAS, the Gloria Foundation has submitted their request in accordance with Chapter 85-16 and have agreed to comply with the conditions of said Chapter, which include compliance with all insurance requirements and compliance with all requirements of the Police and Fire Departments; and

WHEREAS, the Township Committee has reviewed the request and has determined that a special permit be granted to allow the consumption of alcohol at the event.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, County of Morris and State of New Jersey, that a "special permit" shall be granted to allow the consumption of alcohol (beer and wine) at the Gloria Foundation event to be held at the Senior House on March 15, 2019.

Resolution # 2019 – 56 resolution authorizing the granting of a special permit to the Montville Township Women's Club to allow the consumption of alcoholic beverages (beer and wine) at an event being held at the Senior House on May 3, 2019

WHEREAS, Montville Township Code Chapter 85-16 permits the issuance of special permits for the consumption of alcohol on public property; and

WHEREAS, the Montville Township Women's Club will hold an event on May 3, 2019 at the Senior House and have requested that the Township grant a "special permit" to allow the consumption of alcohol (beer and wine) at this event; and

WHEREAS, the Montville Township Women's Club has submitted their request in accordance with Chapter 85-16 and have agreed to comply with the conditions of said Chapter, which include compliance with all insurance requirements and compliance with all requirements of the Police and Fire Departments; and

WHEREAS, the Township Committee has reviewed the request and has determined that a special permit be granted to allow the consumption of alcohol at the event.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Montville, County of Morris and State of New Jersey, that a "special permit" shall be granted to allow the consumption of alcohol (beer and wine) at the Montville Township Women's Club event to be held at the Senior House on May 3, 2019 .

Resolution # 2019 – 57 resolution of the Township of Montville, County of Morris and State of New Jersey, approving and authorizing execution of a consent to permit relocation of wireless equipment

WHEREAS, the Township of Montville and Sprint entered into an agreement whereby Sprint subleases and operates a tower site within the Township; and

WHEREAS, pursuant to that agreement, the Township must consent to any changes or modifications to any equipment within the tower site; and

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WHEREAS, Crown Castle has written to advise of a relocation of certain equipment on the tower site and requesting the Township's consent; and

WHEREAS, the Township Attorney has reviewed and approved execution of the consent document.

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

1. The Mayor and Township Clerk are hereby authorized to execute the Agreement to permit relocation of the wireless equipment.

2. A copy of the Agreement and this Resolution shall be retained on file in the office of the Township Clerk for inspection by the public.

Resolution # 2019 – 58 resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the execution of a Discharge of Mortgage for property known as Block 40, Lot 33.01, commonly known as 688 Route 202, Montville, NJ Between the Township of Montville and In Creations Realty, LLC.

WHEREAS, by Resolution #2017-79, the Township of Montville entered into a Combination Promissory Note & Mortgage with In Creations Realty, LLC with respect to the property known as Block 40, Lot 33.01, commonly known as 688 Route 202, Montville, NJ; and

WHEREAS, said Combination Promissory Note & Mortgage was in the amount of \$16,292 and was recorded in the Morris County Clerk's Office in Book 23279 at page 1336; and

WHEREAS, the Township has received payment in full of the Combination Promissory Note & Mortgage.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Montville in the County of Morris, State of New Jersey, that the Township Administrator is hereby authorized to execute the attached Discharge of Mortgage in connection with this matter as the Combination Promissory Note & Mortgage has been paid in full.

BE IT FURTHER RESOLVED, that a copy of this resolution shall be provided to the Township Water & Sewer Department and In Creations Realty, LLC.

Resolution # 2019 – 59 resolution of the Township of Montville, County of Morris and State of New Jersey approving and authorizing the execution of a promissory note and mortgage by Julio & Silvia Loyola for property known as 177 Pine Brook Road, Montville, New Jersey

WHEREAS, Julio and Silvia Loyola (hereinafter "Owners") are the owners of property located at 177 Pine Brook Road, Montville, New Jersey and designated as Block 125.6, Lot 11 on the Montville Township Tax Map; and

WHEREAS, in accordance with the Montville Township Code, §169-13, "Water and sewer fees", Owners are responsible for water and sewer connection fees totaling \$6,373; and

WHEREAS, the Owners are unable to pay the connection fees in one lump sum amount; and

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WHEREAS, the Township of Montville is agreeable to permitting the Owners to make the \$6,373 total payment in installments; and

WHEREAS, Owners and the Township have agreed upon a five (5) year payment plan beginning February 15, 2019 to be paid in sixty (60) monthly installments at the interest rate of 12%; and

WHEREAS, the parties desire to enter into a Combination Promissory Note and Mortgage reflecting the above-described payment plan.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey, as follows:

1. The Mayor and Township Clerk are hereby authorized and directed to execute the attached Combination Promissory Note and Mortgage by Julio and Silvia Loyola to the Township of Montville.
2. A copy of this resolution shall be provided to the Township Water and Sewer Department and Julio and Silvia Loyola, 177 Pine Brook Road, Montville, NJ for their information and guidance.
3. A copy of the Combination Promissory Note and Mortgage shall remain on file with the Township Water & Sewer Department and available for public inspection.

Resolution # 2019 – 60 resolution approving request from Tax Collector for refund of overpayment (tax appeals)

WHEREAS, The MORRIS COUNTY BOARD OF TAXATION has entered judgements on appeals filed by taxpayers in the Township of Montville;

WHEREAS, the judgments reduced assessments and cancelled tax creating an overpayment of taxes for the year 2018

NOW, THEREFORE, BE IT RESOLVED that the treasurer be authorized to draw checks in the amount of overpayment to:

Block 82.5 Lot 69		
22 Passaic Valley Rd	2017 Omitted/Added	\$ 46.64
Wachtel, Harold Sr & Janice R	2018 Added	<u>\$287.03</u>
	Total Refund	\$333.67

Resolution # 2019 – 61 resolution authorizing the processing of certain tax sale certificate redemptions

BE IT RESOLVED by the Township Committee of the Township of Montville, in the County of Morris and State of New Jersey, that the following tax sale certificate redemptions be processed by the department of Finance:

Block 3 Lot 47.1	
83 Boonton Ave	
Lien Redemption Certificate #16-00001	\$82,507.96

To: Ridgeback Ventures LLC

Block 164 Lot 17	
52 Hook Mt Rd	
Lien Redemption Certificate #18000024	\$1,640.09
Premium Money	<u>\$ 600.00</u>

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Total Payment \$2,240.09

To: US Bank Cust PC7 Firsttrust Bank

Resolutions:

1. **Resolution** approving the listing of bills and signing of checks for February 12, 2019.
2. **Resolution # 2019 - 62** Temporary Capital Budget Resolution

This Resolution will be spread in full at the end of the meeting minutes

3. **Resolution # 2019 - 63** resolution authorizing the award of a professional services contract without competitive bidding to Izenberg Appraisal to perform real estate appraisal services for Montville Township

WHEREAS, there exists a need for professional real estate appraisal services for 340 and 342 Changebridge Road for the Township; and

WHEREAS, the Township wishes to retain Izenberg Appraisal to perform such services; and

WHEREAS, the maximum amount of for services under this contract shall not exceed \$7,500.00; and

WHEREAS, funds are available for this purpose; and

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

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

Section 1. The contract with Izenberg Appraisal is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. §40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

Section 2. Izenberg Appraisal shall provide real estate appraisal services to the Township as set forth in its proposal of December 11, 2018.

Section 3. Funds for these services are available through the following account:
Tax Assessment – Professional Fees, 9-01-20-150-227.

Section 4. A notice of this action shall be printed once in the legal newspaper of the Township of Montville as required by law.

Section 5. A copy of this Resolution shall be provided to Katie Yanke, Chief Financial Officer, and to Izenberg Appraisal, 205 Main Street, PO Box 255, Chatham, New Jersey 07928, for their information and guidance.

4. **Resolution # 2019 - 64** resolution to cancel grant receivable and /or grant appropriation balance

WHEREAS, there exists a grant receivable balance and a corresponding unexpended grant appropriation which is no longer valid due to the time period of the grants; and

WHEREAS, it is necessary to formally cancel the receivable balance and its' offsetting appropriation balance;

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NOW, THEREFORE, BE IT RESOLVED by the Committee, of the Township of Montville, that the following grant receivable and appropriation balance be cancelled:

<u>Grant Title</u>	<u>Amount Cancelled</u>
Supplemental Municipal Alliance-2018 Grant	\$ 18.31

- 5. Resolution # 2019 – 65** resolution authorizing the award of a professional services contract without competitive bidding to Lerch, Vinci & Higgins, LLP to perform financial advisory services for Montville Township

WHEREAS, there exists a need for professional financial advisory services in order to calculate the arbitrage rebate for the 2013 General Improvement, Water Utility and Sewer Utility Bonds for the Township; and

WHEREAS, the Township wishes to retain Lerch, Vinci & Higgins, LLP to perform such services; and

WHEREAS, the maximum amount of for services under this contract shall not exceed \$11,000.00; and

WHEREAS, funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law (N.J.S.A. §40A:11-1 *et seq.*) requires that the Resolution authorizing the award of contracts for “Professional Services” without competitive bids and the contract itself be available for public inspection.

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

Section 1. The contract with Lerch, Vinci & Higgins is awarded without competitive bidding as a “Professional Service” in accordance with N.J.S.A. §40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

Section 2. Lerch, Vinci & Higgins, LLP shall provide financial advisory services to the Township as set forth in its proposal of January 24, 2019.

Section 3. The CFO has certified that funds are available as follows:

C-04-55-982-901 Ordinance 2008-22	\$1,250.00
C-04-55-990-906 Ordinance 2009-20	\$1,250.00
C-04-55-990-902 Ordinance 2009-20	\$ 65.00
C-04-56-100-106 Ordinance 2011-13	\$ 945.00
C-04-56-100-117 Ordinance 2011-13	\$ 290.00
C-04-55-990-902 Ordinance 2012-29/2013-09	\$2,500.00
C-04-56-101-002 Ordinance 2012-11	\$2,200.00
C-04-56-101-031 Ordinance 2012-11	\$ 500.00
9-05-55-500-227 Water Professional Fees	\$1,000.00
9-07-55-500-227 Sewer Professional Fees	<u>\$1,000.00</u>
	\$11,000.00

Section 4. A notice of this action shall be printed once in the legal newspaper of the Township of Montville as required by law.

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Section 5. A copy of this Resolution shall be provided to Katie Yanke, Chief Financial Officer, and to Lerch, Vinci & Higgins, LLP, 17-17 Route 208, Fair Lawn, New Jersey 07410, for their information and guidance.

- 6. Resolution # 2019 – 66** resolution of the Township of Montville, County of Morris and State of New Jersey authorizing the award of a contract for the Horseneck Road Improvement Project to Stanziale Construction, LLC.

WHEREAS, pursuant to authorization by the Mayor and Township Committee of the Township of Montville, the Township received sealed competitive bids for the Horseneck Road Improvement Project; and

WHEREAS, fourteen (14) sealed bids were received and opened on January 30, 2019, in accordance with the bid specifications:

1) Stanziale Construction, LLC	\$385,153.80
2) American Asphalt & Milling, LLC	\$409,207.40
3) Paving Materials & Contracting, LLC	\$409,408.00
4) 4 Clean Up, Inc.	\$411,508.95
5) D&L Paving Contractors, Inc.	\$413,328.75
6) Top Line Construction	\$413,517.01
7) A. Takton Concrete Corp.	\$413,807.50
8) DLS Contracting	\$424,652.75
9) Crossroads Pavement Maintenance, LLC	\$448,894.25
10) JTG Construction	\$459,263.75
11) Black Rock Enterprises, LLC	\$471,947.50
12) Mike Fitzpatrick Construction	\$473,453.50
13) Your Way Construction	\$480,454.05
14) Midwest Construction	\$496,394.75

; and

WHEREAS, said bid has been duly reviewed and analyzed by the Montville Township Attorney and Township Engineer; and

WHEREAS, the Local Public Contracts Law requires that competitive bidding contracts be awarded to the lowest, responsible, responsive bidder; and

WHEREAS, the bid received from Stanziale Construction, LLC in the amount of \$385,153.80 has been found to be in proper form and in compliance with the provisions of N.J.S.A. §40A:11-23.5 and the specifications as written; and

WHEREAS, the Chief Financial Officer has certified that sufficient funds are available for this purchase.

NOW, THEREFORE, BE IT RESOLVED that the Township Committee of the Township of Montville, in the County of Morris, and State of New Jersey as follows:

1. The Township Committee hereby awards a contract to Stanziale Construction, LLC, PO Box 2597, Bloomfield, New Jersey 07003 for the Horseneck Road Improvement Project in accordance with the bid specifications in the total amount of \$385,153.80.

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2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Stanziale Construction, LLC in accordance with its bid for completion of the Horseneck Road Improvement Project.

3. The Township's Chief Financial Officer has certified the availability of funds for this contract as follows:

2018-11 Eng: Horseneck Road Proj (DOT) C-04-56-138-005 \$385,153.80

4. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

7. Resolution # 2019 – 67 resolution authorizing the cancelation of accounts payable

WHEREAS, there exists certain accounts payable on the books of the Township; and

WHEREAS, the purchase orders creating these accounts payable have been investigated and it has been determined that these purchase orders should be canceled;

<u>FUND</u>	<u>VENDOR</u>	<u>PO #</u>	<u>DATE</u>	<u>AMOUNT</u>
CURRENT FUND	Burgis Associates	17-00164	1/11/2017	\$ 537.50
CURRENT FUND	Bowman Consulting Group	17-00165	1/11/2017	\$ 108.75
CURRENT FUND	Michael Patrick Carrol, ESQ	17-00166	1/11/2017	\$ 3,360.00
CURRENT FUND	Burgis Associates	17-00167	1/11/2017	\$ 500.00
CURRENT FUND	Bowman Consulting Group	17-00168	1/11/2017	\$ 306.25
CURRENT FUND	Pashman Stein	17-00169	1/11/2017	\$ 82.88
CURRENT FUND	Burgis Associates	17-00343	1/24/2017	\$ 3,023.75
CURRENT FUND	Collaborative Concepts, LLC	17-00562	2/14/2017	\$ 5,730.00
				\$ 13,649.13

NOW, THEREFORE, BE IT RESOLVED by the Committee of the Township of Montville, that the above listed accounts payable be and are hereby canceled.

Motion by Cooney second by Witty to add Resolution # 2019 – 68.

Roll Call

Yes: Kayne, Witty, Cook, Cooney, Conklin.

No:-0-

Resolution # 2019 – 68 resolution authorizing the award of a Professional Services Contract without competitive bidding to Burgis Associates, Inc. to provide Professional Planning Services for Montville Township

WHEREAS, there exists a need for professional planning services for the preparation of a Redevelopment Plan for the designated "area in need of redevelopment" designated as Block 167, Lots 28-32, Block 178, Lot 3 and Block 179, Lot 1 on the Montville Township Tax map; and

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WHEREAS, the Township wishes to retain Burgis Associates, Inc. to perform such services; and

WHEREAS, the maximum amount of for services under this contract shall not exceed \$12,500.00; and

WHEREAS, funds are available for this purpose; and

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

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

Section 1. The contract with Burgis Associates, Inc. is awarded without competitive bidding as a "Professional Service" in accordance with N.J.S.A. §40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by a person(s) authorized by law to practice a recognized profession that is regulated by law.

Section 2. Burgis Associates, Inc. shall provide professional planning services to the Township as set forth in its proposal of February 5, 2019.

Section 3. A notice of this action shall be printed once in the legal newspaper of the Township of Montville as required by law.

Section 4. A copy of this Resolution shall be provided to Katie Yanke, Chief Financial Officer, and to Burgis Associates, Inc., 25 Westwood Avenue, Westwood, New Jersey 07675, for their information and guidance.

Section 5. Funds for these services are available through Planning Consultant, Account #9-01-21-18-221.

Review of Meeting Action Items:

1. Administrator
 - Will follow up on Towaco Civic Association request.
 - Follow up on the request for look into Open Space acquisition.
2. Attorney
 - Work with Administration to draft a letter for the Open Space acquisition.

3. Township Committee

No Comments.

Adjournment

Motion by Cook second by Witty to adjourn meeting. All in favor. Motion adopted.

Time adjourned: 6:30 p.m.

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Respectfully submitted,

Approved:
Montville Township Committee

Leena M. Abaza, Township Clerk

Richard D. Conklin, Mayor