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**September 9, 2013 Vernon Township Council Meeting Resolutions**

Resolution #13-173: Special Emergency Note--\$600,000.00 (Renewal--Hurricane Irene)  
Resolution #13-174: Tax Overpayment--Block 230.26 Lot 17  
Resolution #13-175: Tax Overpayment--Block 104.02 Lot 13  
Resolution #13-176: Tax Overpayment--Block 72 Lot 1.05  
Resolution #13-177: Authorizing Contracts with Certain State Contract Vendors  
Resolution #13-178: Authorizing Renewal of Contract with Winters Auto Parts  
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**RESOLUTION #13-173**

**AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$600,000 SPECIAL EMERGENCY NOTES OF THE TOWNSHIP OF VERNON, IN THE COUNTY OF SUSSEX, NEW JERSEY**

**BE IT RESOLVED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERNON, IN THE COUNTY OF SUSSEX, NEW JERSEY** (not less than two-thirds of all the members thereof affirmatively concurring), **AS FOLLOWS:**

**Section 1.** Pursuant to a resolution of The Township of Vernon, in the County of Sussex (the "Township") authorizing a special emergency appropriation in the amount of \$1,000,000, finally adopted on September 12, 2011 and entitled: "Resolution making a special emergency appropriation of \$1,000,000 and authorizing the issuance of not exceeding \$1,000,000 special emergency notes of the Township of Vernon, in the County of Sussex, New Jersey, for purposes of financing such appropriation", special emergency notes (the "Notes") of the Township are hereby authorized to be issued pursuant to the Local Budget Law of New Jersey (N.J.S.A. 40A:4-1 et seq. and, in particular, N.J.S.A. 40A:4-55) in a principal amount not exceeding \$600,000 for the purpose of financing the improvement or purpose described in said resolution, including (to any extent necessary) the renewal of any special emergency notes heretofore issued therefor.

**Section 2.** The following matters in connection with the Notes are hereby determined:

(a) All Notes issued hereunder shall mature at such times as may be determined by the chief financial officer, interim chief financial officer or treasurer (the "Chief Financial Officer") of the Township, provided that no Note shall mature later than one year from the date of the first Note issued hereunder unless the Township shall have paid and retired amounts of such Notes sufficient to allow it, in accordance with provisions of Section 40A:4-55 of the Local Budget Law, to renew a portion thereof beyond the first anniversary date of the first of such Notes;

(b) All Notes issued hereunder shall bear interest at such rate or rates as may be determined by the Chief Financial Officer; and

(c) The Notes shall be in the form prescribed by resolution heretofore adopted by the governing body of the Township determining the form of special emergency notes issued pursuant to the Local Budget Law, and the Notes shall be signed or sealed by the Chief Financial Officer, the Mayor and the Township Clerk in any manner permitted by law notwithstanding that said form or resolution may otherwise provide.

**Section 3.** The Chief Financial Officer is hereby authorized and directed to determine all matters in connection with the Notes not determined by this or a subsequent resolution, and the Chief Financial Officer's signature upon the Notes shall be conclusive as to such determinations.

**Section 4.** The Chief Financial Officer is hereby authorized to sell the Notes from time to time at public or private sale in such amounts as the Chief Financial Officer may determine at not less than par and to deliver the same from time to time to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof and payment therefor.

**Section 5.** Any instrument issued pursuant to this resolution shall be a general obligation of the Township, and the Township's faith and credit are hereby pledged to the punctual payment of the principal of and interest on said obligations and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

**Section 6.** The Chief Financial Officer is hereby authorized and directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of Notes pursuant to this resolution is made, such report to include the amount, description, interest rate and maturity of the Notes sold, the price obtained and the name of the purchaser.

**Section 7.** The Chief Financial Officer is hereby further authorized and directed to file a copy of this resolution, as adopted, and all other resolutions or ordinances relating to the authorization of the aforementioned special emergency appropriation with the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey.

**Section 8.** The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the Notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the Notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the Notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the Notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Township, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the Notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

**Section 9.** All action heretofore taken by Township officials with respect to the sale, issuance and delivery of the Notes is hereby ratified, confirmed, adopted and approved.

**Section 10.** This resolution shall take effect immediately.

**RESOLUTION #13-174**

**WHEREAS**, the State of New Jersey, Department of the Treasury, Division of Taxation has favorably awarded a HomeStead Credit to McGowan, John F & Jennifer Block 230.26 Lot 17 for the year **2013**; and,

**WHEREAS**, the Department of Veterans Affairs on October 2<sup>nd</sup>, 2012, awarded McGowan, John F a 100% permanent and total disabled Veteran and the law exempts said property from taxation; and

**WHEREAS**, such HomeStead Credit has resulted in an overpayment of 2013 property taxes in the amount of \$445.88.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Township of Vernon, County of Sussex, State of New Jersey, that it hereby authorizes the Township Treasurer to issue a check, and the Tax Collector refund said overpayment in the amount of \$445.88 for said overpayment of property taxes to McGowan, John F & Jennifer; and

**BE IT FINALLY RESOLVED**, that a certified copy of this Resolution be forwarded to the Tax Collector and Township Treasurer.

**RESOLUTION #13-175**

**WHEREAS**, the State of New Jersey, Department of the Treasury, Division of Taxation has favorably awarded a HomeStead Credit to Esteve, Ann Marie Block 104.02 Lot 13 for the year **2013**; and,

**WHEREAS**, the Department of Veterans Affairs on March 12<sup>th</sup>, 2012, awarded Esteve, John G a 100% permanent and total disabled Veteran and the law exempts said property from taxation; and

**WHEREAS**, such HomeStead Credit has resulted in an overpayment of 2013 property taxes in the amount of \$474.71.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Township of Vernon, County of Sussex, State of New Jersey, that it hereby authorizes the Township Treasurer to issue a check, and the Tax Collector refund said overpayment in the amount of \$474.71 for said overpayment of property taxes to Esteve, Ann Marie; and

**BE IT FINALLY RESOLVED**, that a certified copy of this Resolution be forwarded to the Tax Collector and Township Treasurer.

**RESOLUTION #13-176**

**WHEREAS**, the State of New Jersey, Department of the Treasury, Division of Taxation has favorably awarded a HomeStead Credit to Stephenson, Ronald & Frances Block 72 Lot 1.05 for the year **2013**; and,

**WHEREAS**, the Department of Veterans Affairs on February 22<sup>nd</sup>, 2012, awarded Stephenson, Ronald a 100% permanent and total disabled Veteran and the law exempts said property from taxation; and

**WHEREAS**, such HomeStead Credit has resulted in an overpayment of 2013 property taxes in the amount of \$369.76.

**NOW, THEREFORE, BE IT RESOLVED** by the Council of the Township of Vernon, County of Sussex, State of New Jersey, that it hereby authorizes the Township Treasurer to issue a check, and the Tax Collector refund said overpayment in the amount of \$369.76 for said overpayment of property taxes to Stephenson, Ronald & Frances; and

**BE IT FINALLY RESOLVED**, that a certified copy of this Resolution be forwarded to the Tax Collector and Township Treasurer.

**RESOLUTION #13-177**

**AUTHORIZING CONTRACTS WITH CERTAIN APPROVED STATE CONTRACT VENDORS.**

**WHEREAS**, the Township of Vernon may by resolution and without advertising for bids or obtaining quotations purchase any goods or services under the State Contract; and

**WHEREAS**, the Township has the need on a timely basis to purchase goods and services utilizing state contracts; and

**WHEREAS**, the Township intends to enter into contracts with the attached referenced state vendor(s) through this resolution, which shall be applicable to all the conditions of current state contracts.

**NOW THEREFORE BE IT RESOLVED**, that the Township Council of the Township of Vernon, authorizes the Purchasing Agent to purchase certain goods and services from those approved state vendor(s) on the attached list, pursuant to all conditions of the individual state contracts; and

**BE IT FURTHER RESOLVED**, that the governing body of Vernon Township pursuant to NJAC 5:30-5.5(b) (the certification of available funds), which states that the Chief Finance Officer shall either certify the full maximum amount against the budget at the time a contract is awarded, or no contract amount shall be chargeable or certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

**BE IT FURTHER RESOLVED**, that the duration of the contracts between the Township of Vernon and the referenced state vendors shall be from January 1, 2013 to December 31, 2013; and

**BE IT FURTHER RESOLVED**, that this resolution shall take effect immediately upon adoption according to law.

<b>Commodity/Service</b>	<b>Vendor</b>	<b>State Contract #</b>
Park and Playground Equipment	George Ely Associates, Inc.	81424

**RESOLUTION #13-178**

**AUTHORIZING THE AWARD OF BID FOR AUTOMOTIVE  
 AND LIGHT DUTY TRUCK AFTERMARKET PARTS**

**WHEREAS**, there is a need to purchase auto and light duty truck aftermarket parts for the Township’s fleet;  
 and

**WHEREAS**, the Township has issued specifications and contract documents soliciting formal bids for the  
 necessary parts; and

**WHEREAS**, the Township received and opened one bid for the above mentioned items on September 5, 2013  
 at 10:30 a.m. in the Vernon Township Municipal Building; and

**WHEREAS**, the bids were received and reviewed by the Qualified Purchasing Agent and the Township  
 Municipal Clerk for the specified bid requirements; and

**WHEREAS**, the QPA recommends awarding a contract to the lowest responsible and responsive bidder,  
 Winters Auto Parts, 84 Main Street, Sussex, NJ 07461 for the items and prices described on the attached list.

**NOW, THEREFORE BE IT RESOLVED**, by the Vernon Township Council, County of Sussex, State of  
 New Jersey, to award a bid to Winters Auto Parts, for the purchase of automotive and light duty truck  
 aftermarket parts; and

**BE IT FURTHER RESOLVED**, the Vernon Township Council, pursuant to N.J.A.C. 5:30-5.5 (b), the  
 certification of available funds, goods or services shall not be chargeable or certified until such time as the  
 goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability  
 of funds is made by the Chief Financial Officer; and

**BE IT FURTHER RESOLVED**, that the duration of the contract between the Township of Vernon and  
 Winters Auto Parts, will be for one (1) year with an option to renew for an additional one (1) year.

This Resolution shall take effect immediately according to law.

DESCRIPTION	PERCENT MARK-UP OVER ROCKAUTO.COM
<b>Engine Parts</b> To include, but not limited to the following: Heads, pistons, bearings, intake, exhaust, manifolds, push rods and lifters.	23% WINTERS
<b>Transmission Parts</b> Automatic and Manual	0% WINTERS
<b>Brake Parts</b> To include, but not limited to the following: Pads, shoes, rotors, drums, calipers, wheel cylinders, brake hardware and cables.	0% WINTERS
<b>Front and Rear Suspension</b> To include, but not limited to the following: Ball joints, king pins, tie rod ends, pitman arms, bushings, steering rack and steering box.	15% WINTERS
<b>Belts and Hoses</b> To include, but not limited to the following: Radiator hose, heater hose, belt tensioners.	20% WINTERS

<b>Cooling System Parts</b> To include, but not limited to the following: Water pumps, water outlets, thermostats and fan clutches.	0% WINTERS
<b>Drive Line Parts</b> To include, but not limited to the following: Axles, clutch, CV shafts, U-joints and drive shafts.	15% WINTERS
<b>Electrical Parts</b> To include, but not limited to the following: Alternators, starters, light switches, battery cables.	0% WINTERS
<b>Exhaust Parts</b> Complete exhaust line w/Catalytic Converters	18% WINTERS
<b>Fuel and Emission</b> To include, but not limited to the following: Emission hose, controls, fuel pumps, gas caps and O2 sensors.	15% WINTERS
<b>Air Conditioning</b> To include, but not limited to the following: Compressors, lines, valves and driers.	10% WINTERS
<b>Radiator and Heater Core</b>	10% WINTERS
<b>Ignition Parts</b>	20% WINTERS
<b>Spark Plugs</b>	10% WINTERS
<b>Filters</b> To include, but not limited to the following: Air, oil, fuel, hydraulic and cab.	0% WINTERS

**RESOLUTION #13-179**

**APPOINTMENT OF POLICE CHIEF**

**WHEREAS**, Police Chief Roy Wherry will be retiring effective November 1, 2013; and

**WHEREAS**, Mayor Victor J. Marotta has interviewed candidates to fill the position of Police Chief; and

**WHEREAS**, Mayor Marotta of the Township of Vernon has determined that \_\_\_\_\_ is a qualified candidate; and

**WHEREAS**, the position of Police Chief has been offered to \_\_\_\_\_ and he has accepted.

**NOW THEREFORE BE IT RESOLVED** by the Council of the Township of Vernon that \_\_\_\_\_ is hereby appointed Police Chief for the Township of Vernon effective November 1, 2013.

**RESOLUTION #13-180**

**AUTHORIZING PLACEMENT OF TEMPORARY SIGNAGE**

**WHEREAS**, Sussex County Community College in Newton, New Jersey has requested permission from the Township Council to place temporary signage in the ground in front of a number of businesses to promote their Skylander 5 & 10K Challenge at the college to be held October 6, 2013; and

**WHEREAS**, approval has been received from the property owners, for the placement of the signage for this event; and

**WHEREAS**, the temporary signage requested to be displayed will be one (1) ground stake sign measuring 18” by 24” at most locations, and one (1) banner measuring 4’ by 8’ and will be displayed from September 9 through October 7, 2013; and

**WHEREAS**, the ground signs and banner do not exceed the limitations as set forth in Ordinance #12-05.

**NOW THEREFORE BE IT RESOLVED**, by the Council of the Township of Vernon, that Sussex County Community College in Newton, New Jersey is granted permission to place temporary signage, as described above, in Vernon, from September 9 through October 7, 2013, in association with their Skylander 5 & 10K Challenge event; and

**BE IT FURTHER RESOLVED** that any and all signage placed pursuant to this Resolution shall be removed on the day following the event and will conform to the Township’s Sign Ordinance #12-05.

This Resolution will take effect immediately according to law.

**RESOLUTION #13-181**

**AUTHORIZING PLACEMENT OF TEMPORARY SIGNAGE**

**WHEREAS**, Nathalie Mahoney has requested permission from the Township Council to place a temporary sign on the A&P property on County Route 515 in Vernon to promote her “Break Their Power: Tell the Secret” 5K Run to be held September 14, 2013 (with a rain date of September 21, 2013) at 11:00am at Wawayanda State Park; and

**WHEREAS**, approval has been received from the property owner, for the placement of the sign for this event.

**NOW THEREFORE BE IT RESOLVED**, by the Council of the Township of Vernon, that Nathalie Mahoney is granted permission to place temporary signage, as described above, in Vernon, for her “Break Their Power: Tell the Secret” 5K Run event; and

**BE IT FURTHER RESOLVED** that any and all signage placed pursuant to this Resolution shall be removed on the day following the event and will conform to the Township’s Sign Ordinance #12-05.

This Resolution will take effect immediately according to law.