

TOWNSHIP OF VERONA
COUNTY OF ESSEX, NEW JERSEY



TOWNSHIP COUNCIL AGENDA

REGULAR MEETING

7:00 P.M.

JANUARY 8, 2024

****THIS MEETING WILL BE HELD IN-PERSON****

MUNICIPAL BUILDING, 600 BLOOMFIELD AVENUE

Via the internet, please click the link below to join the meeting:

<https://zoom.us/j/95262662770>

Via telephone, please dial 1(312)626-6799 or 1(646)558-8656

Use Zoom Meeting ID: 952-6266-2770, when prompted for a Participant ID, press #

A. CALL TO ORDER

The notice requirements of the Open Public Meetings Act have been satisfied with respect to this meeting of the Township Council. The meeting time and date were included in the public meeting notice along with the public internet link and telephone call-in information. Said notice and the meeting agenda was posted in the Municipal Building, and sent the official newspapers of the Township, the Verona-Cedar Grove Times and the Star Ledger at least 48 hours preceding the start time of this meeting. The agenda and public handouts for this meeting can be viewed online at www.veronanj.org/councilmeetings. A public comment period will be held in the order it is listed on the meeting agenda and instructions on how to comment will be provided at the appropriate time.

B. ROLL CALL

C. PLEDGE OF ALLEGIANCE

D. REPORT OF THE MAYOR

1. Julius N. Coltre, Essex County Liaison
2. Proclamation Presentations
 - a. Noah Boone, Eagle Scout
 - b. Andrew Robert Conte, Eagle Scout
 - c. Liam Patrick Frey, Eagle Scout
 - d. Ayden Patrick Hanlon, Eagle Scout
3. Appointments **Term Expires**
 - a. Library Board of Trustees
 - i. Michele Gruet Member 12/31/2028
 - b. Shade Tree Commission
 - i. Diane Conboy Member 12/31/2028

E. REPORT OF THE TOWNSHIP MANAGER

1. Public Hearing – 2024 Community Development Block Grant Application
2. Appointments **Term Expires**
 - a. Planning Board
 - i. Kevin O’Sullivan Class II Member (Emp Des) 12/31/2024
 - b. New Jersey Intergovernmental Insurance Fund
 - i. Joseph O. D’Arco Commissioner 12/31/2024
 - ii. Kevin O’Sullivan Alt. Commissioner 12/31/2024
 - c. Bergen Municipal Employee Benefits Fund (Gateway BMED)
 - i. Joseph O. D’Arco Commissioner 12/31/2024
 - ii. Jennifer Muscara Alt. Commissioner 12/31/2024
3. Deputy Manager’s Report

*****AGENDA SUBJECT TO CHANGE*****

TOWNSHIP COUNCIL AGENDA

JANUARY 8, 2024

F. COUNCILMEMBERS' REPORTS

G. HEARING ADOPTION OR AMENDMENT OF ORDINANCES

H. PROPOSED ORDINANCES

1. Ordinance No. 2024-___ Bond - Supplemental Appropriation for Accessible/Sensory Playground at the Community Center (\$510,000)
2. Ordinance No. 2024-___ Bond - Acquisition and Installation of Communications Equipment for Police Vehicles (\$125,000)
3. Ordinance No. 2024-___ Lead Paint Fees

I. PUBLIC COMMENT ON CONSENT AGENDA ITEMS

CONSENT AGENDA

J. MINUTES

1. December 4, 2023

K. PROPOSED RESOLUTIONS

1. Resolution No. 2024-___ Temporary Appropriations for Operating Expenses
2. Resolution No. 2024-___ Cash Management Plan
3. Resolution No. 2024-___ Fixing Depositories
4. Resolution No. 2024-___ Designating Official Newspapers of the Township
5. Resolution No. 2024-___ Appropriating Debt Service Requirement ***
6. Resolution No. 2024-___ Authorizing Tax Collector to Make Corrections and/or Adjustment Not Exceeding \$10.00
7. Resolution No. 2024-___ Authorizing Tax Collector to Refund Overpayments
8. Resolution No. 2024-___ Setting the Rate of Penalties and Grace Period for Receipt of Delinquent Taxes
9. Resolution No. 2024-___ Authorizing Settlement of Tax Appeals Resulting in a Reduction Not Exceeding \$10,000
10. Resolution No. 2024-___ Authorizing the Filing of Assessor's Tax Appeals, Answers, Counterclaims, Appeals and Cross Appeals in Tax Matters
11. Resolution No. 2024-___ Appointment of Public Agency Compliance Officer
12. Resolution No. 2024-___ Authorizing Participation in the Law Enforcement Support Office Program
13. Resolution No. 2024-___ Appointing Boswell Engineering to Perform Construction Support and Engineering Inspection Services for Community Center Playground Improvement Project
14. Resolution No. 2024-___ Awarding Contract No. 2023-04 Community Center Playground Improvements to Picerno Giordano Construction
15. Resolution No. 2024-___ Award Contract 2023-07 - Linn Drive Well Facility PFAS and Arsenic Treatment to Sovereign Construction
16. Resolution No. 2024-___ Authorize Increase in Contract with Neglia Engineering
17. Resolution No. 2024-___ Enabling Resolution - Green Acres Supplemental Funding Request
18. Resolution No. 2024-___ Appointment of Municipal Prosecutor
19. Resolution No. 2024-___ Appointment of Public Defender
20. Resolution No. 2024-___ Executive Session

L. LICENSES AND PERMITS

1. Resolution No. 2024-___ Person-to-Person Liquor License Transfer to
JIMMYS RESTAURANT, LLC (0720-33-006-014)

M. ADDENDUM

N. NEW/UNFINISHED BUSINESS

O. PUBLIC COMMENT

P. EXECUTIVE SESSION

Q. ADJOURNMENT

DUE TO THE ENACTMENT OF DANIEL'S LAW, PLEASE PROVIDE
ONLY YOUR NAME & TOWNSHIP
DURING PUBLIC COMMENT & PUBLIC HEARINGS

The Public Comment on Proposed Resolutions period for public comment for resolutions, item "E" on the agenda and is limited to just those specific items. However, the public may speak on any matter during Public Comment, listed on the agenda as item "H" on this agenda. At that time, anyone from the public wishing to speak will be recognized. Your comments shall be limited to four (4) minutes.

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

ORDINANCE No. 2024-___

**BOND ORDINANCE PROVIDING A SUPPLEMENTAL APPROPRIATION
OF \$510,000 FOR THE ACCESSIBLE/SENSORY PLAYGROUND AND
ADULT EXERCISE AREA PROJECT AT THE COMMUNITY CENTER IN
AND BY THE TOWNSHIP OF VERONA, IN THE COUNTY OF ESSEX, NEW
JERSEY, INCLUDING A \$200,000 COMMUNITY DEVELOPMENT BLOCK
GRANT EXPECTED TO BE RECEIVED, AND AUTHORIZING THE
ISSUANCE OF \$510,000 BONDS OR NOTES OF THE TOWNSHIP TO
FINANCE THE COST THEREOF**

BE IT ORDAINED by the Township Council of the Township of Verona, in the County of Essex, New Jersey (with not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvement described in Section 3(a) of this bond ordinance has heretofore been authorized to be undertaken by the Township of Verona, in the County of Essex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the supplemental amount of \$510,000, including a \$200,000 Community Development Block grant expected to be received (the "CDBG"), such sum being in addition to the \$550,000 appropriated therefor by bond ordinance #2022-37 of the Township, finally adopted December 5, 2022 (the "Original Bond Ordinance"). No down payment is required pursuant to N.J.S.A. 40A:2-11(c) as the improvement or purpose referred to in Section 3(a) is being partially funded by the CDBG.

SECTION 2. In order to finance the additional cost of the improvement or purpose, negotiable bonds are hereby authorized to be issued in the principal amount of \$510,000 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. (a) The improvement heretofore authorized and the purpose for the financing of which the bonds are to be issued is the Accessible/Sensory Playground and Adult Exercise Area Project at the Community Center, including acquisition and installation of playground and other equipment, a rubberized play surface, restroom facilities, fencing, sitework and work and costs necessary therefor or incidental thereto, as described in the Original Bond Ordinance.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is \$1,033,500, including the \$523,500 authorized by the Original Bond Ordinance and the \$510,000 bonds or bond anticipation notes authorized herein.

(c) The estimated cost of the improvement or purpose is \$1,060,000, including the \$550,000 appropriated by the Original Bond Ordinance and the \$510,000 appropriated herein.

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 bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes mature at such later date in accordance with applicable law. The bond anticipation 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 bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation 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 bond anticipation 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 bond anticipation notes sold, the price obtained and the name of the purchaser.

SECTION 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully

undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 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 \$510,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.

(d) An aggregate amount not exceeding \$212,000 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 purpose or improvement. Of this amount, \$110,000 was estimated for these items of expense in the Original Bond Ordinance and an additional \$102,000 is estimated therefor herein.

SECTION 7. The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 8. Any grant moneys received for the purpose 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 but not issued hereunder shall be reduced to the extent that such funds are so used.

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

SECTION 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ATTEST:

JENNIFER KIERNAN
MUNICIPAL CLERK

NOTICE

I HEREBY CERTIFY THAT THE AFOREMENTIONED ORDINANCE WAS PUBLISHED IN THE STAR LEDGER, A NEWSPAPER PUBLISHED IN THE COUNTY OF ESSEX AND CIRCULATED IN THE TOWNSHIP OF VERONA, IN THE ISSUE OF XXXX AND XXXX.

JENNIFER KIERNAN
MUNICIPAL CLERK

INTRODUCTION:
PUBLIC HEARING:
EFFECTIVE DATE:

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

ORDINANCE No. 2024-__

**BOND ORDINANCE PROVIDING FOR THE ACQUISITION AND
INSTALLATION OF COMMUNICATIONS EQUIPMENT FOR POLICE
VEHICLES IN AND BY THE TOWNSHIP OF VERONA, IN THE COUNTY
OF ESSEX, NEW JERSEY, APPROPRIATING \$125,000 THEREFOR AND
AUTHORIZING THE ISSUANCE OF \$119,000 BONDS OR NOTES OF THE
TOWNSHIP TO FINANCE PART OF THE COST THEREOF**

BE IT ORDAINED by the Township Council of the Township of Verona, in the County of Essex, New Jersey (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

SECTION 1. The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Verona, in the County of Essex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$125,000, including the sum of \$6,000 as the down payment required by the Local Bond Law. The down payment is now 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 improvement or purpose not covered by application of the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$119,000 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. (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the acquisition and installation of communications equipment for police vehicles consisting of Dash Cams and related equipment and costs.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose 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 bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to

mature at such later date in accordance with applicable law. The bond anticipation 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 bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation 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 bond anticipation 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 bond anticipation notes sold, the price obtained and the name of the purchaser.

SECTION 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

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

(a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 5 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 \$119,000, and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond 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 purpose or improvement.

SECTION 7. The Township hereby makes the following covenants and declarations with respect to obligations determined to be issued by the Chief Financial Officer on a tax-exempt basis. The Township hereby covenants that it will comply with any conditions subsequent imposed by the Internal Revenue Code of 1986, as amended (the "Code"), in order to preserve the exemption from taxation of interest on the obligations, including, if necessary, the requirement to rebate all net investment earnings on the gross proceeds above the yield on the obligations. The Chief Financial Officer is hereby authorized to act on behalf of the Township to deem the obligations authorized herein as bank qualified for the purposes of Section 265 of the Code, when appropriate. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This SECTION 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations §1.150-2 or any successor provisions of federal income tax law.

SECTION 8. Any grant moneys received for the purpose described in Section 3(a) 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 but not issued hereunder shall be reduced to the extent that such funds are so used.

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

SECTION 11. This bond ordinance shall take effect 20 days after the first publication thereof after final adoption, as provided by the Local Bond Law.

ATTEST:

JENNIFER KIERNAN
MUNICIPAL CLERK

NOTICE

I HEREBY CERTIFY THAT THE AFOREMENTIONED ORDINANCE WAS PUBLISHED IN THE STAR LEDGER, A NEWSPAPER PUBLISHED IN THE COUNTY OF ESSEX AND CIRCULATED IN THE TOWNSHIP OF VERONA, IN THE ISSUE OF XXX AND XXX.

JENNIFER KIERNAN
MUNICIPAL CLERK

INTRODUCTION:
PUBLIC HEARING:
EFFECTIVE DATE:

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

ORDINANCE No. 2023-___

**AMENDING THE CODE OF THE TOWNSHIP OF VERONA, CHAPTER 390,
PROPERTY MAINTENANCE, BY THE CREATION OF ARTICLE II,
ENTITLED LEAD-BASED PAINT HAZARD INSPECTION REQUIREMENTS
FOR RENTAL DWELLINGS**

WHEREAS, the Township of Verona is required to maintain a lead-based paint hazard inspection program under *N.J.S.A. 52:27D-437.16*.

NOW THEREFORE BE IT ORDAINED by the Township Council of the Township of Verona, County of Essex, New Jersey that Chapter 390, Property Maintenance, Article II, Lead-Based Paint Hazard Inspection Requirements for Rental Dwellings is created to read as follows:

ARTICLE II

Lead-Based Paint Hazard Inspection Requirements for Rental Dwellings

§ 390-4 Definitions.

The following definitions shall apply to this article:

COMMON INTEREST COMMUNITY: A real estate development or neighborhood in which the property is burdened by servitudes requiring property owners to contribute to maintenance of commonly held property or to pay dues or assessments to an owners' association that provides services or facilities to the community.

DUST WIPE SAMPLING: A sample collected by wiping a representative surface and tested in accordance with a method approved by the United States Department of Housing and Urban Development.

LEAD INSPECTOR: A person certified by the Department of Community Affairs to perform lead inspection and risk assessment work pursuant to N.J.A.C. 5:17-1.1 et seq. This includes the ability to perform dust wipe sampling.

LEAD-BASED PAINT HAZARD: Any condition that causes exposure to lead from lead-contaminated dust or lead-contaminated paint that is deteriorated or present in surfaces that would result in adverse human health effects.

LEAD-FREE CERTIFICATION: A certification which confirms that a lead-based paint inspection was performed and that no lead-based paint exists in the dwelling unit or that all lead-based paint hazards have been fully abated.

LEAD-SAFE CERTIFICATION: A certification which confirms that a lead-based paint inspection was performed and no lead-based paint hazards were found. This certification is valid for two years from the date of issuance.

TENANT TURNOVER: The time at which all existing occupants vacate a dwelling unit and all new tenants move into the dwelling unit.

VISUAL ASSESSMENT: A visual examination for deteriorated paint or visible surface dust, debris, or residue.

VISUAL ASSESSOR: A person that is certified to perform a visual assessment.

§ 390-5 Lead-based paint inspection.

- A. A lead inspector for the Township of Verona shall inspect every single-family, two-family, and multiple rental dwelling located within the Township of Verona for lead-based paint hazards through visual assessment and dust wipe sampling in accordance with *N.J.S.A. 52:27D-437.16 et seq.*, as may be amended from time to time.

- B. The property owner or landlord may, in lieu of having the dwelling inspected by the Township's lead inspector, directly hire a private lead inspector who is certified to provide lead paint inspection services by the Department of Community Affairs to perform the lead-based paint inspection in accordance with *N.J.S.A. 52:27D-437.16 et seq.*, as may be amended from time to time.
- C. In accordance with *N.J.S.A. 52:27D-437.16(c)*, a dwelling unit in a single-family, two-family, or multiple rental dwelling shall not be subject to inspection and evaluation for the presence of lead-based paint hazards if the unit:
1. Has been certified to be free of lead-based paint;
 2. Was constructed during or after 1978;
 3. Is in a multiple dwelling that has been reregistered with the Department of Community Affairs as a multiple dwelling for at least 10 years, either under the current or previous owner, and has no outstanding lead violations from the most recent cyclical inspection performed on the multiple dwelling under the Hotel and Multiple Dwelling Law, See *N.J.S.A. 55:13A-1 et seq.*
 4. Is a single-family or two-family seasonal rental dwelling which is rented for less than six months duration each year by tenants that do not have consecutive lease renewals; or
 5. Has a valid lead-safe certification.
- D. If lead-based paint hazards are identified, then the owner of the dwelling shall remediate the hazards through abatement or lead-based paint hazard control mechanisms in accordance with *N.J.S.A. 52:27D-437.16(d)*. Upon the remediation of the lead-based paint hazard, the Township's lead inspector or visual assessor, as may be applicable, or the owner's private lead inspector, shall conduct an additional inspection of the unit to certify that the hazard no longer exists.
- E. If no lead-based paint hazards are identified, the Township's lead inspector or the owner's private lead inspector shall certify the dwelling as lead safe on a form prescribed by the Department of Community Affairs, which shall be valid for two years.
- F. In accordance with *N.J.S.A. 52:27D-437.16(e)*, property owners shall:
1. Provide evidence of a valid lead-safe certification and the most recent tenant turnover to the Township of Verona at the time of the cyclical inspection.
 2. Provide evidence of a valid lead-safe certification to new tenants of the property at the time of tenant turnover and shall affix a copy of such certification as an exhibit to the tenant's or tenants' lease.
 3. Maintain a record of the lead-safe certification which shall include the name or names of the unit's tenant or tenants if the inspection was conducted during a period of tenancy.
- G. The fees for a lead-based paint inspection shall be as follows:
1. The fee for a visual assessment is \$250.00 per unit. Performed by LEW Environmental Services.
 2. The fee for the filing of a lead-safe certification or lead-free certification shall be \$25.
 3. In a common interest community, any inspection fee charged shall be the responsibility of the unit owner and not the homeowners' association, unless the association is the owner of the unit.
 4. In accordance with *N.J.S.A. 52:27D-437.16(h)*, an additional fee of \$20 per dwelling unit inspected by the Township's lead inspector or the owner's private lead inspector shall be assessed for the purposes of the Lead Hazard Control Assistance Act (*N.J.S.A. 52:27D-437.1 et, seq.*) unless the unit owner demonstrates that the Department of Community Affairs has already assessed an additional inspection fee of \$20. The fees collected pursuant to this subsection shall be deposited into the Lead Hazard Control Assistance Fund.
 5. Re-inspection/clearance - \$295.00 per unit.
 6. XRF Lead Inspection: \$150/unit per Lead Free.

§ 390-6 Violations and penalties.

In accordance with *N.J.S.A. 52:27D-437.19*, the penalties for a violation of § 390-5D and F shall be as follows:

- A. If a property owner has failed to conduct the required inspection or initiate any remediation efforts, the owner shall be given 30 days to cure the violation.
- B. If the property owner has not cured the violation after 30 days, the property owner shall be subject to a penalty not to exceed \$1,000 per week until the required inspection has been conducted or remediation efforts have been initiated.

SECTION 1. If any section, sub-section, paragraph, sentence or any other part of this ordinance is adjudged unconstitutional or invalid, such judgement shall not affect, impair or invalidate the remainder of this ordinance.

SECTION 2. All ordinances or parts of ordinances which are inconsistent with the provisions of this ordinance are hereby repealed to the extent of such inconsistency.

SECTION 3. This ordinance shall take effect 20 days after final passage and publication as prescribed by law.

ATTEST:

JENNIFER KIERNAN
MUNICIPAL CLERK

NOTICE

I HEREBY CERTIFY THAT THE AFOREMENTIONED ORDINANCE WAS PUBLISHED IN THE STAR LEDGER, A NEWSPAPER PUBLISHED IN THE COUNTY OF ESSEX AND CIRCULATED IN THE TOWNSHIP OF VERONA, IN THE ISSUE OF XXX AND XXX.

JENNIFER KIERNAN
MUNICIPAL CLERK

INTRODUCTION:
PUBLIC HEARING:
EFFECTIVE DATE:

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

TEMPORARY APPROPRIATIONS FOR OPERATING PURPOSES

WHEREAS, N.J.S.A. 40A:4-19 provides that, where any contracts, commitments, or payments are to be made prior to the adoption of the 2024 budget, temporary appropriations be made for the purpose and amount required in the manner and time therein provided; and

WHEREAS, the total appropriation in the 2023 budget, exclusive of any appropriations made for principal and interest of debt, public assistance, and capital improvement fund, is the sum of \$22,876,471.95 for the Current Fund, \$6,867,178 for the Water/Sewer Utility Fund, and \$510,205 for the Pool Utility; and

WHEREAS, the temporary budget shall not exceed 26.25% of the total appropriations in the 2022 budget, exclusive of any appropriations made for principal and interest of debt, public assistance, and capital improvement fund, which is the sum of \$6,000,000 for the Current Fund, \$1,800,000 for the Water/Sewer Utility Fund, and \$130,000 for the Pool Utility Fund.

NOW, THEREFORE, BE IT RESOLVED BY the Township Council of the Township of Verona, County of Essex, that the following temporary appropriations for 2024 operating purposes be made in the amount of \$6,000,000 for the Current Fund, \$1,800,000 for the Water/Sewer Utility Fund, and \$130,000 for the Pool Utility Fund.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

**TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY**

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

ADOPTING A CASH MANAGEMENT PLAN

WHEREAS, it is in the best interest of the Township of Verona to earn additional revenue through the investment and prudent management of its cash receipts; and

WHEREAS, the Local Fiscal Affairs Law requires that each local unit shall adopt a cash management plan.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that the following shall constitute the Cash Management Plan for the Township of Verona and the Township of Verona shall deposit and manage its funds pursuant to this plan:

Definitions

1. Treasurer shall mean the Chief Financial Officer/Treasurer of the Township of Verona.
2. Fiscal year shall mean the twelve-month period beginning January 1 ending December 31.
3. Cash Management Plan shall mean the plan as approved by this resolution.

Designation of Depositories

1. At least once each fiscal year the Township Council shall by resolution designate the depositories for the Township of Verona in accordance with *N.J.S.A. 40A:5-14*.

Audit Requirement

1. The Cash Management Plan shall be subject to the annual audit conducted pursuant to *N.J.S.A. 40A:5-4*.

Authority to Invest

1. The Chief Financial Officer and the Township Manager shall make and be responsible for municipal deposits and investments.

Investment Instruments

1. In accordance with the Local Fiscal Affairs Law, the Chief Financial Officer/Treasurer may use moneys which may be in hand for the purchase, at his/her discretion, of any of the types of securities listed under *N.J.S.A. 40A:5-15.1a*, and if said security is suitable for registry, may be registered in the name of the Township.

Records and Reports

1. The Chief Financial Officer/Treasurer shall report all investments in accordance with *N.J.S.A. 40A:5-15.2*.
2. At a minimum the Chief Financial Officer/Treasurer shall:
 - a. Keep a record of all investments.
 - b. Keep a cash position record, which reveals on a daily basis, the status of the

Township's cash in its bank accounts.

- c. Report monthly to the Township Council as to the status of cash balances in bank accounts, revenue collection and cash receipts and disbursements

Cash Flow

1. The Chief Financial Officer/Treasurer shall ensure that the Township's accounting system provides regular information concerning the Township's cash position and investment performance.
2. All monies shall be turned over to the Tax Collector/Chief Financial Officer/Treasurer and deposited in accordance with *N.J.S.A. 40A:5-15*.
3. The Chief Financial Officer/Treasurer is authorized and directed to invest surplus funds of the Township of Verona as the availability of the funds permit. In addition, it shall be the responsibility of the Chief Financial Officer/Treasurer to minimize the possibility of idle cash by depositing the Township's monies in interest bearing accounts wherever practical and in the best interest of the Township of Verona.
4. The Chief Financial Officer/Treasurer shall ensure that funds are borrowed for Capital Projects in a timely fashion.
5. The Chief Financial Officer/Treasurer or Deputy Treasurer is authorized to make de minimus petty cash disbursements upon being presented a Receipt of Petty Cash slip, detailing the nature of the expenditure not to exceed \$25.00. The expense will be supported by an original receipt and will be approved by the employee's supervisor and also the Chief Financial Officer/Treasurer or the Deputy Treasurer.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

RESOLUTION FIXING DEPOSITORIES

WHEREAS, *N.J.S.A. 40A:5-14* provides that monies held in any separate fund shall be treated as monies held in trust and shall not be diverted to any other purposes.

NOW, THEREFORE, BE IT RESOLVED that Investors Bank, New York Community Bank, Kearny Bank and BCB Bank shall be authorized as the depository for the separate funds of the Township and that the custodian shall be Temporary Chief Financial Officer/Treasurer, Jennifer Muscara.

BE IT FURTHER RESOLVED that all withdrawals for the following accounts shall be on orders signed by at least two of the authorized officers. The authorized officers for the following accounts shall be the Mayor, Chief Financial Officer and Township Manager.

- Claims Fund
- Current Fund
- General Capital Fund
- Water/Sewer Utility Operating Fund
- Water/Sewer Utility Capital Fund
- Swimming Pool Utility Operating Fund
- Swimming Pool Utility Capital Fund
- All Payroll Funds
- State Unemployment Compensation Insurance Account
- Animal Control Funds
- Development Fee Trust Funds
- Affordable Housing Trust Funds
- Open Space Trust Funds
- Trust Funds (Other/Escrow)
- Check Clearing Account

BE IT FURTHER RESOLVED that all withdrawals for the following account shall be on orders signed by the Municipal Court Administrator and the Judge of the Municipal Court.

- All Court Funds

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**RESOLUTION DESIGNATING OFFICIAL NEWSPAPER FOR ALL
ADVERTISEMENTS AND NOTICES AND DESIGNATING TWO
NEWSPAPERS TO RECEIVE NOTICE OF MEETING**

WHEREAS, *N.J.S.A. 40:53.1* permits the governing body of every municipality to designate official newspapers for the publication of all advertisements and notices required by law to be published; and

WHEREAS, the Open Public Meetings Act, *N.J.S.A.10:4-6 et seq.*, requires the governing body of each municipality to designate two newspapers to receive the notices of its meetings.

WHEREAS, all municipal advertisements shall be published in one or both of the designated official newspapers according to the various statutory provisions; and

WHEREAS, the Township Council of the Township of Verona is desirous of designating two official newspapers for the purpose of satisfying the requirements of these statutes; and

WHEREAS, the VERONA-CEDAR GROVE TIMES and THE STAR LEDGER, a newspaper published within the County of Essex meets the statutory criteria for designation as the official newspapers for the Township of Verona.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that the VERONA-CEDAR GROVE TIMES and THE STAR LEDGER be hereby designated as the official newspapers for all advertisements and notices of the Township of Verona required to be published.

BE IT FURTHER RESOLVED that the VERONA-CEDAR GROVE TIMES and THE STAR LEDGER be hereby designated as the two newspapers to receive the notices required by the Open Public Meetings Act.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

**TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY**

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

APPROPRIATING DEBT SERVICE REQUIREMENT

WHEREAS, N.J.S.A. 40A:4-19 provides authority for appropriating in a temporary resolution the permanent debt service requirement for the coming fiscal year providing that such resolution is not made earlier than the last ten days of the preceding fiscal year; and

WHEREAS, the date of this resolution is subsequent to that date; and

WHEREAS, the debt payments are due prior to our budget being adopted; and

WHEREAS, principal and interest will be due on various dates from January 1, 2024 to December 31, 2024 inclusive, in sundry bonds issued and outstanding.

NOW THEREFORE, BE IT RESOLVED that the Township Council of the Township of Verona, County of Essex, New Jersey, that the following appropriations be made to cover the period from January 1, 2024 to May 1, 2024 inclusive:

DEBT SERVICE GENERAL IMPROVEMENT	
Bond Principal	\$ 1,270,000
Interest on Bonds	\$ 291,995
Green Acres Loan	\$ 61,095
DEBT SERVICE - WATER UTILITY	
Bond Principal	\$ 180,000
Interest on Bonds	\$ 63,870
Legal Installment	\$ 1,000
Water Loans	\$ 2,344
DEBT SERVICE - POOL UTILITY	
Bond Principal	\$ 15,000
Interest on Bonds	\$ 7,335
Legal Installments	\$ 30,000

- ROLL CALL:**
AYES:
NAYS:
ABSENT:
ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**AUTHORIZING TAX COLLECTOR TO MAKE CORRECTIONS AND/OR
ADJUSTMENT NOT EXCEEDING \$10.00**

WHEREAS, the Tax Collector has to make certain corrections and adjustments to the accounts in the Tax Collector's Office; and

WHEREAS, it is proper bookkeeping procedure to have the Tax Collector's record reflect that there are no monies due and owing; and

WHEREAS, *N.J.S.A 40A:5-17.1* allows the Tax Collector to process property tax refunds and cancellations or delinquency of less than \$10.00.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona in the County of Essex, New Jersey that the Tax Collector is hereby authorized to make any corrections or adjustments to the accounts in the office of the Tax Collector where the correction or adjustment does not exceed \$10.00.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-__

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**AUTHORIZING TAX COLLECTOR TO REFUND
PROPERTY TAX AND UTILITY OVERPAYMENTS**

BE IT RESOLVED by the Township Council of the Township of Verona in the County of Essex, New Jersey that the Tax Collector is hereby authorized to refund property tax and utility overpayments to the accounts in the office of the Tax Collector when deemed appropriate and necessary.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**SETTING THE RATE OF PENALTIES AND GRACE PERIOD FOR RECEIPT
OF DELINQUENT TAXES AND MUNICIPAL CHARGES**

WHEREAS, *N.J.S.A. 54:67(a)* permits the governing body to fix the rate of interest to be charged for the nonpayment of taxes, assessments, or other municipal liens or charges on or before the date when they would become delinquent, and may provide that no interest shall be charged if payment of any installment is made within the tenth calendar day following the date upon which the same became payable. The rate so fixed shall not exceed 8% per annum on the first \$1,500.00 of the delinquency and 18% per annum on any amount in excess of \$1,500.00, to be calculated from the date the tax was payable until the date that actual payment to the tax collector is made; and

WHEREAS, *N.J.S.A. 54:67(c)* permits the governing body to fix a penalty to be charged to a taxpayer with a delinquency in excess of \$10,000 who fails to pay that delinquency as billed, prior to the end of the fiscal year, the penalty so fixed shall not exceed 6% of the amount of the delinquency with respect to each most recent fiscal year only; and

WHEREAS, this legislation is permissive in nature and requires the adoption of a resolution by the governing body imposing the penalty for delinquencies in the municipality; and

WHEREAS, it has determined that it is in the best interests of the Township to authorize imposition of such penalty.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that pursuant to *N.J.S.A. 54:4-67(a)* that the interest rate for delinquent taxes and any delinquency for the year 2024 be set at the rate of 8% per annum for amounts under \$1,500 and 18% per annum for amounts over \$1,500 unless otherwise superseded by law, rule, regulation or order of the State.

BE IT FURTHER RESOLVED that no interest shall be charged if payment of any installment is made by the 10th of the month after the date upon which the same became payable, effective January 1, 2024. In the event that the 10th of the month falls on a Saturday, Sunday or Legal Holiday, the date of the Grace Period ends with the following working day.

BE IT FURTHER RESOLVED that pursuant to *N.J.S.A.54:4-67* the Tax Collector is hereby authorized to impose a penalty of 6% on any delinquent taxes and municipal charges in excess of \$10,000 in addition to the interest charges set forth above.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-__

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**AUTHORIZING THE SETTLEMENT OF TAX APPEALS RESULTING IN A
REDUCTION NOT EXCEEDING \$10,000.00**

WHEREAS, there are tax appeals before the County Tax Board or the Tax Court of New Jersey where the amount of reduction in the total annual taxes as a result of a settlement does not exceed \$10,000.00 per tax year; and

WHEREAS, it will be more cost efficient for the Township to permit the Tax Assessor, the Attorney and the Township Manager to settle those tax appeals without the necessity of obtaining Township Council approval by way of a resolution.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that the Tax Assessor, the Attorney and the Township Manager are hereby authorized to settle any tax appeal where the amount of reduction in the total annual taxes as a result of a settlement does not exceed \$10,000.00 per tax year.

BE IT FURTHER RESOLVED that all settlements authorized pursuant to this Resolution shall be reported at the next meeting thereafter of the Township Council.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

AUTHORIZING THE FILING OF ASSESSOR'S TAX APPEALS, ANSWERS, COUNTERCLAIMS, APPEALS AND CROSS APPEALS IN TAX MATTERS ON BEHALF OF THE TOWNSHIP OF VERONA

WHEREAS, statutory tax appeals and other matters and applications affecting the taxation of real property within the Township of Verona are routinely filed with the Essex County Board of Taxation and the Superior Court of New Jersey; and

WHEREAS, the Township Council finds it to be in the best interest of the citizens of the Township to authorize and direct the Tax Assessor to take any and all action that he/she deems advisable in such tax matters in order to protect, promote and advance the Township's interest in assuring that each property within the Township is fairly and equitably assessed in accordance with the law; and

WHEREAS, the Township Council finds it to be in the best interest of the citizens of the Township to authorize and direct the Township Attorney and/or Special Counsel to assist the Tax Assessor in such tax matters referred to herein;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, County of Essex, State of New Jersey that the Tax Assessor of the Township of Verona be and is hereby authorized and directed to prepare, file, pursue and litigate, if necessary, any Assessor's Tax Appeals, Answers to Tax Appeals, Counterclaims, Appeals and Cross-Appeals in statutory tax appeals and other matters and applications affecting the taxation of real property within the Township of Verona as may be filed with the Essex County Board of Taxation and/or the Superior Court of the State of New Jersey, that the Tax Assessor deems advisable in such tax matters in order to protect, promote and advance the Township's interest in assuring that each property within the Township is fairly and equitably assessed in accordance with the law.

BE IT FURTHER RESOLVED that notwithstanding the foregoing, the Tax Assessor shall provide the Township Manager and the Township Council with a quarterly report detailing all pending tax appeals, and shall be required to obtain the prior approval and consent of the Township Council for the following:

1. The settlement of all non-residential tax appeals.
2. The hiring of expert witnesses for purposes other than real property appraisals.
3. The Tax Attorney for the Township of Verona be and are hereby authorized and directed to take any and all action said Attorney deems advisable to assist the Tax Assessor of the Township of Verona in such tax matters as are referred to herein.
4. The Township Manager, Township Tax Assessor, Township Tax Attorney be and are hereby authorized to take all necessary and appropriate actions to carry out the subject and intent of this Resolution.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

APPOINTING A PUBLIC AGENCY COMPLIANCE OFFICER

WHEREAS, *N.J.A.C. 17:27-3.5* requires a municipality to designate an officer or employee to serve as its Public Agency Compliance Officer; and

WHEREAS, it has been determined that the Township Manager, Joseph O. D'Arco, shall serve as the Public Agency Compliance Officer for the Township.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that in pursuant to the provisions of *N.J.A.C. 17:27-3.5* the Township Manager, Joseph O. D'Arco, is hereby designated as the Public Agency Compliance Officer for the Township of Verona.

BE IT FURTHER RESOLVED that the Municipal Clerk is hereby directed to forward a copy of this resolution to the State of New Jersey, Department of the Treasury, Public Contract Equal Employment Opportunity Compliance Monitoring Program.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**AUTHORIZING PARTICIPATION IN THE LAW ENFORCEMENT
SUPPORT OFFICE PROGRAM**

WHEREAS, Federal law permits the Secretary of Defense to transfer to Federal and State agencies personal property of the Department of Defense that the secretary determines is suitable for use by agencies in law enforcement activities; and

WHEREAS, known as the "Law Enforcement Support Office (LESO) 1033 Program", this program allows local law enforcement agencies to obtain, at little or no cost, surplus federal property originally intended for use by the United States Armed Forces; and

WHEREAS, although equipment is provided through the "Law Enforcement Support Office (LESO) 1033 Program" at no cost to county and municipal law enforcement agencies, these agencies are responsible for costs associated with the maintenance, fueling and upkeep of the equipment and for specialized training for its operation; and

WHEREAS, taxpayers are the primary consumers and financiers of services provided by county and municipal law enforcement agencies and have the right to be assured that their money is being spent in an efficient and effective manner and the right to know the purposes for which public funds are utilized; and

WHEREAS, it is appropriate to establish a system of local oversight for county and municipal law enforcement agencies that participate in and acquire equipment through the "Law Enforcement Support Office (LESO) 1033 Program" and guidelines for the use of this equipment by those agencies; and

WHEREAS, an application for the enrollment of a municipal law enforcement agency in any program established by the United States Department of Defense pursuant to 10 U.S.C. s.2576a shall be approved by a resolution adopted by a majority of the full membership of the governing body of a local unit prior to the transmittal of any such application to the State Coordinator of any such program.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Verona, County of Essex, State of New Jersey does hereby authorize and approve participation in the "Law Enforcement Support Office (LESO) 1033 Program" established by the United States Department of Defense pursuant to 10 U.S.C. s.2576a.

BE IT FURTHER RESOLVED that the Township Manager, Chief of Police and the Municipal Clerk are hereby authorized to make application for the enrollment on behalf of the Township of Verona.

BE IT FURTHER RESOLVED that the Township Manager is hereby authorized to approve the acquisition of any property deemed appropriate under this agreement.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICE AGREEMENT FOR
CONSTRUCTION SUPPORT AND ENGINEERING INSPECTION SERVICES FOR
THE COMMUNITY CENTER PLAYGROUND IMPROVEMENT PROJECT**

WHEREAS, the Township Council has authorized a project for ADA improvements to the Community Center Playground, identified as Contract #2023-04; and

WHEREAS, the Township has the need for construction support and engineering inspection services for said project; and

WHEREAS, the Local Public Contracts Law (*N.J.S.A. 40A:11-5(a)(1)(i)*) permits contracts for professional services to be negotiated and awarded by the governing body without public advertising for bids and requires that the resolution authorizing the award of a contract for professional services without competitive bids and the contract itself be available for public inspection; and

WHEREAS, Boswell Engineering has submitted the attached proposal to perform the required services for an amount not to exceed \$43,500 for this project and expenditures shall be charged to budget line item C-53-46-038-007; and

WHEREAS, the Administration recommends retaining Boswell Engineering to perform construction support and engineering inspection services for the Community Center Playground Improvement project.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona that the Township Manager, or his designee are authorized to execute a contract with Boswell Engineering subject to the following:

1. The award of this contract is subject to finalization of the contract terms which shall include a clause that it may be terminated by the Township at any time and the Engineer shall only be paid for the work performed up to the date of termination.
2. The Council hereby authorizes the Manager, or his designee, to execute any and all documents and take any and all actions necessary to complete and realize the intent and purpose of this resolution.
3. Engineer may be paid upon passage and certification of this resolution, and for a period of ninety (90) days thereafter, before the final execution of a contractual agreement. Said payments shall be in accordance with this resolution and the RFP as is fully delineated herein. If a finalized contract is not entered within ninety (90) days following the date of the herein resolution, all work and payments will be put on hold until the contract is finalized. The vendor shall be entitled to payment upon submission of an appropriate invoice for all work authorized and performed during the ninety (90) day period but not for any work performed thereafter until and unless the contract is finalized and fully executed by both parties.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**AWARDING CONTRACT No. 2023-04
COMMUNITY CENTER PLAYGROUND IMPROVEMENTS**

WHEREAS, the Township of Verona received bids for the Community Center Playground Improvements - Contract No. 2023-04 on November 29, 2023; and

WHEREAS, six (6) bids were received for Contract 2023-04; and

WHEREAS, Picerno Giordano Construction, 200 Market St, Kenilworth, NJ 07033 was the lowest responsive and responsible bidder in the Base Bid Amount of \$705,003.00; and

WHEREAS, the Consulting Engineer has reviewed and recommends the Contract award be made to Picerno Giordano Construction, as the lowest responsive and responsible bid.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that the contract for Contract No. 2023-04 be awarded to the lowest responsive and responsible bidder, Picerno Giordano Construction, 200 Market St, Kenilworth, NJ 07033 in the total amount of \$705,003.00.

BE IT FURTHER RESOLVED that an expenditure in the amount of \$450,000.00 shall be charged against budget line item C-53-46-038-007 or any other account that may be deemed appropriate by the Chief Financial Officer or her designee, and the availability of funds has been certified by the Chief Financial Officer and the balance of \$255,003.00 shall be charged to the bond ordinance (#2024-01), pending adoption on January 22, 2024.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**AWARDING CONTRACT No. 2023-07
LINN DRIVE WELL FACILITY PFAS AND ARSENIC TREATMENT**

WHEREAS, the Township of Verona received bids for the Linn Drive Well Facility PFAS and Arsenic Treatment - Contract No. 2023-07 on December 8, 2023; and

WHEREAS, six (6) bids were received for Contract 2023-07; and

WHEREAS, Sovereign Consulting, Inc., Robbinsville, New Jersey was the lowest responsive and responsible bidder in the Base Bid Amount of \$1,711,000.00; and

WHEREAS, the Consulting Engineer has reviewed and recommends the Contract award be made to Sovereign Consulting, Inc., as the lowest responsive and responsible bid.

NOW, THEREFORE BE IT RESOLVED by the Township Council of the Township of Verona, in the County of Essex, New Jersey that the contract for Contract No. 2023-07 be awarded to the lowest responsive and responsible bidder, Sovereign Consulting Inc., Robbinsville, New Jersey in the total amount of \$1,711,000.00.

BE IT FURTHER RESOLVED that this expenditure shall be charged against budget line C-51-44-996-006 or any account that may be deemed appropriate by the Chief Financial Officer or her designee and supplemented by (pending) New Jersey Infrastructure Bank approval.

- ROLL CALL:**
- AYES:**
- NAYS:**
- ABSENT:**
- ABSTAIN:**

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**



**Challenging today.
Reinventing tomorrow.**

Jacobs Engineering Group, Inc.

412 Mt. Kemble Avenue
Downtown Building - 1st Floor
Morristown, NJ 07960
United States

T +1.973.267.0555
F +1.973.267.3555
www.jacobs.com

December 20, 2023

Attn: Kevin O'Sullivan. P.E.
Deputy Township Manager
600 Bloomfield Ave
Verona, NJ 07044

Project name: Linn Drive Well Facility PFAS and Arsenic Treatment
Project no: 0720001-006

**Subject: Linn Drive Well Facility PFAS and Arsenic Treatment
Contract No. 2023-07
Bid Award Recommendation – Sovereign Consulting Inc.**

Kevin,

Bids were received for the subject project on December 8th, 2023 and opened at 11 AM local time. A total of 6 bids were submitted on the project. After review of the bids, the lowest responsible bidder is Sovereign Consulting Inc. based in Robbinsville, NJ. The bid tabulation, admin bid checklist, manufacturers list, and subcontractors list are enclosed. Based on all the information compiled and reviewed in the bids, Jacobs recommends the award of this Contract to Sovereign Consulting Inc. in the amount of \$1,711,000.00.

Thank You,

Frank Biank, P.E.
Project Engineer

862.242.7222
Frank.biank@jacobs.com

Copies to: Chuck Molinaro, Verona DPW Superintendent
Joe D'Arco, Township Manager
Brian Aloia, Township Attorney
Giselle Diaz, Boswell Engineering
Josh Hutson, Jacobs

Enclosures: Bid Tabulation, Admin Bid Checklist, Manufacturers List, Subcontractors List



JACOBS ENGINEERING

Project Name: Linn Drive Well Facility PFAS and Arsenic Treatment

Contract #2023-07

Item No.	Description	Unit	Qty	Sovereign Consulting Inc.	Scafar Contracting Inc.	Coppola Services, Inc.	J. Fletcher Creamer & Son	Kiely Civil LLC	Engineer's Estimate (incl. 30% Contingency)	Spectraserv Inc.
L1	MOBILIZATION	LS	1	\$20,000.00	\$60,000.00	\$90,000.00	\$90,000.00	\$90,000.00		\$90,000.00
L2	STRUCTURAL WORK	LS	1	\$25,000.00	\$100,000.00	\$59,000.00	\$19,700.00	\$100,000.00		\$100,000.00
L3	ARCHITECTURAL WORK	LS	1	\$90,000.00	\$125,000.00	\$100,500.00	\$60,000.00	\$60,000.00		\$100,000.00
L4	DEMOLITION WORK	LS	1	\$15,000.00	\$30,000.00	\$33,500.00	\$24,000.00	\$25,000.00		\$200,000.00
L5	PROCESS MECHANICAL WORK	LS	1	\$1,145,000.00	\$1,049,000.00	\$1,344,890.00	\$1,390,000.00	\$1,757,000.00		\$1,500,000.00
L6	BUILDING MECHANICAL WORK	LS	1	\$35,000.00	\$50,000.00	\$32,500.00	\$49,900.00	\$40,000.00		\$50,000.00
L7	ELECTRICAL WORK	LS	1	\$65,000.00	\$100,000.00	\$68,000.00	\$98,670.00	\$85,000.00		\$150,000.00
L8	INSTRUMENTATION & CONTROLS WORK	LS	1	\$63,000.00	\$70,000.00	\$120,000.00	\$122,500.00	\$80,000.00		\$100,000.00
L9	WELL REHABILITATION WORK	LS	1	\$115,000.00	\$200,000.00	\$129,000.00	\$118,000.00	\$125,000.00		\$250,000.00
L10	ALL REMAINING WORK NOT INCLUDED IN LUMP SUM ITEMS L1-L10	LS	1	\$103,910.00	\$150,000.00	\$40,000.00	\$68,300.00	\$14,700.00		\$322,000.00
U1	CONCRETE SLAB SPALLING/DELAMINATION REPAIR	SF	160	\$3,650.00	\$23,200.00	\$28,000.00	\$16,480.00	\$5,120.00		\$24,000.00
U2	CONCRETE CRACK INJECTION	LF	100	\$5,440.00	\$16,500.00	\$19,500.00	\$13,750.00	\$7,850.00		\$12,000.00
	ALLOWANCE	LS	1	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00	\$25,000.00		\$25,000.00
Total				\$1,711,000.00	\$1,998,700.00	\$2,089,890.00	\$2,096,300.00	\$2,414,670.00	\$2,824,000.00	\$2,923,000.00



JACOBS ENGINEERING

Project Name:

Linn Drive Well Facility PFAS and Arsenic Treatment

Contract #2023-07

ADMIN BID CHECKLIST

Requirement	Item	Sovereign Consulting Inc.	Scafar Contracting Inc.
Required with Bid	Document Checklist	X	X
Required with Bid	Vendor Information Sheet	X	X
Required with Bid	Affirmative Action Compliance Affidavit - Construction Contract	X	X
Required with Bid	New Jersey Anti-Discrimination Provisions	X	X
Required with Bid	Ownership Disclosure Certification Form	X	X
Required with Bid	Acknowledgement of Principal	X	X
Required with Bid	Principal Subcontractor Declaration	X	X
Required with Bid	Non-Collusion Affidavit	X	X
Required with Bid	Disclosure of Investment Activities in Iran	X	X
Required with Bid	Bid Bond	X	X
Required with Bid	Consent of Surety	X	X
Required with Bid	Equipment Certification	X	X
Required with Bid	Certification of Bidder's Status on the State Treasurer's List of Debarred, Suspended and Disqualified Contractors	X	X
Required with Bid	Acknowledgement of Receipt of Addenda	X	X
Required with Bid	Contractor's Experience Statement Form	X	X
Required with Bid	Bid Form	X	X
Required with Bid	Bidder's Affidavit	X	X
Required with Bid	Present Commitments	X	X
Required with Bid	Certificate of Bidder Showing Ability to Perform Contract	X	X
Required with Bid	List of Named Manufacturers	X	X
Required with Bid	Certification of Nonsegregated Facilities	X	X
Required with Bid	Certification by Bidder Regarding Equal Employment Opportunity	X	X
Required with Bid	American Iron and Steel Provisions	X	
Required prior to Award	Public Works Contractor Registration Certificate	X	X
Required prior to Award	Principal Subcontractor(s) Public Works Contractor Registration (if applicable)	X	X
Required prior to Award	Business Registration Certificate	X	X
Required prior to Award	Principal Subcontractor(s) Business Registration Certificate	X	X
Required after Award	Signed Agreement		
Required after Award	IRS Form W-9		
Required after Award	Certificate of Insurance*		
Required after Award	Performance Bond		
Required after Award	Labor and Materials (Payment) Bond		
Required after Award	Maintenance Bond		
Required after Award	Environmental Maintenance Bond		

*Note: Submitted Certificate requires updated coverage amounts and additionally named certificate holders per the Agreement and Supplementary conditions.



JACOBS ENGINEERING

Project Name: Linn Drive Well Facility PFAS and Arsenic Treatment

Contract #2023-07

MANUFACTURERS LIST

Spec Section	Equipment/Material	Specified Manufacturer(s)	Sovereign Consulting Inc.	Scafar Contracting Inc.
08 11 13	Hollow Metal Doors	ASSA Abloy/Steelcraft/Trudoor	Benchmark Architectural	ASSA
08 33 23	Overhead Coiling Door	Cookson LLC/Rytec Doors/Cornell Service Door	Cornell	Cookson
40 05 64	Butterfly Valves	Mueller/Henry Pratt/Clow Valve Company/Crispin Valves	Bray	Val-Matic
40 27 01	Dismantling Joint	Romac Industries/Dresser Utility Solutions	Smith & Blair	SB
40 27 01	Restrained Flange Adapter	Romac Industries/EBAA Iron	EBAA (Megaflange)	EBAA
40 27 01	Quick Connect Couplings	Kamlock	CamLock	QFlow
40 27 01	Backflow Preventer	Ames Fire & Waterworks	Ames (Watts)	Watts
40 27 01	Flow Control Valve	Cla-Val	Cla-Val	Cla-Val
40 27 01	Check Valve	Cla-Val	Cla-Val	Val-Matic
40 91 00	Ultrasonic Flowmeter	Pulsar Measurement/Omega/Onicon/Endress Hauser	Endress Hauser	Omega
40 91 00	Pressure Indicating Gauges	Ashcroft/Dwyer	Trerice	Ashcroft
40 91 00	Differential Pressure Indicating Gauges	Wika	Wika	Wika
40 91 00	Differential Pressure Transmitters	Endress and Hauser/Rosemount/Wika	Endress Hauser	E&H
40 91 00	Ultrasonic Level Transmitter	Siemens	Sitrans (Siemens)	Siemens
40 91 00	Tank Leak Detector	JWB	Leakminder	JWB Leakminder
43 32 54.01	Pressure Vessel System - PFAS Treatment	Aqueous	Aqueous	Aqueous
43 32 54.01	Pressure Vessel System - Arsenic Treatment	Aqueous	Aqueous	Aqueous
43 32 54.02	Anion Exchange Resin	Evoqua/Calgon/Purolite	Purolite	Purolite
44 43 30	Arsenic Treatment Media	Evoqua/DeNora/Lanxess	Lanxess	Lanxess
44 43 40	Cartridge Filtration System, Housing and Cartridges	Harmsco	Harmsco	Harmsco
46 33 42	Metering Pumps	Pulsatron	Pulsafeeder	Pulsafeeder
46 33 42	Chemical Storage Tank	Assmann	Assman	Assmann
46 33 42	Static Mixer	Westfall	Westfall	Westfall
46 33 42	Injection Quill	Saf-T-Flo	Koflo	SafTFlo
46 33 42	Emergency Eye Wash	Guardian	Guardian	Guardian



JACOBS ENGINEERING

Project Name: Linn Drive Well Facility PFAS and Arsenic Treatment

Contract #2023-07

SUBCONTRACTORS LIST (from Bid Form)

Nature Of Work	Sovereign Consulting Inc.	Safar Contracting Inc.
Electrical	Ray Nebiker Electric LLC	R. Spark Inc.
I&C/SCADA	L&P Integrators	PCS Pump and Process
HVAC	Central Sheet Metal Fabricators Inc.	Not Provided
Overhead Door	Loading Dock	Not Provided
Masonry	CMU Construction Inc.	Not Provided
Coatings	LCE Group LLC	Not Provided
Well Driller	A.C Schultes	Not Provided
Fence Installer	National Fence Systems	Not Provided

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**AUTHORIZING AN INCREASE IN THE CONTRACT WITH NEGLIA
ENGINEERING**

WHEREAS, the Township required a qualified firm to serve as project engineer for the reconstruction of Everett Field; and

WHEREAS, Neglia Engineering, located at 34 Park Avenue, Lyndhurst, New Jersey 07071 was awarded that contract on March 13, 2023 by Resolution No. 2023-055; and

WHEREAS, the Township will expend funds above the amount set in Resolution No. 2023-055; and

WHEREAS, the services are not to exceed \$2,900 from the Open Space Trust Fund without further authorization of the Governing Body for calendar year 2024.

THEREFORE, BE IT RESOLVED that the Township Manager or his designee are hereby authorized to increase the contract for the aforementioned services a copy of which shall be available for public inspection in the Office of the Municipal Clerk..

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT A REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**AUTHORIZING THE AWARD OF DISCRETIONARY AND OPEN
CONTRACTS FOR MUNICIPAL PROSECUTOR OF THE SHARED
MUNICIPAL COURT OF THE BOROUGHES OF ESSEX FELLS AND NORTH
CALDWELL AND THE TOWNSHIP OF VERONA**

WHEREAS, the Township of Verona has a need for professional municipal prosecutor services for the Municipal Court of the Boroughs of North Caldwell and Essex Fells and the Township of Verona; and

WHEREAS, pursuant to *N.J.S.A. 19:44-20.8*, the firm of Friend & Wenzel, LLC of Clifton, NJ has provided written certification that it has not made a campaign contribution that would bar the award of a contract pursuant to *N.J.S.A. 19:44A-20.5*; and

WHEREAS, pursuant to *N.J.S.A. 19:44A-20.5*, the New Jersey Local Pay-to-Play Law and pursuant to *N.J.S.A. 40A:11-5(1)(a)(1)* of the New Jersey Local Public Contracts Law, the Township may enter into said Professional Service Agreement without public bidding under these circumstances.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, County of Essex, New Jersey that the firm of Friend & Wenzel, LLC be appointed Municipal Prosecutor of the Township of Verona for the 2024 calendar year.

BE IT FURTHER RESOLVED that the Township Manager and all other officials of the Township of Verona are hereby directed and authorized to take any and all necessary and appropriate actions to carry out the subject and intent of this Resolution.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon passage and publication in accordance with law, if required.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT A REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

FRIEND & WENZEL, LLC

Attorneys at Law
975 Clifton Avenue
Clifton New Jersey 07013
973-779-4290 (ph.)
973-779-8424 (fax)
joe@friendwenzel.com

November 12, 2023

North Caldwell Borough Administrator
141 Gould Avenue
North Caldwell, NJ 07006

Re: RFQ – Municipal Prosecutor

Dear Administrator:

Please accept this correspondence as this firm's Proposal to the Boroughs of North Caldwell and Essex Fells and Township of Verona for Municipal Prosecutor. I, Joseph M. Wenzel, Esq., will be the attorney responsible for handling all matters assigned. My contact information is listed above. Please note that included are this original submission with one (1) original and two (2) hard copies and one (1) electronic copy on CD.

I have served as the Municipal Prosecutor for the Boroughs since January 2020 and for the Township of Verona after the merger of June 2023 and I hope that the Boroughs/Township have found me to be a valuable asset. I hope to continue in that capacity for another term.

I have specifically reviewed the Boroughs'/Township's current and pending ordinances relative to Conflicts of Interest and Pay-to-Play and aver that this firm is in compliance with those terms and conditions and is not otherwise restricted from being granted the award of this contract.

QUALIFICATIONS

For over twenty (20) years, I have focused my practice on various aspects of local government law. I have spent the vast majority of that time representing public sector employers on the municipal, school board and county levels. My services have ranged from appointments for specific litigated matters to being on retainer for all matters that may arise from time to time. I believe that my experience more than sufficiently meets the needs of the municipality.

Municipal Court

I am currently the Municipal Prosecutor for the **Township of West Orange** and have been so since 2010. I am also the Municipal Prosecutor for the **Boroughs of Essex Fells/North Caldwell** since 2020. I have the distinction of serving as the Public Defender for the **Borough of South Bound Brook**, Somerset County since 2016. I am also a conflict Public Defender in the **City of Hackensack** Municipal Court. I have also been assigned by the **State of New Jersey** to represent state employees in various municipal courts.

Municipal Attorney Services

I have been appointed since 2016 to serve as Township Attorney for the **Township of Little Falls**. Beyond providing advice to the Mayor, Administration and Council, I also am tasked with all labor and employment matters. I draft ordinances, resolutions, and other legal documents for the Township. I am responsible for the litigation of matters and oversight of matters assigned to outside counsel. I also handle all real estate matters for the Township including voluntary purchases of flood prone properties and condemnation actions. Redevelopment matters and tax appeals are reviewed by this office.

General Litigation and Legal Matters (Tort Claim Defense)

Since 2006, I have been assigned dozen of matters by the **County of Passaic** as outside litigation counsel. These have included all types of tort litigation including car accidents, slip and falls, employment discrimination, and wrongful death. I have achieved dismissals of many of these actions especially in the wrongful death case. I have also successfully negotiated settlements wherein the public entity's exposure was significantly more serious. I have tried these cases and achieved results in favor of my clients.

I was also selected in 2014 for a pool of outside attorneys for the **Township of Irvington**. These have ranged from actions against police officers to personal injury claims. I recently obtained summary judgment dismissing the Township from an action wherein the remaining public entity was unsuccessful at trial and was saddled with an \$8 million jury award. I also ensured that the Township was procedurally protected from appeal from either party.

I also provide similar services to the **City of Plainfield** in both federal and state court tort claim actions. I have secured results including dismissals of false actions and settlement much less than the potential award. Recently, through my efforts the City was able to share the cost of litigation and award among four other defendants rather than be the only defendant in the action.

I have also defended many public sector clients on litigation matters including medical leave, sex harassment and wrongful discharge claims. Moreover, I litigated whistleblower, hostile work environment, wrongful discharge, and administrative dismissals.

I successfully argued that a police officer should not be reinstated to the active duty after failing to meet the terms and conditions as set forth in a Last Chance Agreement. The police officer was discovered to be using narcotics. The public employer expressed sympathy for his addiction. In exchange for his promises to attend and complete a rehabilitation program within a set timeframe, he would be reinstated as a police officer. The police officer failed to complete the rehabilitation program and was dismissed. The trial court found and subsequently the Appellate Division upheld the decision to terminate even though the police officer had enrolled in a rehabilitation program. This case has been cited several times as to the issue of enforceability of a well-written Last Chance Agreement.

I also provided general governmental and labor counseling services to the Township of Union, City of East Orange, Township of Irvington, North Bergen Municipal Utilities Authority, Plainfield Municipal Utilities Authority, Joint Meeting of Essex and Union Counties, and Township of Belleville. I have provided herewith a list of all public entities that I have participated in representing to date. As part of this representation, I appeared in proceedings at the Office of Administrative Law, Public Employment Relations Commission, and other administrative courts regarding employee grievance appeals, scope of negotiation requests, interest arbitrations, and other such actions.

Labor/Employment Counsel

I have served as labor counsel from 2008-2016 (with the prior title of Assistant City Attorney) to the **City of Orange Township**. I was responsible for negotiations with the five employee unions (PBA, Police Superiors, FMBA, Fire Officers, and City Hall employees). I handled all discipline, grievances and other contractual disputes. I had

conducted Interest Arbitrations, prepared Scope of Negotiation Petitions, and defended Unfair Labor Practice charges. I had conducted Reductions in Force and litigated Layoff charges. I was also tasked with responding to Out of Title, Stipends, and other salary disputes.

As labor counsel to the City of Orange Township, I regularly appeared before the Federal and State Courts of New Jersey. Moreover, I was frequently called before the Office of Administrative Law, Public Employment Relations Commission and the State Board of Mediation. I was in constant contact with the Civil Service Commission for matters such as desk audits, employee classification, intra-and interdepartmental transfers, promotions (application of Rule of Three), and working test period dismissals, among others. I review all requests for sick leave, terminal leave, family medical leave, short and long term disability. I have also made appearances before Unemployment Compensation Appeal Tribunals and the Social Security Administration.

Beyond those specific labor matters, I have been assigned by the City Attorney and Administration to research and draft ordinances, prepared memorandum to city officials concerning interpretations of statute and case law, met with city officials regarding the application and enforcement of federal, state, and local regulations, participated in the conduct of litigation defense (tort claims, property claims, ordinance violations), and assisted in all other issues involving the legal needs of the municipality.

I have been retained by the **Housing Authority of the City of Passaic** since 2013 as Special Labor Counsel. I provide labor and employment advice to the Commissioners and the Executive Director. In the past year, we have successfully negotiated a successor collective bargaining agreement for all blue collar employees, revised policy and procedure

manual, and resolved a potential employment discrimination matter in pre-suit. I also have been asked from time to time to provide insight on other legal matters as directed by the General Counsel, Executive Director or the Commissioners. I appear before the Commissioners to advise them of case status and legal opinions. Legal memorandum are regularly generated by my office to these officers as well.

I am also the Special Labor Counsel for the **County of Bergen Housing Authority** as of 2015. I have assisted them with several thorny personnel issues. I have also provided guidance as to the proper application of the employee manual to various circumstances.

I am also retained by the **Irvington Housing Authority** as Special Labor Counsel to handle various issues for them including personnel disputes. I also assisted the **Hoboken Housing Authority** as Special Counsel for Employment and Labor. In that role, I was responsible for labor/employment matters as well as specific projects. Those include the major redevelopment of the housing stock controlled by the Authority, local governance oversight, and contract disputes among others.

Additionally, I have been retained by the **Borough of Haledon** to act as Special Counsel for Disciplinary Matters since 2013 and the **Housing Authority of the City of Jersey City** to assist with labor and employment litigation.

Community Development and Real Estate Attorney Services

I have been retained by the **City of Paterson** since 2014 to handle the buyback of flood prone properties in the Northside area. These closings were conducted through the use of federal (FEMA), state (DEP) and county (CDBG) monies. This office coordinated closings of over thirty (30) properties to date throughout the subject area. This office has assisted homeowners in the subject area with the sale of their homes and various transition

issues. We have reviewed title commitments and associated recording documents to ensure the accuracy of same and the potential effect on the transaction. This office has worked with mortgage lenders, judgment creditors and tax lien holders to resolve and remove as impediments to title. This office has prepared Notices of Settlement, Deeds, Powers of Attorney, Affidavits of Title, Assignments and other recording documents as may be necessary. Thereby ensuring that clear title was passed to the municipality unencumbered by liens or other ownership issues.

I am the Planning Board Attorney for the **Borough of Woodland Park** and the **City of Perth Amboy**. In both of those capacities, I have worked with redevelopers on projects including brownfield sites, flood-prone or other environmentally compromised areas.

In private practice, this office represents residential and commercial purchasers and sellers of real estate throughout New Jersey. This includes complex financing of these projects as well as resolving title and judgment issues.

I have also represented the **Borough of Woodland Park** in its Mt. Laurel case. We have secured a reasonable settlement with Fair Share Housing Center that resulted in reduced overall obligation of housing unit numbers. More importantly, the Borough used this as an opportunity to identify properties for future development to expand its tax base and ensure other goals of its Master Plan are achieved. We have also worked with property owners in the crafting of ordinances effectuating the settlement to the satisfaction of all parties involved.

Hearing Officer for Personnel Matters

Since 2008, I have been assigned by the **County of Essex** as a hearing officer for employee discipline tribunals. In that capacity, I have presided over approximately 100 cases ranging from simple one (1) day suspensions for improper paperwork to termination for repeated lateness and/or absenteeism.

General Qualifications

I also keep advised of recent changes to government law through my service as an Associate Editor of the Local Government Law Review, a quarterly publication of case law, statutes and regulations which affect all kinds of public entities including Housing Authorities. I have been an Associate Editor since 2011. I am the current Passaic County Trustee to the New Jersey Institute of Local Government Attorneys. I was also a contributing author to New Jersey Labor and Employment Law, a 2005 publication by NJ ICLE. I have also been chosen as a speaker at the Annual League of Municipalities Convention in 2014 on Sovereign Citizens and since 2021 have been the presenter for the Ethics in Local Government seminar.

I am an active member of both the New Jersey Bar Association and Passaic County Bar Association. I am licensed to practice in the State and Federal Courts of New Jersey, District of Columbia, and the United States Supreme Court. I received my undergraduate degree from Rutgers University and my law degree from Seton Hall University.

I have never had any judgments, claims or suits relating to claims of malpractice against me. My firm has never been involved with any bankruptcy or re-organization proceedings. I have no relatives who work for the Boroughs/Township. This firm has

never represented the Boroughs/Township in the past nor has it ever sued the Boroughs/Township.

In conclusion, I thank you for the opportunity to provide this proposal for legal services. Please contact me with any questions at your convenience.

Very truly yours,



JOSEPH M. WENZEL

Enc.

REFERENCES:

Hon. Michael Johnson, Mayor, Borough of Haledon, 510 Belmont Avenue, Haledon, NJ 07508, (973) 595-7766

Hon. James Damiano, Mayor, Township of Little Falls, 225 Main Street, Little Falls, NJ, 07424 (973) 256-0170

Hon. Tracy Kallert, Mayor, Borough of Woodland Park, 5 Brophy Lane, Woodland Park, NJ 07424, 973-345-8100

Hon. Dwayne D. Warren, Mayor, City of Orange Township, 29 North Day Street, Orange NJ 07050, (973) 266-4010

Hon. Susan McCartney, Mayor, Township of West Orange, 60 Main Street, West Orange, NJ 07052, (973) 325-4100

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**APPOINTING PUBLIC DEFENDER FOR THE TOWNSHIP OF VERONA
FOR THE SHARED MUNICIPAL COURT OF THE BOROUGHS OF ESSEX
FELLS AND NORTH CALDWELL AND THE TOWNSHIP OF VERONA**

WHEREAS, pursuant to N.J.S.A. 2A:8-18.1, the Borough of North Caldwell and the Borough of Essex Fells and the Township of Verona have consolidated the use of the Municipal Court accommodations and personnel; and

WHEREAS, the Boroughs of North Caldwell, Essex Fells and Verona are in agreement to appoint James Pomaco, Esq. as Public Defender of the Shared Municipal Courts of their respective municipalities; and

WHEREAS, said appointment is subject to the advice and consent of the Township Council.

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Verona, County of Essex, New Jersey that James Pomaco, Esq. be appointed Public Defender of the Township of Verona for the 2024 calendar year.

BE IT FURTHER RESOLVED that the Township Manager and all other officials of the Township of Verona are hereby directed and authorized to take any and all necessary and appropriate actions to carry out the subject and intent of this Resolution.

BE IT FURTHER RESOLVED that this Resolution shall take effect immediately upon passage and publication in accordance with law, if required.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT A REGULAR MEETING HELD ON JANAUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

The Law Offices of
JAMES V. POMACO, ESQ.

247 Franklin Ave, Nutley New Jersey 07110

Phone (973) 235-0906 Fax (973) 661-1653 E-mail: JVPLAW@GMAIL.com

November 21, 2023

Kevin O'Sullivan
North Caldwell Borough Administrator
141 Gould Avenue
North Caldwell, New Jersey 07006

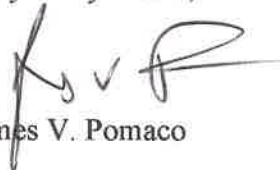
Re: Position of Municipal Public Defender

Dear Mr. O'Sullivan:

As per your request kindly find my request for qualifications packet. I have also included a copy of my resume for your reference. Please do not hesitate to contact me should you have any questions.

Thank you for your consideration.

Very Truly Yours,



James V. Pomaco

James V. Pomaco

Law Offices of James V. Pomaco ID 00443322

247 Franklin Avenue, Nutley, NJ 07110

E-mail:JVPLAW@GMAIL.COM

(973)235-0906

References available upon request

Admitted to the Bar of the State of New Jersey and U.S. District Court of New Jersey in November 2000

EDUCATION

SETON HALL UNIVERSITY SCHOOL OF LAW, Newark, NJ

Juris Doctorate, June 1999

Activities: Criminal Law Society, ABA Law Student Division

UNIVERSITY OF RHODE ISLAND, Kingston, RI

Bachelor of Arts, May 1996

Major: Political Science

AMERICAN INSTITUTE FOR FOREIGN STUDY, Florence, Italy

Studied abroad Spring Semester 96

Studies Focused: History, Political Science, Art, Italian Language and Culture

EXPERIENCE

LAW OFFICES OF JAMES V. POMACO, PRIVATE PRACTICE, Nutley, NJ, March 2008-

Present: Handled defense of Criminal and Municipal Law matters, Real Estate Closings, Contract Law, Family Law, Currently Municipal Public Defender in Caldwell, West Caldwell, North Caldwell/Essex Fells, East Hanover, Belleville Townships, Municipal Prosecutor in Passaic City, Municipal Public Defender in Hackensack City, State of New Jersey Approved PBA Attorney

OFFICE OF THE COUNTY PROSECUTOR OF PASSAIC COUNTY, Paterson, NJ

ASSISTANT PROSECUTOR, December 2002-March 2008: Assigned to Juvenile, Adult Trial, Child Abuse/Megan's Law Divisions: Handled criminal prosecutions of Juvenile Delinquents, and Adult Criminals including trials, plea bargains, motions, sentencing, violation hearings, and victim/witness contact. Prepared and presented cases to the Passaic County Grand Jury. Supervisor of Megan's Law Unit which dealt with the registration, prosecution and Tier classification of over fourteen hundred sex offenders.

POLICE INSTRUCTOR, Wayne, NJ, February 2003- March 2008: Certified by the Office of the Attorney General-Department of Law and Public Safety to instruct Police Academy cadets on the New Jersey Criminal Code. Weekly Classes taught at the Passaic County Police Academy.

OFFICE OF THE COUNTY PROSECUTOR OF ESSEX COUNTY, Newark, NJ

SPECIAL DEPUTY ATTORNEY GENERAL / ACTING ASSISTANT PROSECUTOR, April 2001- December 2002

Assigned to Domestic Violence Division: Handled criminal prosecution of Domestic Violence offenders, including trials, plea bargains, motions, sentencing, violation hearings, and victim/witness contact. Prepared and presented cases to the Essex County Grand Jury. Reviewed pre-indictment criminal cases and determined suitable dispositions, including plea offers, downgrades, direct Grand Jury referrals, and administrative dismissals.

LAW OFFICES OF IACULLO AND MARTINO, Montclair, NJ Associate, November 2000-

April 2001: Represented indigent clients as a public defender for the Township of Belleville. Handled Bankruptcy matters before the Bankruptcy Court in Trenton, NJ. Represented clients in Municipal Court proceedings regarding traffic violations, drug possession, DWI proceedings.

MICHAEL R. CASALE, J.S.C., Law (Criminal) Division, Newark, NJ

LAW CLERK, September 1999 - August 2000: Researched judicial, statutory and other authorities for various criminal matters, sentencing, post conviction relief, municipal appeal, and other procedural issues. Prepared jury charges, memoranda and opinions for the Court. Received mediation and conciliation skills training, and mediated and settled civil matters.

LAW OFFICES OF GACCIONE, POMACO AND BECK, Belleville, NJ, Law Clerk, September

97-July 99: Drafted and prepared trial briefs, motions, memoranda, certifications, and interrogatories. Performed legal research, utilizing printed and electronic media, concerning contract law, personal injury, criminal law, landlord/tenant, matrimonial, and various areas of civil liability. Contacted clients regarding case issues.

The Law Offices of
JAMES V. POMACO, ESQ.

247 Franklin Ave, Nutley New Jersey 07110

Phone (973) 235-0906 Fax (973) 661-1653 E-mail: JVPLAW@GMAIL.com

November 21, 2023

Kevin O'Sullivan
North Caldwell Borough Administrator
141 Gould Avenue
North Caldwell, New Jersey 07006

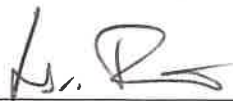
Re: Position of Municipal Public Defender

Dear Mr. O'Sullivan:

The undersigned have reviewed our Qualification Statement submitted in response to the Request for Qualifications (RFQ) issued by the Boroughs of Essex Fells and North Caldwell and the Township of Verona dated November 2, 2023, due by November 29, 2022, in connection with the Borough's/Township's need for the Position of the Municipal Public Defender for the Boroughs of Essex Fells and North Caldwell and the Township of Verona.

We affirm that the contents of our Qualification Statement (which Qualification Statement is incorporated herein by reference) are accurate, factual and complete to the best of our knowledge and belief and that the Qualification Statement is submitted in good faith upon express understanding that any false statement may result in the disqualification of James V. Pomaco.

Thank you for your consideration.



James V. Pomaco Position of Municipal Public Defender
Law Office of James V. Pomaco

Dated: 11/21/23

The Law Offices of
JAMES V. POMACO, ESQ.

247 Franklin Ave, Nutley New Jersey 07110

Phone (973) 235-0906 Fax (973) 661-1653 E-mail: JVPLAW@GMAIL.com

November 22, 2023

Kevin O'Sullivan
North Caldwell Borough Administrator
141 Gould Avenue
North Caldwell, New Jersey 07006

Re: Position of Municipal Public Defender

Dear Mr. O'Sullivan:

The undersigned, as Respondent, has submitted the attached Qualification Statement in response to a Request for Qualifications (RFQ), issued by the Boroughs of Essex Fells and North Caldwell and the Township of Verona dated November 2, 2022 in connection with the Boroughs of Essex Fells and North Caldwell and the Township of Verona need for a Municipal Public Defender.

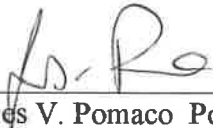
James V. Pomaco HEREBY STATES:

1. The Qualification Statement contains accurate, factual and complete information.
2. James V. Pomaco agrees to participate in good faith in the procurement process as described in the RFQ and to adhere to the Borough's procurement schedule.
3. James V. Pomaco acknowledges that all costs incurred by him in connection with the preparation and submission of the Qualification Statement and any proposal prepared and submitted in response to the RFQ, or any negotiation which results there from shall be borne exclusively by the Respondent.
4. James V. Pomaco hereby declares that the only persons participating in this Qualification Statement as Principals are named herein and that no person other than those herein mentioned has any participation in this Qualification Statement or in any contract to be entered into with respect thereto. Additional persons may subsequently be included as participating Principals, but only if acceptable to the Borough. James V. Pomaco declares that this Qualification Statement is made without connection with any other person, firm or parties who has submitted a

Qualification Statement, except as expressly set forth below and that it has been prepared and has been submitted in good faith and without collusion or fraud.

5. James V. Pomaco acknowledges and agrees that the Borough may modify, amend, suspend and/or terminate the procurement process (in its sole judgment). In any case, the Borough shall have any liability to the Respondent for any costs incurred by the Respondent with respect to the procurement activities described in this RFQ.

6. James V. Pomaco acknowledges that any contract executed with respect to the provision of Municipal Public Defender must comply with all applicable affirmative action and similar laws. Respondent hereby agrees to take such actions as are required in order to comply with such applicable laws.



James V. Pomaco Position of Municipal Public Defender
Law Office of James V. Pomaco

Dated: 11/22/23

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

**ENABLING RESOLUTION FOR SUPPLEMENTAL FUNDING REQUEST
FROM THE NEW JERSEY DEPARTMENT OF ENVIRONMENTAL
PROTECTION, GREEN ACRES PROGRAM**

WHEREAS, the New Jersey Department of Environmental Protection, Green Acres Program (“State”), provides loans and/or grants to municipal and county governments and grants to nonprofit organizations for assistance in the acquisition and development of lands for outdoor recreation and conservation purposes; and

WHEREAS, the Township of Verona has previously obtained a Green Acres grant of \$1,200,000 from the State to fund the following project(s): properties located at 111 Mount Prospect Avenue and 25 Commerce Court, in the Township of Verona; and

WHEREAS, the Township of Verona desires to further the public interest by requesting an additional Green Acres grant of \$2,508,000 to fund the project(s); and

WHEREAS, the State shall determine if the supplemental funding request is complete and in conformance with the scope and intent of the Green Acres Program, and notify the applicant of the amount of the funding award; and

WHEREAS, the applicant is willing to use the State’s funds in accordance with its rules, regulations and applicable statutes, and is willing to enter into an Amendment of the Agreement with the State for the above-named project.

NOW, THEREFORE BE IT RESOLVED, by the Township Council of the Township of Verona that:

1. The Township Manager or his designee is hereby authorized to:
 - (a) Request such a loan and/or such a grant,
 - (b) Provide additional information and furnish such documents as may be required, and
 - (c) Act as the authorized correspondent of the above-named applicant
2. The applicant agrees to provide the local government/nonprofit share if a match is required.
3. The applicant agrees to comply with all applicable federal, state, and local laws, rules, and regulations in its performance of the project.
4. This resolution shall take effect immediately.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by _____ ; seconded by _____ that the following resolution be adopted:

PERMITTING ITEMS TO BE DISCUSSED IN EXECUTIVE SESSION

WHEREAS, Section 8 of the Open Public Meetings Act, Chapter 231, P.L. 1975, permits the exclusion of the Public from a meeting in certain circumstances; and

WHEREAS, this public body is of the opinion that such circumstances presently exists.

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

The public shall be excluded from discussion of an action upon the hereinafter specified subject matter.

1. Purchase, Lease or Acquisition of Real Property pursuant to *N.J.S.A. 10:4-12 (5)*
2. Pending, Ongoing, or Anticipated Litigation and Contract Negotiations pursuant to *N.J.S.A. 10:4-12 (7)*

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT THE REGULAR MEETING HELD ON JANUARY 8, 2024.

JENNIFER KIERNAN
MUNICIPAL CLERK

TOWNSHIP OF VERONA
COUNTY OF ESSEX, STATE OF NEW JERSEY

RESOLUTION No. 2024-___

A motion was made by Councilman Tamburro; seconded by Councilwoman Holland that the following resolution be adopted:

**TRANSFER OF PERSON-TO-PERSON PLENARY RETAIL CONSUMPTION
LICENSE TO JIMMY'S RESTAURANT, LLC**

WHEREAS, an application has been filed for a Person-Person Transfer of Plenary Retail Consumption License #0720-33-006-014 heretofore issued to AMADEO, INC.; and

WHEREAS, the submitted application form is complete in all respects, the transfer fees have been paid, and the license has been properly renewed for the current license term; and

WHEREAS, the applicant is qualified to be licensed according to all standards established by Title 33 of the New Jersey Statutes, regulations promulgated thereunder, as well as pertinent local ordinances and conditions consistent with Title 33; and

WHEREAS, the applicant has disclosed and the issuing authority reviewed the source of all funds used in the purchase of the license and the licensed business and all additional financing obtained in connection with the license business.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Verona does hereby authorize the Municipal Clerk to approve, effective this, the eighth day of January, 2024, the transfer of the aforesaid Plenary Retail Consumption License to JIMMY'S RESTAURANT, LLC, and authorizes the Municipal Clerk to endorse the license certificate to the ownership pursuant to State statute.

ROLL CALL:

AYES:

NAYS:

ABSENT:

ABSTAIN:

THIS IS TO CERTIFY THAT THE FOREGOING IS A TRUE AND EXACT COPY OF A RESOLUTION ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF VERONA AT A REGULAR MEETING HELD ON JANUARY 8, 2024.

**JENNIFER KIERNAN
MUNICIPAL CLERK**