



April 10, 2017 Vernon Township Council Meeting Resolutions

Resolution #17-89: A Resolution to Read the 2017 Municipal Budget by Title Only

Resolution #17-90: Resolution Authorizing Township Council to Reject All Bids for Proposed Sewer Connection for Vernon Township Municipal Building

Resolution #17-91: Resolution of the Township of Vernon Authorizing the Tax Collector to Cancel Certain Balances of \$10.00 Over/Under (2016)

Resolution #17-92: Resolution of the Township of Vernon Authorizing the Tax Collector to Cancel Certain Balances of \$10.00 Over/Under (2015)

Resolution #17-93: Resolution Authorizing the Execution of a Shared Services Agreement with Sussex County Municipal Utilities Authority (SCMUA) for the Provision of Certified Recycling Professional Services to Certify and Submit the 2016 Recycling Tonnage Report to the New Jersey Department of Environmental Protection

Resolution #17-94: Canceling Taxes for Total Disabled Veteran (Dedominicis)

Resolution #17-95: Refund for Total Disabled Veteran (Dedominicis)

Resolution #17-96: Authorizing Township of Vernon to Enter into Agreement with Township of Wantage for Use of Tower Located at Lake Panorama

Resolution #17-97: Authorizing Acceptance of Grant in the Amount of \$80,000.00 from the New Jersey Highlands Council for Participation in a Water Use and Conservation Management Plan

Resolution #17-98: Authorizing the Release of a Performance Bond for National Winter Activity Center LUB #6-15-6 for Property Located at 44 Breakneck Road

Resolution #17-99: Approving Active Volunteer Fireman for Membership in the New Jersey State Firemen's Association (Taylor)

Resolution #17-100: Authorizing the Collective Bargaining Agreement with American Federation of State, County, and Municipal Employees and Vernon Township

Resolution #17-101: Resolution Endorsing a Plan Amendment to the Vernon Township Wastewater Management Plan and Sussex County Water Quality Plan for the Route 94 Corridor and the McAfee Areas in the Township of Vernon

RESOLUTION #17-89

A RESOLUTION TO READ THE 2017 MUNICIPAL BUDGET BY TITLE ONLY

WHEREAS, N.J.S.A. 40A:4-8 provides that the budget may be read by title only at the time of the public hearing if a resolution is passed by not less than a majority of the full governing body, as well as posting of same; and

WHEREAS, the conditions required by N.J.S.A. 40A:4-8 have been satisfied for the 2017 Municipal Budget by Township Officials.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of Vernon, New Jersey that the 2017 Municipal Budget shall be read by title only at the Public Hearing (scheduled on April 10, 2017).

This Resolution shall take effect immediately upon adoption according to law.

RESOLUTION #17-90

RESOLUTION AUTHORIZING TOWNSHIP COUNCIL TO REJECT ALL BIDS FOR PROPOSED SEWER CONNECTION FOR VERNON TOWNSHIP MUNICIPAL BUILDING

WHEREAS, the Township of Vernon publicly advertised for bids in accordance with the Local Public Contracts Law, N.J.S.A. 40A:11-1, et seq. for the Proposed Sewer Connection for the Vernon Township Municipal Building; and

WHEREAS, on the publicly advertised bid date of March 23, 2017 @ 10:00 am, the Township accepted bids from the two (2) following vendors: Earth-Tec Associates. and Frank Semeraro Construction Co; and

WHEREAS, in a memo dated March 24, 2017, the Township Engineer states upon review of the bids received, the bids from Earth-Tec Associates. and Frank Semeraro Construction Co. were deemed acceptable but both were over the project budget and therefore recommends the bids be rejected; and

WHEREAS, the Local Public Contracts Law, specifically N.S.J.A.40A:11-13.2 et.seq. authorizes the Township to reject the bids received for this reason.

NOW THEREFORE BE IT RESOLVED, by the Council of the Township of Vernon, County of Sussex, State of New Jersey, that it hereby accepts and approves the Township Engineer's recommendations to reject all bids for the Proposed Sewer Connection for the Vernon Township Municipal Building in accordance with the Local Public Contracts Law and the reasons set forth in this Resolution.

BE IT FURTHER RESOLVED, that the Township Clerk is hereby authorized and directed on behalf of the Township to return any bid bonds submitted by the vendors in accordance with the latest bid proposal submission.

This Resolution shall take effect immediately.

RESOLUTION #17-91

RESOLUTION OF THE TOWNSHIP OF VERNON AUTHORIZING THE TAX COLLECTOR TO CANCEL CERTAIN BALANCES OF \$10.00 OVER/UNDER

WHEREAS, N.J.S.A. 40A: 5-17 allows for the cancellation of property tax refunds or delinquent amounts in the amounts of less than \$10.00; and

WHEREAS, the Governing Body may authorize the Tax Collector to process, without further action on their part, any cancellation of property tax refunds or delinquencies of less than \$10.00

NOW THEREFORE BE IT RESOLVED, by the Council of the Township of Vernon, hereby authorize the Tax Collector to cancel said tax amounts as deemed necessary for Tax Year 2016.

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

RESOLUTION #17-92

RESOLUTION OF THE TOWNSHIP OF VERNON AUTHORIZING THE TAX COLLECTOR TO CANCEL CERTAIN BALANCES OF \$10.00 OVER/UNDER (2015)

WHEREAS, N.J.S.A. 40A: 5-17 allows for the cancellation of property tax refunds or delinquent amounts in the amounts of less than \$10.00; and

WHEREAS, the Governing Body may authorize the Tax Collector to process, without further action on their part, any cancellation of property tax refunds or delinquencies of less than \$10.00

NOW THEREFORE BE IT RESOLVED, by the Council of the Township of Vernon, hereby authorize the Tax Collector to cancel said tax amounts as deemed necessary for Tax Year 2015.

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

RESOLUTION #17-93

RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT WITH SUSSEX COUNTY MUNICIPAL UTILITIES AUTHORITY (SCMUA) FOR THE PROVISION OF CERTIFIED RECYCLING PROFESSIONAL SERVICES TO CERTIFY AND SUBMIT THE 2016 RECYCLING TONNAGE REPORT TO THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL PROTECTION

WHEREAS, the Sussex County Municipal Utilities Authority (hereinafter “SCMUA”), among other things, employs a District Recycling Coordinator as the designated operating agency within Sussex County as provided in the Sussex County District Solid Waste Management Plan; and

WHEREAS, the Uniform Shared Services and Consolidation Act (N.J.S.A. 40A:65-1, *et seq.*) (hereinafter “the Act”) provides that local units of government may enter into a contract to provide or receive any service that either local unit participating in the Agreement is empowered to provide or receive within its own jurisdiction, including services incidental to the primary purposes of any of the participating units (N.J.S.A. 40A:65-4); and

WHEREAS, the Township of Vernon will prepare the 2016 Vernon Township Recycling Tonnage Report; and

WHEREAS, the Township of Vernon is requesting the services of SCMUA in the form of the District Recycling Coordinator as a Certified Recycling Professional to certify and submit the required 2016 Vernon Township Recycling Tonnage Report to the New Jersey Department of Environmental Protection by April 30, 2017; and

WHEREAS, SCMUA has the qualified staff to certify the Recycling Tonnage Report prepared by Vernon Township and electronically submit it to the New Jersey Department of Environmental Protection on behalf of Vernon Township under the terms and conditions set forth in the Shared Services Agreement;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Vernon, in the County of Sussex, and State of New Jersey as follows:

1. The Mayor and Municipal Clerk are hereby authorized and directed to execute a shared Services Agreement, a copy of which is attached hereto, with the Sussex County Municipal Utilities Authority for the provision of Certified Recycling Professional Services to certify and submit the 2016 Recycling Tonnage Report to the New Jersey Department of Environmental Protection.
2. The Township of Vernon hereby endorses the submission of the 2016 Recycling Tonnage Grant Application to the New Jersey Department of Environmental Protection and designates Sussex County Municipal Utilities Authority, to ensure that the application is properly filed;
3. The Township of Vernon directs that the monies received from the recycling tonnage grant be deposited in a dedicated recycling trust fund to be used solely for the purposes of recycling.
4. All Sussex County Municipal Utilities Authority Staff and Professionals are authorized to take any and all necessary actions to see to the implementation of this Resolution
5. This Resolution shall take effect immediately.

RESOLUTION #17-94

CANCELING TAXES FOR TOTAL DISABLED VETERAN (Dedominicis)

WHEREAS, THE DEPARTMENT OF VETERANS AFFAIRS on January 9, 2017 awarded Alfred Dedominicis a 100% permanent and total disabled veteran; and

WHEREAS, as of said date the law exempts said property from taxation.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Township of Vernon hereby authorize the Tax Collector to cancel the taxes for 2017 in the amount of \$893.70 for Block 199.07 Lot 1 C0005 also known as 2 Falkenstein Row Unit 5, Vernon, New Jersey.

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

RESOLUTION #17-95

REFUND FOR TOTAL DISABLED VETERAN (Dedominicis)

WHEREAS, THE DEPARTMENT OF VETERANS AFFAIRS on January 9, 2017 awarded Alfred Dedominicis a 100% permanent and totally disabled Veteran; and

WHEREAS, the law exempts said property from taxation.

NOW, THEREFORE, BE IT RESOLVED, by the Council of the Township of Vernon authorizes the Tax Collector to refund the 2017, 1st quarter payment in the amount of \$893.71 to Alfred Dedominicis.

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

RESOLUTION #17-96

**AUTHORIZING TOWNSHIP OF VERNON TO ENTER INTO AGREEMENT WITH
TOWNSHIP OF WANTAGE FOR USE OF TOWER LOCATED AT LAKE PANORAMA**

WHEREAS, the Wantage Township Fire Department has expressed a desire to upgrade its radio equipment to high band; and

WHEREAS, there is no appropriate location in Wantage Township for the location of high band radio equipment; and

WHEREAS, the Township of Vernon has a tower located at Lake Panorama, which has space for the high band equipment contemplated by the Wantage Township; and

WHEREAS, the Township of Vernon presently allows the Wantage First Aid Squad to place its antennae and repeater on the Lake Panorama tower at no cost; and

WHEREAS, the Township of Vernon currently provides dispatch services to the Wantage First Aid Squad and to the Wantage Township Fire Department pursuant to a Shared Services Agreement; and

WHEREAS, the Township of Vernon is desirous to enter into an agreement with the Wantage Township Fire Department that will allow it to place a high band antennae and repeater on the tower located at Lake Panorama at no cost to the Wantage Township Fire Department, however, the Wantage Township Fire Department will be responsible for the costs of installing and maintaining the equipment placed on the tower; and

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Vernon that the Mayor is authorized to execute a contract with the Township of Wantage that allows the Wantage Township Fire Department to place a high band antennae and repeater on the tower located at Lake Panorama at no cost to the Wantage Township Fire Department, which equipment will be installed and maintained at the sole expense of the Wantage Township Fire Department:

BE IT FURTHER RESOLVED, that the agreement with the Wantage Township Fire Department includes a provision whereby the Vernon Township Police Department shall provide dispatch services to the Wantage Township Fire Department; however, in the event the Wantage Township Fire Department no longer uses the Vernon Township Police Department for dispatch services, the Township of Vernon will require Wantage Township to enter into lease agreement with the Township of Vernon for the continued use of the Lake Panorama Tower.

RESOLUTION #17-97

AUTHORIZING ACCEPTANCE OF GRANT IN THE AMOUNT OF \$80,000.00 FROM THE NEW JERSEY HIGHLANDS COUNCIL FOR PARTICIPATION IN A WATER USE AND CONSERVATION MANAGEMENT PLAN

WHEREAS, the Township of Vernon is entirely within the Highlands Preservation or Planning areas; and

WHEREAS, the Township of Vernon submitted a proposed Scope of Work to the Highlands Council for development of a municipal-wide Water Use and Conservation Management Plan; and

WHEREAS, the Highlands Council has approved the proposed Scope of Work and has approved a grant with a total budget of \$80,000 in specific tasks:

Component 1 – Kickoff/Revaluation of New Water Availability	\$33,000
Component II – Development of WUCMP	\$47,000
Township of Vernon Total Scope Amount	\$80,000

WHEREAS, the Vernon Township Engineer has advised the Mayor that acceptance of this grant is of benefit to the Township for the purpose of conformance with the Highlands Regional Master Plan and the Sussex County Water Quality Management Plan (WQMP) planning process, and

WHEREAS, as detailed in the proposed Scope of Work, the Township of Vernon has chosen to proceed with agreement with CDM Smith, Inc., Edison, NJ for professional planning and engineering services to perform work under Component I and utilize the Township Engineer, Cory Stoner and Township Planner, Jessica Caldwell, for work under Components I and II.

NOW, THEREFORE BE IT RESOLVED by the Council of the Township of Vernon that the \$80,000.00 grant offered by the Highlands Council for a Water Use Conservation Management Plan is hereby accepted and that the Mayor, Clerk, and Chief Finance Officer are hereby authorized to execute grant application identified as Task 13: Water Use and Conservation Management Plan – Plan Conformance Amended Grant Agreement #09-033-011-1922 and execute agreement with CDM Smith, Inc. for Planning & Engineering Services.

RESOLUTION #17-98

AUTHORIZING THE RELEASE OF A PERFORMANCE BOND FOR NATIONAL WINTER ACTIVITY CENTER LUB #6-15-6 FOR PROPERTY LOCATED AT 44 BREAKNECK ROAD

WHEREAS, Developer National Winter Activity Center (NWAC) was approved for a Preliminary and Final Major Site Plan on Block 192.02 Lots 19 & 25, in the Township of Vernon, pursuant to the Land Use Board File LU#06-15-6; and

WHEREAS, NWAC was required to post a total performance guarantee in the amount of \$464,814.00 to ensure that all site improvements were properly and fully constructed; and

WHEREAS, NWAC has made a request for the bond to be released in full; and

WHEREAS, the Vernon Township Engineer has reviewed said request and recommends to approve the \$464,814.00 bond release with requirement of new performance bond be posted in amount of \$25,800.00 as contained in a memorandum to the Land Use Board, dated March 24, 2017.

NOW THEREFORE BE IT RESOLVED, this 10th day of April by the Township Council of the Township of Vernon, County of Sussex, hereby approves and authorizes that the performance guarantee of \$464,814.00 is to be released in its entirety, with requirement of new performance bond in amount of \$25,800, either cash or surety bond be posted.

RESOLUTION #17-99

APPROVING ACTIVE VOLUNTEER FIREMAN FOR MEMBERSHIP IN THE NEW JERSEY STATE FIREMEN'S ASSOCIATION (Taylor)

WHEREAS, the Township Council recognizes the extraordinary contributions made by volunteer firefighters to our community and seeks to encourage their full participation in professional organizations; and

WHEREAS, Michael W. Taylor, an active firefighter and member of the Vernon Township Volunteer Fire Department #1, is requesting approval to submit an application for membership to the New Jersey State Firemen's Association.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Vernon, Sussex County, New Jersey hereby approves Michael W. Taylor for membership in the New Jersey State Firemen's Association.

RESOLUTION #17-100

AUTHORIZING THE COLLECTIVE BARGAINING AGREEMENT WITH AMERICAN FEDERATION OF STATE, COUNTY, AND MUNICIPAL EMPLOYEES AND VERNON TOWNSHIP

WHEREAS, the Township of Vernon has agreed to enter into a Collective Bargaining Agreement with the American Federation of State, County, and Municipal Employees ("AFSCME"), which shall govern the terms of employment and compensation for the Department of Public Works for the calendar years 2016 through 2018; and

WHEREAS, AFSCME, has agreed to enter into a Collective Bargaining Agreement with the Township of Vernon and shall be adopting a resolution voted upon by its members adopting said Agreement.

NOW THEREFORE BE IT RESOLVED, by the Township Council of the Township of Vernon, County of Sussex, and State of New Jersey as follows:

1. The Township Council authorizes a Collective Bargaining Agreement between the Township and the AFSCME.
2. The Mayor and Township Business Administrator are authorized to sign the Collective Bargaining Agreement on behalf of the Township.

3. This resolution shall take effect immediately.

A copy of this resolution as well as the referenced Collective Bargaining Agreement shall be placed on file with the Clerk of the Township.

RESOLUTION #17-101

RESOLUTION ENDORSING A PLAN AMENDMENT TO THE VERNON TOWNSHIP WASTEWATER MANAGEMENT PLAN AND SUSSEX COUNTY WATER QUALITY PLAN FOR THE ROUTE 94 CORRIDOR AND THE MCAFFEE AREAS IN THE TOWNSHIP OF VERNON

WHEREAS, the Vernon Township Council desires to provide for the orderly development of wastewater treatment and conveyance facilities within the municipality; and

WHEREAS, the New Jersey Department of Environmental Protection (NJDEP) requires that proposed wastewater treatment and conveyance facilities and waste water treatment service areas and related subjects be in conformance with an approved Wastewater Quality Management Plan (WQMP); and

WHEREAS, the Vernon Township Wastewater Management Plan (WMP) prepared by the County of Sussex has been approved by the NJDEP as an amendment to the Sussex County Water Quality Plan in September 2000 and revised September 2001; and

WHEREAS, the Route 94 corridor and the McAfee Areas of Vernon have been determined by the Vernon Township Municipal Utilities Authority to be included in Vernon's Sewer District; and

WHEREAS, the Sussex County Board of Health has written a letter endorsing the expansion of Vernon's Sewer District to service these areas, thereby eliminating any potential future environmental issues going forward; and

WHEREAS, the Vernon Township Council has determined that the addition of these areas to the Sewer District of Vernon is good for both public health and the environment.

NOW THEREFORE, BE IT RESOLVED by the township Council of the Township of Vernon on this – day of April, 2017 as follows:

1. Vernon Township hereby endorses a plan amendment to the Vernon Township Wastewater Management Plan (WMP) to include the Route 94 corridor and McAfee areas in the Township of Vernon in the sewer service area for the Sussex County Municipal Utility Authority Sewer treatment plant.
2. This endorsement shall be submitted to the Sussex County Policy Advisory Committee, the Sussex County Board of Chosen Freeholders, the NJDEP, and all interested parties.