

ROCKAWAY TOWNSHIP COUNCIL – APRIL 9, 2019

The Regular Meeting of the Township Council of the Township of Rockaway was held on Tuesday, April 9, 2019 in the Council Chambers located within the Municipal Building, 65 Mt. Hope Road, Township of Rockaway, State of New Jersey commencing at 7:33p.m.

Council President Kelley led those present in the Salute to the American Flag.

Council President Kelley called for a Moment of Silence to remember the Service and Sacrifices of the Armed Service Members who Protect our Nation and the First Responders who Protect our Neighborhoods.

Present: Council Members Quinn, Friedlander, Jedynak, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley (Jedynak in attendance by phone)

Present from Administration: Mayor Michael Puzio, Attorney John Iacofano, Ms. Patricia Seger, Mr. David Dyer, Ms. Lisa Palmieri

Council President Kelley stated “this meeting was advertised in the Daily Record and the Star Ledger, the official newspapers for the Township of Rockaway on January 11, 2019. Notice was posted on the official bulletin board of Rockaway Township.”

Officer Matos was designated as the Sergeant of Arms.

President Kelley read the Township Code 2-5.15.

Township Code 2-5.15 Decorum:

While the Council is in session, the members shall preserve order and decorum. The Council President, at his/her discretion shall direct the Chief of Police or such other person in the Police Department as he may designate to be the Sergeant of Arms at the Council meeting. The Sergeant of Arms shall employ reasonable means to maintain the proper order and decorum consistent with accepted standards.

OPEN TO THE PUBLIC:

Dave Press, 71 Oakland Avenue – Mr. Press raised concerns about comments made by President Kelley at a March Council Meeting, and President Kelley’s past behavior.

Patrick Deo, 11 Valley Road – Mr. Deo spoke about the Council’s budget meetings and urged the Council not to adopt the capital ordinances that would increase the Township’s debt service.

Emily Kullman, 18 Lake Shore Drive – Ms. Kullman spoke about the 2020 Census and informed the public about the employment opportunities available and where they could find more information.

Pat Degnan, 88 Valley View Drive – Ms. Degnan invited all of this year’s Primary candidates and the Township’s residents to While Meadow Lake’s “Meet the Candidates” night on May 20th between 7-9PM.

Katey Platts, 2 Valhalla Way – Ms. Platts stated that she was disappointed that the Council had removed Peterson Field from the capital plan, and she was concerned that if it is placed on referendum, that it would be voted down. Ms. Platts spoke about the current condition of the Township’s fields and courts.

John Schmidt, Gloucester City, NJ – Mr. Schmidt questioned if the Township has a nepotism policy, spoke about the Council’s need to take reparative action concerning the November 27, 2018 and Decemeber 11, 2018 meetings at the next Council Meeting.

CONSENT AGENDA:

RESOLUTIONS

R-19-68 RESOLUTION AUTHORIZING THE TOWNSHIP OF ROCKAWAY BUSINESS ADMINISTRATOR TO ENTER INTO A TWENTY FOUR (24) MONTH CONTRACT RATE GUARANTEE WITH DELTA DENTAL OF NEW JERSEY

R-19-70 RESOLUTION APPOINTING LOCAL REGISTRAR AND DEPUTY REGISTRAR

R-19-68

RESOLUTION AUTHORIZING THE TOWNSHIP OF ROCKAWAY BUSINESS ADMINISTRATOR TO ENTER INTO A TWENTY FOUR (24) MONTH CONTRACT RATE GUARANTEE WITH DELTA DENTAL OF NEW JERSEY

WHEREAS, the Township of Rockaway (Township) offers dental insurance through Delta Dental of New Jersey (Delta); and,

WHEREAS, effective June 1, 2019 the dental insurance offered to the Township personnel through Delta will be renewed; and,

WHEREAS, entering into a 24 month rate guarantee will result in no increase from the current rates;

WHEREAS, the Township wishes to authorize the Township Business Administrator to enter into a 24 month rate guarantee with Delta.

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Rockaway, County of Morris, State of New Jersey as follows:

1. The Township hereby authorizes the Township Business Administrator to enter into a 24 month rate guarantee with Delta Dental of New Jersey for the period of June 1, 2019 through May 31, 2021.
2. The premiums for the 12 month rate guarantee are \$44.79 for one party and \$115.39 for a family both of which represent a premium reduction;
3. The Mayor and Clerk are hereby authorized to execute said Agreement and together with other appropriate officers and employees of the Township are hereby authorized to take all steps necessary to effectuate the purposes of this Resolution.
4. This Resolution shall take effect immediately.

C E R T I F I C A T I O N

I, Christina Clipperton, Acting Township Clerk of the Township of Rockaway hereby certify the foregoing to be a true copy of a Resolution adopted by the Township Council of the Township of Rockaway at a duly convened meeting held on April 9, 2019.

Christina Clipperton, Acting Township Clerk

President Kelley removed Resolution R-19-70 for discussion.

Motion was made by Council Member Quinn, seconded by Council Member Jackson to approve the consent agenda.

Roll Call Was Taken.

Yah Votes: 9 (Quinn, Friedlander, Jedynak, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Nah Votes: 0

Motion carries.

RESOLUTION R-19-70:

R-19-70 RESOLUTION APPOINTING LOCAL REGISTRAR AND DEPUTY REGISTRAR

**TOWNSHIP OF ROCKAWAY
MORRIS COUNTY, NEW JERSEY**

R-19-70

RESOLUTION APPOINTING LOCAL REGISTRAR

WHEREAS, Christina Clipperton is a Certified Registrar and is qualified for the position of Local Registrar, having received her Certification from the New Jersey Department of Health and Senior Services; and

WHEREAS, pursuant to N.J.S.A. 26:8-11 et seq., in those districts where there is no Board of Health, the appointment shall be made by the Governing Body.

NOW, THEREFORE, BE IT RESOLVED that Christina Clipperton is hereby appointed as Local Registrar for the Township of Rockaway effective April 9, 2019. The above terms will expire April 8, 2022.

I HEREBY CERTIFY the above to be a true copy of a Resolution Adopted by the Township Council of the Township of Rockaway at a duly convened meeting held on April 9, 2019.

Christina Clipperton
Acting Township Clerk

Approved by:

Tucker Kelley
Council President

There was discussion concerning the language of this Resolution, and appointing a Deputy Registrar.

The Council discussed amending the Resolution to only appoint a Local Registrar.

Attorney Iacofano confirmed that there would be no issue with amending the Resolution, and that having a second Resolution to appoint a Deputy Registrar isn't necessary.

Motion was made by President Kelley, seconded by Vice-President Abrahamsen to amend R-19-70 to remove all language concerning the appointment of a Deputy Registrar.

Roll Call Was Taken.

Yah Votes: 6 (Quinn, Jedynek, Palumbo, Smith, Abrahamsen, Kelley)

Nah Votes: 2 (Friedlander, Sackett)

Abstentions: 1 (Jackson)

Motion carries.

Motion was made by President Kelley, seconded by Vice-President Abrahamsen to approve Resolution R-19-70 as amended.

Roll Call Was Taken.

Yah Votes: 9 (Quinn, Friedlander, Jedynek, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Nah Votes: 0

Motion carries.

MAYOR'S APPOINTMENT WITH ADVICE AND CONSENT OF THE COUNCIL:
R-19-69 RESOLUTION CONFIRMING THE APPOINTMENT OF THE MUNICIPAL JUDGE FOR THE TOWNSHIP OF ROCKAWAY

**TOWNSHIP OF ROCKAWAY
MORRIS COUNTY, NEW
JERSEY**

R-19-69

RESOLUTION CONFIRMING THE APPOINTMENT OF THE MUNICIPAL JUDGE FOR THE TOWNSHIP OF ROCKAWAY

BE IT RESOLVED that the Township Council hereby confirms the appointment made by Mayor Puzio of Gerard Smith, as the Municipal Judge for the Township of Rockaway for a term of three years; said term to expire on April 2, 2022.

I HEREBY CERTIFY the above to be a true copy of a Resolution Adopted by the Township Council of the Township of Rockaway at a duly convened Meeting held on April 9, 2019.

**Christina Clipperton,
Acting Township Clerk**

Approved by:

Council President

Judge Smith spoke about his experience working and living in Rockaway Township, expressed that he cares about this community, he believes his rulings have helped in keeping the crime rate in Rockaway Township down, and hopes that the Council agrees to appoint him this evening.

Motion was made by Vice-President Abrahamsen, seconded by President Kelley to approve Resolution R-19-69.

Roll Call Was Taken.

Yah Votes: 8 (Quinn, Friedlander, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Nah Votes: 0

Abstentions: 1 (Jedynak)

Motion carries.

2019 BUDGET:

ORDINANCE FOR INTRODUCTION:

O-19-9 ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS AND TO ESTABLISH A CAP BANK (N.J.S.A. 40A:4-45.14)

ORD. O-19-09

**ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMITS
AND TO ESTABLISH A CAP BANK
(N.J.S.A. 40A: 4-45.14)**

WHEREAS, the Local Government Cap Law, N.J.S. 40A: 4-45.1 et seq., provides that in the preparation of its annual budget, a municipality shall limit any increase in said budget up to 2.5 % unless authorized by ordinance to increase it to 3.5 % over the previous year's final appropriations, subject to certain exceptions; and,

WHEREAS, N.J.S.A. 40A: 4-45.15a provides that a municipality may, when authorized by ordinance, appropriate the difference between the amount of its actual final appropriation and the 3.5 % percentage rate as an exception to its final appropriations in either of the next two succeeding years; and,

WHEREAS, the Township Council of the Township of Rockaway in the County of Morris finds it advisable and necessary to increase its CY 2019 budget by up to 3.5 % over the previous year's final appropriations, in the interest of promoting the health, safety and welfare of the citizens; and,

WHEREAS, the Township Council hereby determines that a 3.5% increase in the budget for the said year, amounting to \$304,165.31 in excess of the increase in final appropriations otherwise permitted by the Local Government Cap Law, is advisable and necessary; and,

WHEREAS, the Township Council hereby determines that any amount authorized hereinabove that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years.

NOW, THEREFORE, BE IT ORDAINED, by the Township Council of the Township of Rockaway in the County of Morris, a majority of the full authorized membership of this governing body affirmatively concurring that, in the CY 2019 budget year, the final appropriations of the Township of Rockaway shall, in accordance with this ordinance and N.J.S.A. 40A: 4-45.14, be increased by 3.5% amounting to \$1,064,578.59 and that the CY 2019 municipal budget for the Township of Rockaway be approved and adopted in accordance with this ordinance; and,

BE IT FURTHER ORDAINED, that any amount authorized herein above that is not appropriated as part of the final budget shall be retained as an exception to final appropriation in either of the next two succeeding years; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance as introduced be filed with the Director of the Division of Local Government Services within 5 days of introduction; and,

BE IT FURTHER ORDAINED, that a certified copy of this ordinance upon adoption, with the recorded vote included thereon, be filed with said Director within 5 days after such adoption.

I HEREBY CERTIFY the above to be a true copy of an ordinance introduced by the Township Council of the Township of Rockaway at a duly convened meeting held on April 9, 2019.

Michael Puzio
Mayor

Christina Clipperton
Acting Township Clerk

Motion was made by Council Member Quinn, seconded by Council Member Smith to introduce Ordinance O-19-9.

Roll Call Was Taken.

Yah Votes: 8 (Quinn, Friedlander, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Nah Votes: 1 (Jedynak)

Motion carries.

INTRODUCTION OF THE 2019 BUDGET:

R-19-67 A RESOLUTION TO INTRODUCE THE 2019 MUNICIPAL BUDGET OF THE TOWNSHIP OF ROCKAWAY IN THE COUNTY OF MORRIS

RESOLUTION R-19-67

A RESOLUTION TO INTRODUCE THE 2019 MUNICIPAL BUDGET OF THE TOWNSHIP OF ROCKAWAY IN THE COUNTY OF MORRIS

BE IT RESOLVED by the Township Council of the Township of Rockaway in the County of Morris, State of New Jersey that the following statements of revenues and appropriations shall constitute the municipal budget for the year 2019:

Municipal Budget:

Revenues

General Revenues	\$9,105,789
Local Tax for Municipal Purposes	\$28,882,507
Minimum Library Tax	\$1,387,705
Total General Revenues	<u>\$39,376,001</u>

Appropriations

Municipal Purposes	\$35,937,001
Reserve for Uncollected Taxes	\$3,439,000
Total General Appropriations	<u>\$39,376,001</u>

Water Operating Budget:

Revenues

Rents, Fees and Miscellaneous	\$2,614,272
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Appropriations

General Expenses	\$2,614,272
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BE IT FURTHER RESOLVED, that said Budget be published in the Daily Record in the issue of April 15, 2019 together with a public notice that the public hearing will be held at the Municipal Building on May 14, 2019 at 7:30 p.m., or soon thereafter as the matter can be conducted by the Township Council.

I HEREBY CERTIFY the above to be a true copy of a Resolution adopted by

the Township Council of the Township of Rockaway at a duly convened Meeting held on April 9, 2019.

Christina Clipperton
Acting Township Clerk

Motion was made by Vice-President Abrahamsen, seconded by President Kelley to approve Resolution R-19-67.

Roll Call Was Taken.

Yah Votes: 9 (Quinn, Friedlander, Jedynak, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Nah Votes: 0

Motion carries.

PROCLAMATIONS PRESENTED TO THE 5th GRADE ROCKAWAY TOWNSHIP LADY ROCKETS BASKETBALL TEAM:

Council Member Sackett read the Mayor’s Proclamation for the 5th grade Rockaway Township Lady Rockets Basketball Team, and presented each Lady Rocket with their own copy of the Proclamation.

ORDINANCES TO INTRODUCE:

O-19-10 AN ORDINANCE FIXING THE SALARIES OF VARIOUS OFFICIALS AND EXEMPT EMPLOYEES OF THE TOWNSHIP OF ROCKAWAY IN THE COUNTY OF MORRIS

ORDINANCE NO. O-19-10

AN ORDINANCE FIXING THE SALARIES OF VARIOUS OFFICIALS AND EXEMPT EMPLOYEES OF THE TOWNSHIP OF ROCKAWAY IN THE COUNTY OF MORRIS

BE IT ORDAINED by the Township Council of the Township of Rockaway in the County of Morris, State of New Jersey that:

Section 1. Exempt employees be paid within the range of salaries listed below retroactive to January 1, 2018 or at that date on which employees or holders of positions shall have been employed in their respective classifications by the Township of Rockaway, whichever date shall be later, and shall remain in force unless

otherwise amended.

Section 2. All temporary or part-time employees not herein otherwise provided for shall be paid between \$8.85 and \$25.00 per hour for each hour of actual employment. Said payment schedule shall be consistent with budgeted funds and approval by the Department Head and the Mayor or Municipal Administrator.

Section 3. All salaries and wages as herein fixed shall be paid as follows: All wages for full-time employees and officials shall be payable every other week, that is, every other Friday.

Section 4. EXEMPT EMPLOYEES:

FULL TIME EMPLOYEES	MINIMUM ANNUAL SALARY	MAXIMU M ANNUAL SALARY
Business Administrator	\$81,500	\$163,000
Chief Financial Officer	\$70,000	\$140,000
Chief of Police	\$83,000	\$166,000
Director of Community Services	\$65,000	\$130,000
Director of Public Works	\$65,000	\$131,000
Director of Health	\$65,000	\$133,000
Health Officer	\$65,000	\$133,000
Municipal Clerk	\$40,000	\$77,000
Municipal Engineer	\$70,000	\$136,000
Tax Assessor	\$60,000	\$117,000
Tax Collector/Tax Search Officer	\$50,000	\$98,500
Assistant Business Administrator	\$40,000	\$80,000
Personnel Officer	\$40,000	\$73,000
Director of Recreation	\$35,000	\$75,000
Deputy Municipal Clerk	\$35,000	\$68,000
Deputy Tax Collector	\$35,000	\$68,000
Confidential Secretary	\$35,000	\$59,000

PART TIME EMPLOYEES	MINIMUM ANNUAL SALARY	MAXIMU M ANNUAL SALARY
Council Meeting Attendant	\$1,000	\$2,800
Council Member	\$0	\$5,420
Council President	\$0	\$7,550

Registrar	\$0	\$1,500
Assistant Registrar	\$0	\$500
Director of Fire	\$0	\$13,500
Dog Census Taker	\$0	\$4,000
Emergency Management Coordinator	\$0	\$6,500
Emergency Management Deputy	\$0	\$500
Fire Inspector (LEA)	\$15/Hour	\$26.00/Hour
Fire Official (LEA)	\$15/Hour	\$34.00/Hour
Municipal Court Attendant	\$15/Hour	\$20.00/Hour
Housing Officer	\$0	\$3,000
Magistrate of Municipal Court	\$50,000	\$61,550
Mayor	\$0	\$9,520
Recycling Coordinator	\$0	\$5,000
Recycling Attendant	\$10,000	\$22,000
Clean Communities Coordinator	\$0	\$1,500
Parks and Playgrounds Aid	\$0	\$5,500
School Crossing Guard	\$3,000	\$4,275
Sewer Assessment Officer	\$0	\$1,000

Section 5. All Ordinances or parts of an Ordinance inconsistent with this Ordinance are hereby repealed to the extent of such inconsistency.

Section 6. This Ordinance shall take effect upon final adoption and publication thereof as provided.

I HEREBY CERTIFY the above to be a true copy of an Ordinance introduced by the Township Council of the Township of Rockaway at a duly convened Meeting held on April 9, 2019 and adopted on

Christina Clipperton
Acting Township Clerk

Michael Puzio, Mayor

There was discussion concerning the ranges presented for the positions listed in this Ordinance.

Motion was made by President Kelley, seconded by Council Member Quinn to amend the salary range maximum for the Director of Recreation to \$75,000 to match the salary proposed in the 2019 budget.

Roll Call Was Taken.

Yah Votes: 9 (Quinn, Friedlander, Jedynak, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Nah Votes: 0

Motion carries.

Motion was made by Council Member Jedynak to amend the salary ranges presented in this Ordinance to match those proposed in the 2019 budget. With no second, the motion failed.

Motion was made by Council Member Quinn, seconded by Council Member Friedlander to introduce Ordinance O-19-10 as amended.

Roll Call Was Taken.

Yah Votes: 9 (Quinn, Friedlander, Jedynak, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Nah Votes: 0

Motion carries.

O-19-11 AN ORDINANCE OF THE TOWNSHIP OF ROCKAWAY, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS FOR THE TOWNSHIP OF ROCKAWAY AND APPROPRIATING \$2,220, 546 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,442,771 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF ROCKAWAY TO FINANCE THE SAME

**TOWNSHIP OF ROCKAWAY
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. O-19-11**

AN ORDINANCE OF THE TOWNSHIP OF ROCKAWAY, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS FOR THE TOWNSHIP OF ROCKAWAY AND APPROPRIATING \$2,220,546 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$1,442,771 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF ROCKAWAY TO FINANCE THE SAME

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF ROCKAWAY, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The several improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Rockaway, in the County of Morris, New Jersey (the "Township"), as general improvements. For the several improvements or purposes described in Section 3 hereof, there are hereby appropriated the respective sums of money therein stated as the appropriations made for each improvement or purpose, such sums amounting in the aggregate to \$2,220,546, including \$173,500 from the Capital Improvement Fund, a grant in the amount of \$529,275 from the Department of Transportation and a Morris County CDBG grant in the amount of \$75,000 as the several down payments for the purposes required by local bond law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,442,771 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the

appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Bonds Authorized</u>	<u>Down Payment</u>	<u>Useful Life</u>	<u>Grant/Other Funds, if any</u>
A. Information/Technology					
Acquisition of Computers and Networking Equipment.	\$10,000	\$9,500	\$500	5 years	
B. Fire Department					
Various Equipment (Airbags, SCBA, Alert Pagers, Turn-out Gear, Stabilization Equipment)	\$145,000	\$137,750	\$7,250	15 years	
C. Police Department					
Acquisition of Power Edge Exchange Server with Software and Professional Toughbook laptops	\$23,222	\$21,222	\$2,000	7 years	
D. Engineering Department					
Acquisition of Vehicle Wash Facility	\$100,000	\$95,000	\$5,000	15 years	
King's Road Improvements	\$454,500	\$90,775	\$22,725	10 years	\$341,000 NJ DOT Grant
Mount Pleasant Avenue Road Improvements	\$221,500	\$5,600	\$27,625	10 years	\$188,275 NJ DOT Grant
Lake Ames Dam Rehabilitation	\$465,000	\$441,750	\$23,250	30 years	
Lake Eggberts Dam Rehabilitation	\$100,000	\$95,000	\$5,000	30 years	
E. Public Works					
Road resurfacing Program	\$100,000	\$49,920	\$50,080	5 years	
Fuel Island Renovations – DPW Facility	\$100,000	\$95,000	\$5,000	5 years	
Acquisition of Wheel Loader	\$120,000	\$114,000	\$6,000	5 years	
Acquisition of Utility Pick-Up with Service body	\$65,000	\$61,750	\$3,250	5 years	
Acquisition of Heavy Vehicle Computer Analyzer	\$13,000	\$12,350	\$650	7 years	

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Bonds Authorized</u>	<u>Down Payment</u>	<u>Useful Life</u>	<u>Grant/Other Funds, if any</u>
F. Buildings and Grounds					
Municipal HVAC – Phase II (VAV Box & BMS)	\$130,000	\$123,500	\$6,500	15 years	
Sr. Center Interior Building Improvements	\$96,324	\$16,504	\$4,820	10 years	\$75,000 Morris County CDBG Grant
Acquisition of Digital Sign Municipal Building	\$30,000	\$28,500	\$1,500	5 years	
G. Parks & Recreation					
Acquisition of Pick-Up Truck with Plow and Liftgate	\$47,000	\$44,650	\$2,350	5 years	
TOTAL	\$2,220,546	\$1,442,771	\$173,500		\$604,275

(h) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

(i) The estimated cost of the several improvements or purposes is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one 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 notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions 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 public or private sale and to deliver them to the purchasers thereof upon receipt of

payment of the purchase price plus accrued interest 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

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

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, computed on the basis of the respective amounts or obligations authorized for each improvement or purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 17.20 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, 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. 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 and notes provided in this bond ordinance by \$1,442,771 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$25,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The Township reasonably expects to commence the acquisition and/or construction of the several improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof (other than those identified in Section 8 hereof) shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. As a portion of the total appropriation in the amount of \$604,275 made in Section 1 hereof, there is herein appropriated for the improvements in Section 3(d): a grant in the amount of \$529,275 from the Department of Transportation and a Morris County CDBG grant in the amount of \$75,000.

Section 9. The full faith and credit of the Township is 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 the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 10. The chief financial officer of the Township 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 obligations of the Township 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 obligations of the Township 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. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 12. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this ordinance.

Section 13. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing bond ordinance is hereby approved.

Date: _____, 2019

Michael Puzio, Mayor

There was discussion concerning if this Ordinance had been amended based on budget discussions.

Motion was made by Council Member Quinn, seconded by Council Member Friedlander to introduce Ordinance O-19-11.

Roll Call Was Taken.

Yah Votes: 9 (Quinn, Friedlander, Jedynak, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Nah Votes: 0

Motion carries.

O-19-12 AN ORDINANCE OF THE TOWNSHIP OF ROCKAWAY, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF ROCKAWAY AND APPROPRIATING \$636,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$596,000 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF ROCKAWAY TO FINANCE THE SAME

**TOWNSHIP OF ROCKAWAY
MORRIS COUNTY, NEW JERSEY
ORDINANCE NO. O-19-12**

AN ORDINANCE OF THE TOWNSHIP OF ROCKAWAY, IN THE COUNTY OF MORRIS, NEW JERSEY, PROVIDING FOR VARIOUS WATER UTILITY IMPROVEMENTS FOR THE TOWNSHIP OF ROCKAWAY AND APPROPRIATING \$636,000 THEREFOR, AND PROVIDING FOR THE ISSUANCE OF \$596,000 IN GENERAL IMPROVEMENT BONDS OR NOTES OF THE TOWNSHIP OF ROCKAWAY TO FINANCE THE SAME

BE IT ORDAINED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF ROCKAWAY, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring), AS FOLLOWS:

Section 1. The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Rockaway, in the County of Morris, New Jersey (the "Township"), as a general improvement. For the improvement or purpose described in Section 3 hereof, there is hereby appropriated the sum of \$636,000 including the sum of \$40,000 from the water utility capital improvement fund for the purposes required by local bond law. The down payments have been made available by virtue of provision for down payment or for water utility capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the improvement or purpose not covered by application of the down payment or otherwise provided for hereunder, negotiable bonds are hereby authorized to be issued in the principal amount of \$596,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds or notes are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose/Improvement</u>	<u>Estimated Total Cost</u>	<u>Bonds Authorized</u>	<u>Down Payment</u>	<u>Useful Life</u>	<u>Grant/Other Funds, if any</u>
Water and Well Improvements	\$256,000	\$236,000	\$20,000	10 years	
Water Meter Upgrades	\$30,000	\$28,000	\$2,000	5 years	
Pump and Motor Replacement/ Refurbishment	\$50,000	\$47,000	\$3,000	15 years	
Town Wide Water Main Improvement Project	\$100,000	\$95,000	\$5,000	40 years	
Storage Tank Repairs	\$200,000	\$190,000	\$10,000	20 years	
TOTAL	\$636,000	\$596,000	\$40,000		

(b) The estimated maximum amount of bonds or notes to be issued for the several improvements or purposes is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no note shall mature later than one 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 notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the notes shall be conclusive evidence as to all such determinations. All

notes issued hereunder may be renewed from time to time subject to the provisions 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 public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest 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 amount, the description, the interest rate and the maturity schedule of the notes sold, the price obtained and the name of the purchaser.

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. In the event of any such inconsistency and amendment, the resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget (or amended temporary capital budget as applicable) and capital program as approved by the Director of the Division of Local Government Services is on file with the Clerk and is available there for public inspection.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

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

(b) The average period of usefulness of the several improvements or purposes, within the limitations of the Local Bond Law, according to the reasonable life thereof within the limitations of the Local Bond Law, is 18.12 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, 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. 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 and notes provided in this bond ordinance by \$596,000 and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$6,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the several improvements or purposes.

(e) The Township reasonably expects to commence the acquisition and/or construction of the improvements or purposes described in Section 3 hereof, and to advance all or a portion of the costs in respect thereof, prior to the issuance of bonds or notes hereunder. To the extent such costs are advanced, the Township further reasonably expects to reimburse such expenditures from the proceeds of the bonds or notes authorized by this bond ordinance, in an aggregate amount not to exceed the amount of bonds or notes authorized in Section 2 hereof.

Section 7. Any grant moneys received for the purposes described in Section 3 hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized hereunder shall be reduced to the extent that such funds are so used.

Section 8. The full faith and credit of the Township is 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 the Township shall be obligated to levy ad valorem taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

Section 9. The chief financial officer of the Township 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 obligations of the Township 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 obligations of the Township 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 10. To the extent that any previous ordinance or resolution is inconsistent herewith or contradictory hereto, said ordinance or resolution is hereby repealed or amended to the extent necessary to make it consistent herewith.

Section 11. If any part(s) of this ordinance shall be deemed invalid, such part(s) shall be severed and the invalidity thereby shall not affect the remaining parts of this ordinance.

Section 12. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

The foregoing bond ordinance is hereby approved.

Date: _____, 2019

Michael Puzio, Mayor

Motion was made by Council Member Quinn, seconded by Council Member Smith to introduce Ordinance O-19-12.

Roll Call Was Taken.

Yah Votes: 9 (Quinn, Friedlander, Jedynak, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Nah Votes: 0

Motion carries.

NEW BUSINESS:

Mayor Puzio discussed putting together a Board of Assessment Commissioners to assist in the assessment of the homes benefiting from the Bowlbyville sewer line.

There was discussion concerning what information could be released to the public, what had been done with previous sewer assessments, and whether further discussion should continue publicly or in Closed Session.

Motion was made by Council Member Jedynak, seconded by Vice-President Abrahamsen to release the Bowlbyville Report to the public.

There was discussion concerning the potential ramifications of releasing the report.

Roll Call Was Taken.

Yah Votes: 1 (Jedynak)

Nah Votes: 8 (Quinn, Friedlander, Palumbo, Smith, Sackett, Jackson, Abrahamsen, Kelley)

Motion does not carry.

Council Member Sackett raised concerns about several resolutions that were left off the agenda this evening.

Motion was made by Council Member Sackett, seconded by Council Member Quinn to raise the Township's bid threshold back up to \$40,000.

Roll Call Was Taken.

Yah Votes: 4 (Quinn, Friedlander, Sackett, Jackson)

Nah Votes: 5 (Jedynak, Palumbo, Smith, Abrahamsen, Kelley)

Motion does not carry.

REPORTS:

Council Member Quinn stated that Easter Fest was well attended, it was a great event, and announced that the Baseball and Softball Parade will take place on April 13, 2019 between 9AM-1PM.

Council Member Jedynak congratulated the Lady Rockets.

Vice-President Abrahamsen spoke about the Opening Day fishing contest at the Hibernia Firehouse, everyone who ran the event did a great job, and all children received a prize.

Council Member Jackson spoke about Easter Fest, stated that the Boy Scouts did a great job putting the event together, and stated that Mr. David Dyer did a great job putting together Local Government Week.

Council Member Sackett spoke about the Citizen's Recreation Committee meeting held on April 2, 2019 and Easter Fest, and announced that Stonybrook School is having their talent show on April 11, 2019.

Council Member Friedlander spoke about last month's Library meeting and the status of the Quiet Room project, about the pipe that had burst in the Hibernia Library causing a lot of water damage and explained that many major repairs are necessary, and spoke about the Historical Society's event for the Township's 175th Anniversary.

President Kelley spoke about the Historical Society's 175th Anniversary event, the Hibernia Firehouse's Opening Day fishing event, the upcoming Telemark Easter Egg Hunt, and the upcoming Baseball Parade.

Mayor Puzio announced that April is Autism Awareness Month, and that a baseball game is being held as a fundraiser to raise money for Autism. Mayor Puzio also spoke about Easter Fest and Rockaway Township Day.

ADJOURN:

Motion was made by Council President Kelley, seconded by Council Vice-President Abrahamsen to adjourn the April 9, 2019 meeting at 10:10PM, all members of the Council unanimously agreed.

Respectfully Submitted,

Christina Clipperton, Acting Municipal Clerk