

MONTCLAIR, NEW JERSEY

April 29, 2014

The Council of the Township of Montclair, in the County of Essex, met in the Council Chamber in the Municipal Building, 205 Claremont Avenue, for a Regular meeting at 6:00 P.M.  
Present: Mayor Jackson, Deputy Mayor Russo, Councilors Baskerville, Hurlock, McMahon, Schlager, and Spiller  
Absent: None

STATEMENT OF SUNSHINE NOTICE  
ROLL CALL

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On motion made by Mayor Jackson and duly seconded, the minutes of April 5 and April 8, 2014 were approved by unanimous vote.

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PROCLAMATIONS

Councilor Baskerville presented the proclamation to Mr. Dignan, 9 Windsor Place, Glen Ridge representing this group. On motion made by Councilor Baskerville and duly seconded the following proclamation was adopted by unanimous vote:

*WHEREAS* Preeclampsia, including HELLP syndrome and eclampsia, is a dangerous condition of pregnancy that can, in its severest form, lead to maternal and/or infant mortality or premature birth with significant health risks for the mother and baby; and

*WHEREAS* As many as 320,000 cases of preeclampsia are diagnosed in America every year with approximately 25% resulting in severe, life-threatening consequences to a pregnant woman and her baby; and

*WHEREAS* Public education as to the signs and symptoms of preeclampsia, HELLP syndrome and eclampsia can help women recognize the condition and seek appropriate medical care; and

*WHEREAS* Prenatal education should include recognition of those signs and symptoms such as spikes in maternal blood pressure, sudden swelling of face and hands, severe upper abdominal pain, blurred vision, persistent headaches, and breathlessness; and

*WHEREAS* Many citizens of Montclair have joined with the Preeclampsia Foundation to raise public awareness in order to minimize maternal and infant illness and death due to preeclampsia; now therefore

**BE IT RESOLVED** that the Council of the Township of Montclair, in the County of Essex, does hereby proclaim May 2014 as **Preeclampsia Awareness Month** and supports the Preeclampsia Foundation's efforts to reduce maternal and infant illness and mortality due to preeclampsia and related hypertensive disorders of pregnancy.

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Councilor Hurlock presented this proclamation to Edward Robbin, 530 Valley Road, President, Friends at the Bellevue Avenue Branch library in recognition of the library's centennial. On Motion made by Councilor Hurlock and duly seconded the following proclamation was adopted by unanimous vote:

*WHEREAS* The National Historic Landmark Andrew Carnegie Bellevue Avenue Library is celebrating its centennial in 2014 with a yearlong series of educational and entertaining community events; and

*WHEREAS* The Bellevue Avenue Library is one of Montclair's most architecturally distinctive and historically significant buildings, closely connected to the development of the town, and has long been an iconic community landmark on the corner of Bellevue and Norwood Avenues. The Bellevue Avenue Library enhances the quality of the surrounding architecture and it's an important part of Montclair's cultural and educational landscape by serving many generations of students from nearby schools; and

*WHEREAS* The Bellevue Avenue Library was built in 1914 with a generous grant from the Andrew Carnegie Corporation, designed by Francis Augustus Nelson in the Neo-Classical Revival style, and modeled after other Carnegie Libraries, which allowed the public unprecedented access to browse through the books unassisted. Through the years, many generous supporters, volunteers and benefactors, including the Friends of Bellevue Avenue Library and the Montclair Public Library Foundation, have contributed significantly to the growth and development of the Bellevue Avenue Library to make it what it is today; and

*WHEREAS* Over the years, the Bellevue Avenue Library and the Montclair Public Library system have grown and evolved in both building size and services to accommodate the ever-changing needs and tastes of the population being served. Under the leadership of Montclair Public

Library's Director and Board of Trustees, the Bellevue Avenue Library has adapted to the changes in technology that have redefined what it means to be a library, while maintaining the traditions and virtues associated with the collection of printed books and the information and inspiration they contain; now therefore

*BE IT RESOLVED* that the Mayor and Council of the Township of Montclair, on behalf of the residents and library patrons, congratulate the Bellevue Avenue Library on the Library's centennial and thank the board members, staff and volunteers for all their hard work and wish them continued success in preserving, promoting and preparing the Bellevue Avenue Library for its second centennial of service.

*"Verba Volant, scripta manent"*

*(spoken words fly away, written words remain)*

\*\*\*\*\*

Councilor Schlager presented the proclamation to Sammi Siegel and Elena Tsemberis Montclair High School students for their critical efforts regarding handicapped accessible parking. On motion made by Councilor Schlager and duly seconded the following proclamation was adopted by unanimous vote:

*WHEREAS* Millions of Americans live with disabilities; many other Americans will become disabled at some point in their lives. To integrate people with disabilities more fully into every aspect of life, our country is working to advance greater freedoms at work, in schools, and throughout communities. Assuring and increasing the quality and availability of public infrastructure are important steps in reaching these goals; and

*WHEREAS* The Council's Advisory Committee for People with Disabilities was asked to consider the Township's public parking facilities and assess whether they met the spirit of the Americans with Disabilities Act and the Township's avowed commitment to the disabled community; and

*WHEREAS* Upon learning of this project, Sammi Siegel and Elena Tsemberis of the High School's Civics and Government Institute immediately volunteered to inventory all the public parking facilities in the Township, verify their accuracy and make suitable and achievable recommendations to the Committee and the Township Council; and

*WHEREAS* the completion of this analysis and the important recommendations would not have been possible without the hard work and dedication of volunteers, Sammi Siegel and Elena Tsemberis; now therefore

*BE IT RESOLVED* that the Mayor and Council of the Township of Montclair, in the County of Essex, recognize and thank

*Sammi Siegel and Elena Tsemberis*

for volunteering their time and talent and wish them continued success in their future endeavors. We urge others to follow their example of effecting change by becoming informed, involved and engaged.

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**BUDGET HEARINGS**

**PUBLIC LIBRARY**

Receive: David Hinckly, Director

# Memorandum

**To:** Marc Dashield, Montclair Township Manager  
**CC:** Wil Adkins, President, Montclair Public Library Board of Trustees  
Lois Whipple, Treasurer  
**From:** David Hinkley, Library Director  
**Date:** 11/26/2013  
**Re:** Library Capital Needs 2013-2014

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Dear Marc:

Library capital needs brought forward in 2013 and 2014 focus on energy saving investments at the main library, an emergency generator at the Bellevue facility sufficient to run the building 100% off-grid, and safeguarding the building envelopes of both facilities, focusing on Bellevue Avenue branch facility.

Capital monies requested for both years combined total \$256,000 or \$128,000 per year annualized. Recognizing the township's fiscal constraints, the Library made no capital requests in 2010, 2011 or 2012, (excepting an emergency appropriation to replace a main library sump pump and a failed chiller at the branch in 2012 totaling roughly \$13,000).

Therefore, the township's fiscal constraints, the average annual appropriation over the 5 year 2010-2014 period would be \$54,000 if the \$256,000 is appropriated.

The 2013-2014 projects variously:

- Lead to long term energy savings with short payback periods
- Safeguard the physical facilities in emergency situations which could otherwise lead to building disasters
- Seal the building envelope of a library facility listed on the state and national historic registers.
- Invest in essential basic infrastructure and save money by obviating the cost of damage and future repairs.

The Township may also wish to consider the role of Bellevue as an emergency center which could function off the grid during power outages in its generator cost.



Summary:

Main Library Storm Line Replacement:	\$10,000
Main Library Huber Optic Window Film	\$33,000*
Bellevue Branch Generator	\$36,000
Bellevue Branch Drainage	\$27,000
Bellevue window, exterior brick, interior restoration, and door replacement	\$134,000
Bellevue Professional Services	\$16,000
<b>TOTAL</b>	<b>\$256,000</b>

\*The total energy savings investment before receipt of energy reimbursement rebates is \$65,000. Energy reimbursement rebates may effectively reduce that total to \$13,000.

**LIBRARY CAPITAL PROJECTS 2013 - 2014:**

1. **\$65,000** to apply Huber Optic Window Film to the main library window wall. Anticipated annual utility bill savings estimated to be approximately \$10,694 or 5% of the main library's annual energy costs. NJ Clean Energy rebate incentive ranges from 40% to 80% of the project cost, to be determined only after the rebate application is filed. Therefore the cost to the township would range from \$13,000 to \$39,000 with rebate approval and simple operational savings payback could come as quickly as 18 months.  
  
See attached documents.
2. **\$10,000** to replace and increase line diameter of damaged storm line at main library. Quote attached.
3. **\$35,840** for a natural gas generator unit to be installed at the Bellevue Avenue Branch. that would run the branch as it would on any other day. Proposal attached.

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4. **\$176,000** exterior of the Bellevue Avenue Branch and drainage. Rain water is entering the building at specific locations through the south façade and the entire masonry exterior should be restored. Some interior plaster and an exterior door need to be replaced. The original windows need serious work.

Basement flooding can still occur during extreme storms and must be addressed.

Morse Zehnter Associates have prepared a proposal for \$12,000 to develop drawings, specifications and assistance in preparing bid documents as well as evaluating bids for the masonry and exterior door work. The Library has budgeted \$12,000 from operational funding to execute the proposal.

Morse Zehnter estimates that their cost to develop drawings, specifications and assistance in preparing bid documents as well as evaluating bids to be \$16,000 for the restoration of the austral windows and interior.

See attached proposal.

Morse Zehnter estimates the cost of the exterior work to be \$47,000.

Morse Zehnter estimates the cost of the window and interior work to be \$86,000

Morse Associates approve attached drainage estimate of \$27,000

See attached letters and project budget summaries:

Total Bellevue construction budget:	\$160,000
Professional architectural services outstanding:	\$16,000
<b>Total Bellevue Avenue Project:</b>	<b>\$176,000</b>

Please let me know if you require any additional information or if you would like me to meet with township officials at any time.

Best regards,

David Hinkley, Library Director

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The Montclair Public Library (MPL) is requesting a \$85,000 restoration of municipal support in 2014 for a total municipal allocation of \$3,134,312.

The requested 2014 appropriation is \$715,000 less than the library received from the township in 2008.

The MPL continues to offer higher levels of service as measured by circulation, visits, and program attendance than it did in 2008 despite reduced funding and staffing levels.

Mr. Hinckly landed a phenomenal staff and Board of Trustees

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**MUNICIPAL COURT**

Receive: Judge Ken Strait and Joyce Hayes, Court Administrator

**Performance Measures July 2012 through December 2013**

**Number of credit card transactions-credit card implementation pending**

**Number of Parking Violations Processed**

The figures listed below represent the number of cases subject to review and disposition in order to reach our goal.

\*Backlog last 6 months of 2012      \*Backlog last 6 months of 2013

Jul.	639	Jul.	0
Aug.	548	Aug.	87
Sept.	617	Sept.	186
Oct.	676	Oct.	160
Nov.	754	Nov.	250
Dec.	725	Dec.	393

\*Backlog is defined as any case not disposed of within 60 days of issuance.

Backlog was reduced to zero in July, 2013 and currently remains substantially lower than the previous year. Workload has increased causing a delay in analyzing monthly reports.

**Number of days to process Expungements\***

\* An expungement, as it pertains to the court, is the removal of all records on file concerning a person's apprehension, arrest, detention, trial or disposition of an offense within the criminal justice system. All records must be processed in the computer system, and redacted from docket books, calendars, log sheets and recording media as if they never existed.

July 2012	December 2013
13 pending-no process	10 pending-no process
35 partially processed	35 partially processed

4-5 full days are needed to process current expungements. There has been little change between 2012 and 2013 due to previous reduction in court staff through the years.

**Add to Matrix Outcomes-Records Management**

- Purging-Removing and destroying closed case files pursuant to Court Rule, thereby improving file management and maximizing storage.

**Add to Matrix Performance Measures**

- Implementation of weekly routine purging

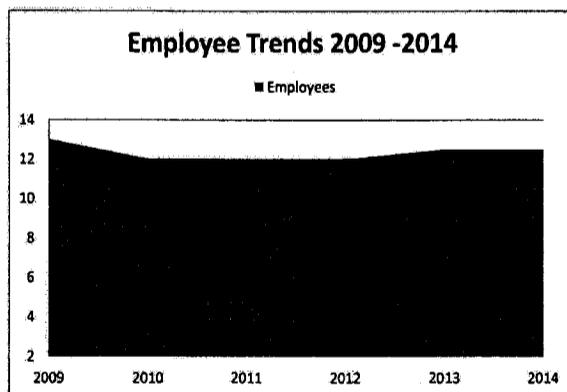
The Court anticipates substantial improvement in all areas upon hiring a part time Principal Clerk. Advertising for the position will commence in the next week.

MUNICIPAL COURT PERFORMANCE MATRIX

<p style="text-align: center;"><b>Financial</b> <i>(The Cost to the Tax Payer)</i></p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Salary &amp; Wages</td> <td style="text-align: right;">647,154.61</td> </tr> <tr> <td>Other Expenses</td> <td style="text-align: right;">56,660.00</td> </tr> <tr> <td><b>Total Appropriations</b></td> <td style="text-align: right; border-top: 1px solid black; border-bottom: 3px double black;"><b>703,814.61</b></td> </tr> <tr> <td>Misc. Departmental Revenues</td> <td style="text-align: right;">703,814.61</td> </tr> <tr> <td>Misc. General Revenues</td> <td style="text-align: right;">703,814.61</td> </tr> <tr> <td><b>Cost to the Tax Payers</b></td> <td style="text-align: right; border-top: 1px solid black; border-bottom: 3px double black;"><b>0.00</b></td> </tr> </table>	Salary & Wages	647,154.61	Other Expenses	56,660.00	<b>Total Appropriations</b>	<b>703,814.61</b>	Misc. Departmental Revenues	703,814.61	Misc. General Revenues	703,814.61	<b>Cost to the Tax Payers</b>	<b>0.00</b>	<p style="text-align: center;"><b>Personnel/Technology</b> <i>(Current Conditions)</i></p> <table style="width: 100%; border-collapse: collapse;"> <tr> <td style="width: 70%;">Number of Full Time Employees</td> <td style="text-align: right;">11</td> </tr> <tr> <td>Number of Part Time Employees</td> <td style="text-align: right;">1</td> </tr> <tr> <td colspan="2" style="text-align: center; padding-top: 20px;"><b>Additional Resources Proposed</b></td> </tr> <tr> <td colspan="2" style="text-align: center;">None</td> </tr> </table>	Number of Full Time Employees	11	Number of Part Time Employees	1	<b>Additional Resources Proposed</b>		None	
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<p style="text-align: center;"><b>Outcomes</b></p> <ul style="list-style-type: none"> <li>• Increase Customer Satisfaction by             <ul style="list-style-type: none"> <li>○ Reducing Parking Violation Backlog</li> <li>○ Reducing Processing Time for Expungements</li> </ul> </li> </ul>	<p style="text-align: center;"><b>Performance Measures</b></p> <ul style="list-style-type: none"> <li>• Number of Parking Violations Backlog Processed</li> <li>• Expungements pending/ partially processed</li> </ul>																				
<p style="text-align: center;"><b>Results</b></p>	<p>Parking Violations Backlog 2012 -3,959 Cases Parking Violations Backlog 2013 -1,076 Cases</p> <p>Expungements pending 2012 – 13 Cases Expungements pending 2013 – 12 Cases</p> <p>Expungements partially processed 2012 – 35 Cases Expungements partially processed 2013 – 35 Cases</p>																				

MUNICIPAL COURT

Municipal Court	2013	2014	Difference	Percent	Service Area
Salary & Wages	634,154.61	647,154.61	13,000.00	2.05%	Mandated Services
Other Expenses	58,310.00	56,660.00	-1,650.00	-2.83%	



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**UTILITIES (WATER & SEWER)**

Receive: Gary Obszarny, Director

Financial <i>(The Cost to the Rate Payer)</i>		Personnel/Technology <i>(Current Conditions)</i>	
Salary & Wages	1,814,947.00	Number of Full Time Operational Employees	12
Other Expenses	4,999,310.00	Number of Full Time Administrative Employees	2
<b>Total Appropriations</b>	<b>6,814,257.00</b>	(Note: Administrative Functions Charged to Current Fund)	
Misc. Departmental Revenues	532,757.00	Additional Resources Proposed None	
Outside Rate Payers	354,893.00		
	887,650.00		
<b>Cost to the Rate Payers</b>	<b>5,926,607.00</b>		
<b>Outcomes</b>		<b>Performance Measures</b>	
<ul style="list-style-type: none"> <li>Improve Water System Reliability</li> <li>Increase the Use of Automated Meter Readings</li> <li>Maintain Water Quality</li> </ul>		<ul style="list-style-type: none"> <li>Linear Foot of Water Mains Replaced/Cleaned</li> <li>Number of Accounts Read by Automated Meters</li> <li>The Amount of "DBP" in the water</li> </ul>	
<b>Results</b>		The amount of "DBP" in the water 2012 - 56.7 parts per billion The amount of "DBP" in the water 2013 - 51.21 parts per billion Water mains installed 2013 - 1,200 feet Number of Main Breaks 2012 - 11 Number of Main Breaks 2013 - 3	

Water Utility					
Water Operating	2013	2014	Difference	Percent	Service Area
Salary & Wages	1,200,000.00	1,107,940.00	-92,060.00	-8.00%	Essential Service 2
Other Expenses	2,982,510.00	3,088,260.00	105,750.00	4.00%	
<b>Water Commercial</b>					
Salary & Wages	614,947.00	635,000.00	20,053.00	3.00%	
Other Expenses	63,000.00	55,000.00	-8,000.00	-12.70%	
Capital Improvement Fund	50,000.00	50,000.00	0.00	0.00%	
Debt Service	1,573,800.00	1,523,800.00	-50,000.00	-3.18%	
Pension Contributions	157,000.00	157,000.00	0.00	0.00%	
Social Security	173,000.00	173,000.00	0.00	0.00%	

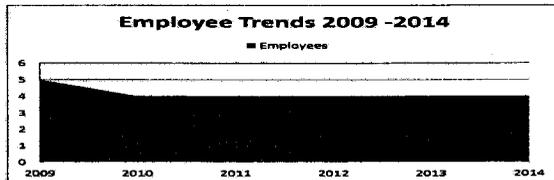
**Employee Trends 2009 - 2013**

Year	Employees
2009	12
2010	12
2011	12
2012	12
2013	11

Financial <i>(The Cost to the Rate Payer)</i>		Personnel/Technology <i>(Current Conditions)</i>	
Salary & Wages	515,000.00	Number of Full Time Employees	4
Other Expenses	4,416,175.00	(Note: Administrative Functions Charged To Current Fund)	
<b>Total Appropriations</b>	<b>4,931,175.00</b>	Additional Resources Proposed None	
Misc. Departmental Revenues	510,708.00		
	510,708.00		
<b>Cost to the Rate Payers</b>	<b>4,420,467.00</b>		
<b>Outcomes</b>		<b>Performance Measures</b>	
<ul style="list-style-type: none"> <li>Maintain the Aging Infrastructure</li> <li>Identify Water Infiltration</li> </ul>		<ul style="list-style-type: none"> <li>Linear Foot of Line Cleaned</li> <li>Number of Manhole Covers Replaced</li> <li>Linear Foot lined</li> </ul>	
<b>Results</b>		Linear feet Cleaned 2013 - 36,000 feet Number of manhole covers replaced 2013 - 180 manhole covers Linear feet of pipe lined 2013 - 16,747 feet	

**SEWER UTILITY**

Sewer Utility	2013	2014	Difference	Percent	Service Area
Salary & Wages	515,000.00	515,000.00	0.00	0.00%	Essential Service 2
Other Expenses	443,075.00	447,075.00	4,000.00	1.00%	
<b>Passaic Valley Sewer Commission</b>	<b>3,521,145.00</b>	<b>3,621,900.00</b>	<b>100,755.00</b>	<b>3.00%</b>	
Third River Sewer	1,400.00	1,500.00	100.00	7.00%	
2 <sup>nd</sup> River Sewer	44,000.00	45,000.00	1,000.00	2.00%	
Capital Improvement Fund					
Debt Service	247,672.00	242,900.00	4,772.00	1.96%	
Pension Contributions	28,300.00	28,300.00	0.00	0.00%	
Social Security	26,000.00	26,000.00	0.00	0.00%	
Unemployment	3,500.00	3,500.00	0.00	0.00%	



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**NISHUANE WELL REPORT:** Marc Dashield, Township Manager  
Gary Obszarny, Director of Utilities

**NISHUANE WELL REPORT**  
**TO TOWNSHIP COUNCIL**  
April 29, 2014

Presented by: Montclair Water Bureau Director Gary Obszarny

**RESILIENCE**

*"Resilience is the ability of a community to withstand shocks while still maintaining its essential functions, and to recover quickly and effectively. Simply put, resilience is what enables a municipality to survive, adapt, and thrive in the face of sudden catastrophe or stresses."*

Resilience for communities like Montclair means reducing our vulnerability and increasing preparedness for coming disruptions by linking planning, mitigation, and adaptation.

\*Source: www.resilientamerica.org

## CONSUMPTION/CONVEYANCE

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### Average Day (2013):

◆ Montclair Residents	5.314 MGD
◆ Water conveyed for Glenridge Borough	0.870 MGD
◆ Water conveyed for Passaic Valley Water Commission	0.038 MGD
◆ Water provided to New Jersey American Water	0.240 MGD

Montclair  
WATER BUREAU

## WATER SOURCES

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### Average Day (2013):

◆ Municipal ground wells	1.228 MGD
◆ Glenfield Well	.774 MGD
◆ Lorraine Well	.027 MGD
◆ Rand Well	.246 MGD

Purchased water:	77%
Well water:	23%

Montclair  
WATER BUREAU

## What is "firm capacity"?

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### NJ DEP Division of Water Supply & Geoscience:

**FIRM CAPACITY** – Adequate pumping equipment and/or treatment capacity (excluding coagulation, flocculation and sedimentation) to meet peak daily demand, when the largest pumping unit or treatment unit is out of service. The value is represented in MGD (million gallons daily).

Montclair  
WATER BUREAU

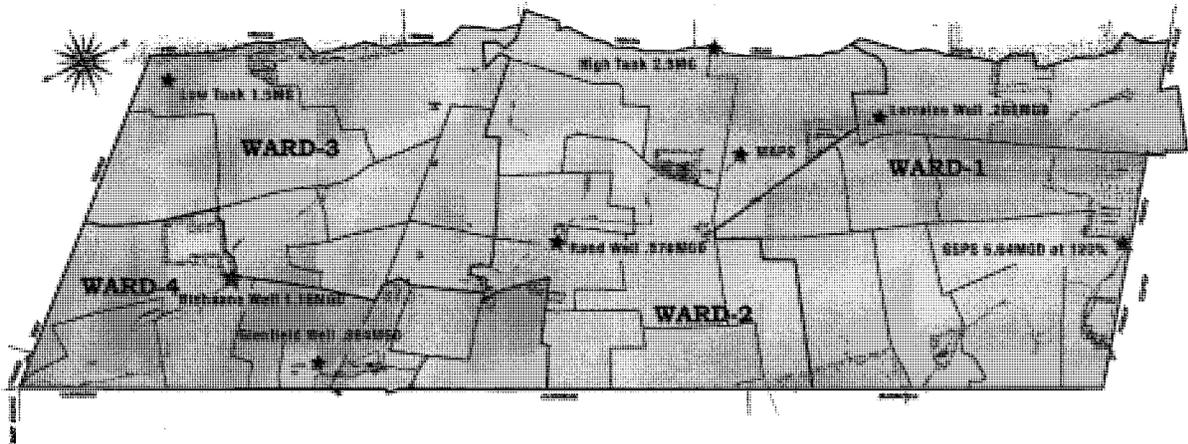
## Permitted Allocation

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### Total Firm Capacity:

Lorraine Well	.288 MGD
Rand Well	.576 MGD
Wanaque Reservoir (PEAK MONTH 120%)	5.64 MG
Glenfield Well	.864 MGD <b>X</b>
(Potential new source – Nishuane Well	1.18 MGD)

Montclair  
WATER BUREAU



**What is an "adequate supply" of water?**

**Wanaque Reservoir Allocation:**

Average Yearly Day = 4.70 MG  
Current State requirement: Peak Month 120% = 5.64 MG  
Previous State requirement: Peak Day 150% = 7.05 MG

Montclair  
WATER BUREAU

**March 27, 2014: "Inadequate Water Supply"**

**State of New Jersey, Department of Environmental Protection,  
Division of Water Supply & Geoscience:**

The Montclair Water Bureau has a deficit in at least one of its daily, monthly, or yearly limits.

"Please be advised that a purveyor with insufficient capacity who is not actively pursuing additional supplies may be determined by the Department under N.J.S.A. 58:1A-14 as being 'inadequate to serve its users' and be subject to a Departmental Administrative Order to 'develop or acquire additional water supplies sufficient to provide that service'."

Montclair  
WATER BUREAU



State of New Jersey

Department of Environmental Protection  
Mail Code 401-04Q

Division of Water Supply & Geoscience  
Water System Operations Element  
Bureau of Water System Engineering  
401 E. State Street - P.O. Box 420  
Trenton, New Jersey 08625-0420  
Tel #: (609) 292-2957 - Fax #: (609) 633-1495  
http://www.nj.gov/dep/watersupply/

CHRIS CHRISTIE  
Governor  
KIM GUADAGNO  
Lt. Governor

BOB MARTIN  
Commissioner

March 7, 2014

Gary Obszamy  
Montclair Water Bureau  
54 Watchung Avenue  
Montclair, NJ 07043

Re: Montclair Water Bureau, PWSID NO. NJ0713001  
Inadequate Water Supply

Dear Gary Obszamy:

The Bureau of Water System Engineering (Bureau) has recently updated the Division of Water Supply and Geoscience's Public Water System Deficit/Surplus Table for your water system (available on the web at [www.nj.gov/dep/watersupply/pws.html](http://www.nj.gov/dep/watersupply/pws.html)). According to the Deficit/Surplus Table, the Montclair Water Bureau has a deficit for at least one of its daily, monthly, or yearly limits (see attached table) as defined in N.J.A.C. 7:27B-1.1(a)(2)(ii).

As a result of this determination, this Bureau will not accept any applications for Water Main Extension or connection permits to the existing system which have an associated water demand. In addition, pursuant to N.J.A.C. 7:10-11.10(b)(4), any connections or extensions to the water system with a water demand which do not need a permit from this Bureau may not be undertaken. Until the water system deficit is corrected, no new development projects with a water demand are allowed, only water main repairs and replacement may proceed.

Please be advised that a sewerage with insufficient capacity which is not actively pursuing additional supplies may be determined by the Department under N.J.S.A. 58:14-14 as being "inadequate to serve its users" and be subject to a Departmental Administrative Order to "divert or acquire additional water supplies sufficient to provide that service". Therefore, it is strongly recommended that you develop a plan and schedule to provide an adequate supply. Although under certain conditions the Department may agree to allow specific projects to be connected while a water system is implementing a program by which additional, guaranteed water will become available, the Department strongly recommends that water systems take proactive steps to acquire sufficient water supply to meet anticipated growth far in advance of a project's need for water supply.

Should you have any questions concerning this matter, please contact Xenia Feliz at (609) 292-2957 or by e-mail at [Xenia.Feliz@dep.state.nj.us](mailto:Xenia.Feliz@dep.state.nj.us). When contacting the Department, please reference the PWSID No. NJ0713001 and Letter No. WCP140001.

Sincerely,

Section Chief, Engineering South Section  
Bureau of Water System Engineering

Enclosure  
cc: Northern Bureau of Water Compliance and Enforcement  
Mayor and Council of Montclair Twp  
NJEMSdef\_deficit\_surplus\_no\_capacity\_010914

PWSID #: 0713001  
County: Essex  
Name: Montclair Water Department

Peak Capacity: 4,800 MGD

Allocation Limits:  
(Monthly) 81,500 MGD  
(Yearly) 958,000 MGY

Five-Year Peak Demand:  
(Daily) 7,212 MGD  
(Monthly) 223,879 MGM  
(Yearly) 2,686,484 MGY  
Year: 2011

Last Updated: 12/05/13  
Updated By: X.F.

Contract Limits:  
(Monthly) 258,840 MGD  
(Yearly) 2,571,900 MGY

Allocated Demand:  
(Daily) 0,145 MGD  
(Monthly) 2,310 MGM  
(Yearly) 18,120 MGY

Total Peak Demand:  
(Daily) 7,357 MGD  
(Monthly) 226,189 MGM  
(Yearly) 2,699,612 MGY

Total Limits:  
(Monthly) 340,340 MGD  
(Yearly) 3,927,900 MGY

Deficit/Surplus:  
(Monthly) 138,894 MGM  
(Yearly) 1,379,000 MGY

Five-Year Peak Demand:  
(Daily) 0,067 MGD

WAP Number: 5245

Bureau of Safe Drinking Water Comments:  
Updated up to Sept. 2013.

Bureau of Water Allocation Comments:

MONTCLAIR'S OPTIONS

- ◆ Nishuane Well with current design
- ◆ Nishuane Well with \$200,000 with building & site enhancements
- ◆ Treatment at Oak Street, stripper building, gazebo design
- ◆ Glenfield well location, no stripper building, gazebo design
- ◆ Lease/purchase water

Montclair  
WATER BUREAU



### ***NISHUANE WELL, CURRENT DESIGN***

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- ◆ \$2.1 million cost
- ◆ 1.12 MG additional water
- ◆ .864 MG firm capacity
- ◆ Well currently permitted
- ◆ Construction permitted

Montclair  
WATER BUREAU

### ***NISHUANE WELL with \$200,000 building & site enhancements***

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- ◆ \$2.3 million cost
- ◆ 1.12 MG additional water
- ◆ .864 MG firm capacity
- ◆ Well currently permitted
- ◆ Construction permitted with additional labor/materials

Montclair  
WATER BUREAU

### ***TREATMENT AT OAK STREET stripper building, gazebo design***

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- ◆ \$3.35 million cost
- ◆ 1.12 MG additional water
- ◆ .864 MG firm capacity
- ◆ Well permit requires modifications – new construction permit
- ◆ Additional Nishuane Park space required at 2 sites
- ◆ Additional public hearings required

Montclair  
WATER BUREAU

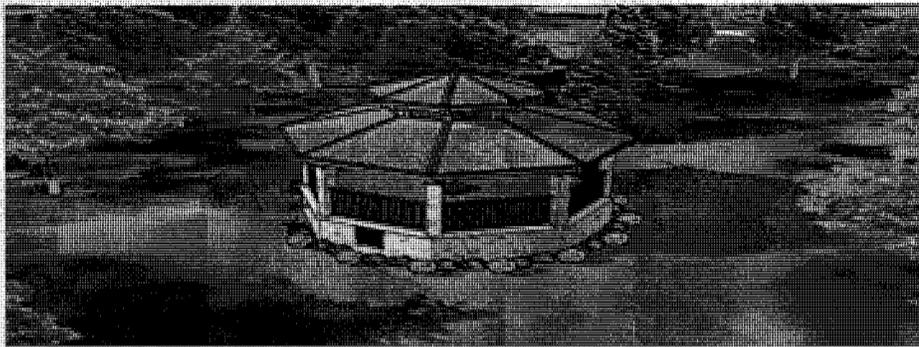
**GLENFIELD WELL LOCATION (no stripper building, gazebo design)**

- \$4.1 million cost
- 1.12 MG additional water
- .864 MG firm capacity
- Well permit requires modifications – new construction permit
- Additional Glenfield Park space required
- Additional public hearings required
- 5,000' raw water pipe
- 2,500' finished water pipe



**GAZEBO DESIGN**

20' X 20' conceptual design



**COST COMPARISON TO LEASE OPTION (per 100 gallons)**

Lease Option Total cost per year (1995)	Lease Option	Minimum as a \$2.1 cost	Maximum \$2,000 \$2.3 cost	Grab 60' building \$3.35 cost	Glenfield \$4.1 cost
Year 1: \$475,245	\$0.131	\$0.051	\$0.055	\$0.107	\$0.122
Year 2: \$484,037	\$0.132	\$0.051	\$0.055	\$0.107	\$0.122
Year 10: \$524,143	\$0.143	\$0.051	\$0.055	\$0.107	\$0.122
Year 20: \$595,222	\$0.152	\$0.027	\$0.027	\$0.037	\$0.037

\* All 3% increase/yr.  
 7% interest rate on construction costs over 20 years.  
 Included in price per 100 gallons, operations at \$10,000/month running 12 months.



\*\*\*\*\*

Mr. Dashield noted that this presentation and questions and answers relates to this proposed project will be posted on the township's website by April 30, 2014. The Council will consider which alternative to pursue at a Council meeting in June.

\*\*\*\*\*

**COUNCIL COMMITTEE REPORTS**

Economic Development: Mayor Jackson reported that credit cards will now be accepted at the Crescent Deck.

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PUBLIC COMMENT

Rich Galioto, speaking on behalf of a landscaper group, asked when the Council would respond to the use of gas powered leaf blowers within the Township.

Edward Robbin, 530 Valley Road, President, Friends of the Bellevue Avenue Branch library, announced that this group provides over 20 volunteers who offer 35 hours of support to the library each week. He asked the Council to consider the library's 2014 budget request which will provide four additional hours of service to Montclair residents. He offered the following letter for the record.

**STATEMENT MADE AT APRIL 29, 2014 COUNCIL MEETING REGARDING  
PROCLAMATION CELEBRATING BELLEVUE AVENUE LIBRARY CENTENNIAL AND  
MONTCLAIR PUBLIC LIBRARY BUDGET REQUEST**

My name is Edward Robin. I reside at 530 Valley Road, Apt. 6T, in Montclair. I serve as President of the Friends of the Bellevue Avenue Library (FBAL). FBAL thanks the Mayor and Council for adopting a proclamation celebrating the Centennial of the Bellevue Avenue Library (BAL). Only a few years ago, BAL was closed and a committee was formed to look into alternate uses. At the time, it seemed unlikely that BAL would celebrate its centennial. However, a group of residents formed to create FBAL and to search for ways to keep BAL open. We proposed that the Library could be reopened with the help of volunteers.

With support from the Library Board of Trustees and the Montclair Public Library Foundation, Library Director David Hinkley created and implemented a model incorporating dedicated staff and volunteers and new technology that made it possible for BAL to reopen. The Council's proclamation honors the staff and the volunteers. Currently, there are some 20 volunteers who put in 35 hours a week serving the public. One of Montclair's outstanding historic landmarks has been preserved and BAL has been restored to its role in the educational and cultural life of our community.

The Montclair Public Library (MPL) has requested an increase of \$85,000 in the operating budget. Part of this increase would go to restoring hours at both the Main Library and BAL that were lost as a result of the budget cuts made in 2009. FBAL strongly supports the MPL budget request. If approved by the Council, the additional funds would allow BAL to serve the public Monday through Saturday. While we are mindful that the Council must balance competing needs, we believe that MPL has demonstrated that the municipal funds made available for library services generate a substantial return for the money invested.

MPL is not just about books and other media. It is also the home of a wide variety of cultural activities. In recent years, MPL has substantially increased the availability of free on-line resources. As all of you recall, MPL served as a place of refuge for many in our community during Hurricane Sandy. The \$85,000 will repay many dividends to our community.

We also wish to comment briefly on BAL's Capital Budget needs. BAL has significant needs related to drainage, window restoration and exterior bricks. The Capital Budget will be taken up later, but we hope that the Council will give consideration to these needs.

FBAL has launched a series of programs to celebrate the Centennial. A flyer with our May programs is available in the back. Some of our programs are being done in cooperation with the Montclair Art Museum, which also has its Centennial this year. Our next program is Thursday, May 1, on the history of BAL. It is being presented at the Montclair Art Museum. Among the other programs we will be presenting in May is a

**Concert featuring early 19<sup>th</sup> Century American music. This concert will be presented on Thursday, May 28, at the Bellevue Avenue Library. We are also planning more programs in the summer and fall to celebrate the Centennial.**

Jack Drucker, 135 Squire Hill Road, volunteer and Secretary of the Friends' group thanked the Council and all those who have supported the library in the past.

Francesca Elms, 135 Squire Hill Road, Bellevue Avenue Branch volunteer, expressed appreciation to Councilor Hurlock and his beautification outreach committee for providing plantings in the court yard of the Bellevue Avenue Branch library.

Greg Pasons, 126 Chestnut Street, asked the Council to support "Make Music Day" in the Township. He requested a proclamation to declare June 21<sup>st</sup> as "Make Music Day" in the municipality.

Irving Geddis, 19 Stanford Place expressed opposition to the proposed Nishuane Well Project. He also reported that the South End Business District needs attention.

Amy Beshara, 106 Pine Street, music educator reiterated support for "Make Music Day."

Ed Carine, 277 Grove Street, also requested a "Make Music Day" proclamation.

Shana Stein, 43 Franklin Place and Monica Labosky, 22 Euclid Place, members of the Montclair Education Association presented the following letter and petition signed by 102 residents.

Mayor Robert Jackson  
Montclair Municipal Building  
205 Claremont Avenue  
Montclair, NJ 07042

April 29, 2014

Dear Mayor Jackson,

We are the "MEA 250". We are the members of the Montclair Education Association who reside in Montclair and are proud to work in the Montclair Public Schools.

We are mothers, fathers, grandparents, sons, daughters, sisters, brothers, aunts and uncles. We are your neighbors. Some of us are lifetime Montclair residents, and others are newer Montclair residents who plan to settle here for the long-term, and hope our children can do the same. Some of us have even come back to Montclair after detours, to start families because of the experiences we had as children growing up in the Montclair Public Schools. We are parents of school-aged children in the Montclair Public Schools. We are taxpayers. We are voters.

We are writing to ask you to fulfill your campaign promise to support public education by appointing members [and holding them accountable] to the Board of Education that reflect Montclair's progressive educational values.

As citizens of this town and as members of the MEA, we fulfilled our promise to support your candidacy and your platform by going to the polls. We did so because of your promise to support public schools. However, we believe the current direction of the Montclair Public Schools under its current leadership is not only disinterested in supporting our schools, but is interested in dismantling all that Montclair has become known for, nationally.

In the past, Montclair has been studied, examined and found to be a model of forward thinking, progressive education. The schools have been nationally recognized for a variety of programs and offerings, not to mention the magnet school system, which has been at the forefront of racially desegregating the school system. These progressive values have made countless families, including our own visit, settle, and return to Montclair because this is the same Montclair that we want for our children. But this is no longer the Montclair we see, nor the Montclair we wished to settle and raise our children in. We are no longer nationally recognized for the tremendous standards we have set. We are now recognized as being a community divided and conquered by the current BOE leadership and Superintendent who have not actually listened to what community members and professionals have stated ad infinitum. Month after month, meeting after meeting, townfolk and professionals are simply ignored. This is now how Montclair is recognized.

There are stark differences in the way educators in the Montclair Public Schools and the current school leadership view education and the best way to educate our children. As parents of school-children, many of us are disturbed by the anxiety we see in our children. This anxiety is caused by developmentally inappropriate and unsound educational goals, constant test preparation, over-testing, and unconscionably, the practice of filling in circles

on plain-white paper to mimic the bubbling of scan-trons to prepare for the PARCC exams next year. This is what education in Montclair has been reduced to.

As taxpayers we are furious at the waste that is occurring in our schools. While teachers have been asked to share in the burden since 2008 (which we did, numerous times), surpluses have come ("a one time thing"...that turned into a multi-year thing) and gone. With a \$6-8 million "shortfall" in the wake of these unprecedented surpluses, necessitating a 4.4% tax increase, we once again had the narrative that public workers' contracts are largely to blame, setting the stage for more even more contentiousness next year during negotiations.

Yet, we have seen no accountability for the fiscal irresponsibility exposed at Central Services. This is exemplified by the approximately \$500,000 on assessment creation (not curriculum, as has been the narrative) that was not mandated by the state and is being sold as a way to close the achievement gap (research continually, undeniably does not support this). Additionally, approximately \$95,000 on an illegally administered survey that we have never heard from again, approximately \$130,000 on an investigation into a test-leaker that never was (we now know, with almost 100% certainty, that these exams were left vulnerable on the district website, yet there has been no accountability) and to silence 1<sup>st</sup> amendment rights. Tens of thousands of dollars on consultants have been spent, at the expense of asking those who teach and work in the schools what their professional opinions are. This does not even begin to include the nearly \$250,000 that will need to be spent on PARCC assessments next year, and the hundreds of thousands every year thereafter to maintain and continue those assessments. Is this why over \$1 million has been allocated for technology? To administer tests? Is this why the school-budget was rushed through after 3 public meetings within a week-and-a-half? Doesn't something as important as the school budget demand inquiry, input and examination on a more exacting level to give the townsfolk enough time to consider its implications?

And after all of this, what have been the actual, tangible educational gains made by the children of Montclair? Where are the actual signs of improvement? As taxpayers we ask, where is the accountability? While the magnifying glass of accountability has been placed over educators, their contracts, their "Cadillac benefits", why are those in Central Offices and on the BOE not held accountable too?

Mayor Jackson, please fulfill the promise that you made to the citizens of Montclair prior to your election. As voters, we upheld our end of the bargain. We eagerly await your continued support for public education, as you recently did with your new appointments, and by holding the BOE members accountable. Please help restore Montclair to the progressive model of education it was once known for and can become again.

Respectfully,

The MEA 250

Robin Wilson, 12 Fremont Street, West Orange stated that "Make Music Day" was not "just for musicians but benefited the entire community."

Patty Grunther, 34 Irving Street, stressed that community input (regarding the Nishuane Well, etc.) was critical; she also stated that there appears to be a negative assessment of the Fourth Ward.

William Scott, 23 Cedar Avenue, thanked Councilor Baskerville for her assistance with many issues but, especially, with the Nishuane Park Well proposal.

Cynthia Page, 25 Pleasant Avenue, urged the Council to consider the importance of the environment as it relates to the installation of a well at Nishuane Park.

Lingard Knutsen, 1 Wilford Place, stressed the need to implement conservation measures throughout the municipality.

Jordan Shelly, 33 Irving Street, asked how other communities address water shortages. She reiterated her concern regarding conservation and environmental issues.

Paul Schaeffer, 4 Duryea Road, inquired about the permit previously issued for the construction of the Nishuane Well.

Dr. Stephenson, 88 High Street, asked why a need exists for extra water. She believes this may be the result of additional development within the municipality which drives the need for additional water supply.

Ilmar Vanderer, 127 Edgemont Road, Vice President of Friends of Bellevue Avenue Branch library urged continued financial support for this "community institution."

Dr. G. Bennett, 88 High Street, believes there is "a misalignment of elected officials and their constituent's desires."

Cordelia Siporin, 6 Laurel Place, would like to see Nishuane Park preserved with its natural beauty. She also offered thanks for the support of the Bellevue Avenue Branch library.

Karen Andersen Bell, third generation resident, asked if any remediation had been carried out to the Nishuane Well. She believes that the "Fourth Ward has been made the brunt of many negative factors.

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ORDINANCES – SECOND READING/ADOPTION

The pending ordinance entitled: BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF VEHICLES AND EQUIPMENT IN AND BY THE TOWNSHIP OF MONTCLAIR, IN THE COUNTY OF ESSEX, NEW JERSEY, APPROPRIATING \$467,250 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$443,850 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.”(0-14-009) passed first reading March 4, 2014 and upon second reading the title thereof was read by the Clerk who then reported that it has been published and posted and copies had been made available to the public as required by law and that an affidavit to that effect was on file in the office of the Municipal Clerk.

Mayor Jackson asked whether anyone present wished to address the Councilors regarding the proposed ordinance.

Being no one wishing to be heard, Mayor Jackson closed the hearing.

On motion made by Mayor Jackson and duly seconded, the ordinance was adopted by unanimous vote.

\*\*\*\*\*

The pending ordinance entitled: “ORDINANCE AMENDING MONTCLAIR CODE CHAPTER 297, ARTICLE III ENTITLED "SNOW AND ICE REMOVAL" (0-14-010) passed first reading March 4, 2014 and upon second reading the title thereof was read by the Clerk who then reported that it has been published and posted and copies had been made available to the public as required by law and that an affidavit to that effect was on file in the office of the Municipal Clerk.

Mayor Jackson asked whether anyone present wished to address the Councilors regarding the proposed ordinance.

Being no one wishing to be heard, Mayor Jackson closed the hearing.

On motion made by Mayor Jackson and duly seconded, the ordinance was adopted by unanimous vote.

\*\*\*\*\*

The pending ordinance entitled: “ORDINANCE TO ESTABLISH A CAP BANK REGARDING THE 2014 MUNICIPAL BUDGET APPROPRIATION LIMITS (N.J.S.A. 40A: 4-45.14)” (0-14-011) passed first reading March 4, 2014 and upon second reading the title thereof was read by the Clerk who then reported that it has been published and posted and copies had been made available to the public as required by law and that an affidavit to that effect was on file in the office of the Municipal Clerk.

Mayor Jackson asked whether anyone present wished to address the Councilors regarding the proposed ordinance.

Being no one wishing to be heard, Mayor Jackson closed the hearing.

On motion made by Mayor Jackson and duly seconded, the ordinance was adopted by unanimous vote.

\*\*\*\*\*

The pending ordinance entitled: “ORDINANCE AMENDING CHAPTER 234-8 OF THE TOWNSHIP CODE TO ESTABLISH A REVISED FEE SCHEDULE FOR THE USE OF TOWNSHIP SWIMMING POOLS” (0-14-012) passed first reading March 4, 2014 and upon second reading the title thereof was read by the Clerk who then reported that it has been published and posted and copies had been made available to the public as required by law and that an affidavit to that effect was on file in the office of the Municipal Clerk.

Mayor Jackson asked whether anyone present wished to address the Councilors regarding the proposed ordinance.

Being no one wishing to be heard, Mayor Jackson closed the hearing.

On motion made by Mayor Jackson and duly seconded, the ordinance was adopted by unanimous vote.

\*\*\*\*\*

The pending ordinance entitled: “ORDINANCE SUPPLEMENTING CHAPTER 234 (PARKS AND PLAYGROUNDS) OF THE MUNICIPAL CODE TO REGULATE SMOKING” (0-14-013) passed first reading March 4, 2014 and upon second reading the title thereof was read by the Clerk who then reported that it has been published and posted and copies had been made available to the public as required by law and that an affidavit to that effect was on file in the office of the Municipal Clerk.

Mayor Jackson asked whether anyone present wished to address the Councilors regarding the proposed ordinance.

Being no one wishing to be heard, Mayor Jackson closed the hearing.

On motion made by Mayor Jackson and duly seconded, the ordinance was adopted by following votes.

Ayes: Councilors Baskerville, Hurlock, Deputy Mayor Russo, Schlager, Spiller and Mayor Jackson  
Nays: Councilor McMahon

Karen Blumenfield, New Jersey Global Advisors on smoke free policies, Executive Director landed the passing of this resolution making Montclair one of several other Essex County municipalities with similar restrictions.

Susan German, 188 Bellevue Avenue, urged the Council to pass this ordinance.

Councilor McMahon again expressed his concern that the ban may be unenforceable.

\*\*\*\*\*

The pending ordinance entitled: "ORDINANCE AMENDING MONTCLAIR CODE CHAPTER 337 – MOBILE VENDORS TO ADOPT SPECIAL REGULATIONS IN THE VICINITY OF MONTCLAIR HIGH SCHOOL" (0-14-014) passed first reading March 4, 2014 and upon second reading the title thereof was read by the Clerk who then reported that it has been published and posted and copies had been made available to the public as required by law and that an affidavit to that effect was on file in the office of the Municipal Clerk.

Mayor Jackson asked whether anyone present wished to address the Councilors regarding the proposed ordinance.

Being no one wishing to be heard, Mayor Jackson closed the hearing.

On motion made by Mayor Jackson and duly seconded, the ordinance was adopted by the following votes.

Ayes: Councilors Baskerville, Hurlock, Deputy Mayor Russo, Schlager, Spiller and Mayor Jackson  
Nays: Councilor McMahon

\*\*\*\*\*

Councilor McMahon disagreed with the terms of this ordinance and believes more slots for food vendors should be allowed.

\*\*\*\*\*

NEW BUSINESS – ORDINANCES FIRST READING/INTRODUCTION

Councilor Spiller introduced the following ordinance and made a motion which was duly seconded, that it pass first reading and be further considered for final passage at a regular meeting of the Township Council to be held on May 20, 2014.

**"ORDINANCE TO AMEND THE TRAFFIC ORDINANCE – TEMPORARY CLOSING OF SCHOOL STREETS (LLOYD ROAD)" (O-14-17)**

The motion was adopted by unanimous vote.

\*\*\*\*\*

Mayor Jackson introduced the following ordinance and made a motion which was duly seconded, that it pass first reading and be further considered for final passage at a regular meeting of the Township Council to be held on May 20, 2014:

**"ORDINANCE TO AMEND OPEIU SALARY ORDINANCE" (O-14-18)**

The motion was adopted by unanimous vote.

\*\*\*\*\*

NEW BUSINESS – RESOLUTIONS

On motion made by Mayor Jackson and duly seconded, the following **Consent Agenda** resolutions were adopted by unanimous vote:

WHEREAS, the Governor’s Council on Alcoholism and Drug Abuse established the Municipal Alliances for the Prevention of Alcoholism and Drug Abuse in 1989 to educate and engage residents, local government and law enforcement officials, schools, nonprofit organizations, the faith community, parents, youth and other allies in efforts to prevent alcoholism and drug abuse in communities throughout New Jersey; and

WHEREAS, the Township Council of the Township of Montclair, County of Essex, state of New Jersey recognizes that the abuse of alcohol and drugs is a serious problem in our society among persons of all ages; and therefore has an established Municipal alliance Committee; and

WHEREAS, the Township Council further recognizes that it is incumbent upon not only public officials but upon the entire community to take action to prevent such abuses in our community; and

WHEREAS, the Township Council has applied for funding to the Governor’s Council on Alcoholism and Drug Abuse through the Council of Essex; now therefore

BE IT RESOLVED by the Township of Montclair, County of Essex, State of New Jersey hereby recognizes the following:

1, The Township Council does hereby authorize submission of a strategic plan for the Montclair Municipal Alliance grant for fiscal year 2014 in the amount of:

DEDR	\$ 4,000
Match	\$ 16,500
In-Kind	\$ 40,670

2. The Township Council acknowledges the terms and conditions for administering the Municipal Alliance grant, including the administrative compliance and audit requirements. **(R-14-060)**

\*\*\*\*\*

On motion made by Councilor Baskerville and duly seconded, the following resolution was **TABLED**:

WHEREAS, the Township Council of the Township of Montclair, County of Essex, State of New Jersey recognizes that obesity prevention is an important step in preventing many other chronic diseases; and

WHEREAS, the Township Council further recognizes that it is incumbent upon not only public officials but also on the entire community to take action to prevent obesity; and

WHEREAS, the Montclair Department of Health and Senior Services has received a Grant in the amount of \$10,000 from the Partners For Health Foundation, to be utilized in five strategically located areas, in order to guide the changes that will affect the nutritional choices of the community. The Grant will provide funding for a Project Coordinator and college interns who will encourage aid the food establishments near to senior housing and child care locations to promote and attract the sale of fresh produce as well as aiding the merchant in cross merchandising fresh produce with other healthy products that together will create a healthy affordable meal. Appropriate recipe cards will also be provided. The goal is to promote a program that will span the entire community encouraging all of the residents to “Eat Better Montclair.”

BE IT RESOLVED BY THE Council of the Township of Montclair, in the County of Essex as follows:

1. The Township council does hereby authorize the acceptance the aforementioned Grant from Partners for Health, a Community Foundation serving the Montclair area;

The Township Council acknowledges the terms and conditions for administrating the Grant, including the administrative compliance requirements set forth in the Grant Agreement. **(R-14-062)**

\*\*\*\*\*

WHEREAS, the New Jersey Open Public Records Act, N.J.S.A. 47:1A-1 et seq. (OPRA), provides that the Custodian of Records in a municipality is the municipal clerk; and

WHEREAS, the governing body may designate one or more Deputy Custodians of Records to facilitate compliance with OPRA; now therefore, be it

RESOLVED, that the persons employed by the Township in the following positions are designated Deputy Custodians of Records, to assist with and facilitate compliance with OPRA for the department in which they serve:

- Chief of Police
- Fire Chief
- Director of Personnel
- Director of Community Service

Construction Official  
 Director of Finance  
 Director of Planning and Zoning  
 Director of Purchasing  
 Director of Health  
 Director of Recreation and Cultural Affairs  
 Township Manager  
 Tax Collector  
 Tax Assessor (R-14-064)

\*\*\*\*\*

WHEREAS, Essex County advertised for and received bids for Paving of Various Locations, including Ridgewood Avenue, which is a County Road having a short dead end section that is municipally-owned; and

WHEREAS, on May 28, 2013, the Council of the Township of Montclair passed a resolution authorizing a shared service agreement to pay \$10,000 toward the paving of the dead end portion of Ridgewood Avenue, in partnership with Glen Ridge Borough and Bloomfield Township; and

WHEREAS, the actual amount of Montclair's portion of the cost of paving work was \$17,616.64 as evidenced by the attached invoice from Essex County; and

WHEREAS, sufficient funds exist to accomplish the above in the following Capital Budget Account(s):

Ordinance	Description	Account No.	Amount
09-16	Pave Streets and Curb	C-04-09-016-000-102	\$9,716.64
13-43	Pave, Streets and Sidewalk	C-04-13-043-000-100	7,900.00

now therefore

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that this shared services resolution be revised as stated above and in a final form to be approved by the Township Attorney and pending certification by the Finance Director. A copy of the invoice is attached hereto and made a part hereof. (R-14-065)

\*\*\*\*\*

WHEREAS, the Township of Montclair, Office of Emergency Management is applying for the State Homeland Security Grant Program Subgrant CFDA # 97.042, Award # FY13-EMPG-EMAA-0713 from the New Jersey State Police Office of Emergency Management. The Subgrant, consisting of a total amount of \$10,000 including \$5,000 Federal Award and \$5,000 Local Matching Funds, is for the purpose of enhancing the Township of Montclair's ability to prevent, protect against, respond to and recover from act of terrorism, natural disasters and other catastrophic events and emergencies; and

WHEREAS, the Subgrant award incorporates all conditions and representations contained or made in application and notice of award # 2013-EP-EO-0047; and

WHEREAS, the Township of Montclair Office of Emergency Management, designated by the New Jersey State Police, Office of Emergency Management, has submitted an Application for Subgrant award that has been required by the said New Jersey State Police Office of Emergency Management; and

WHEREAS, the Application for Subgrant Award calls for a match in the amount of \$ 5,000.00 which the Township of Montclair Office of Emergency Management adequately satisfies through 2013 Township of Montclair approved for Division salaries and wages and fringe benefits; now therefore

BE IT RESOLVED, that the Township of Montclair herewith applies for and will accept the award of the FFY13 Homeland Security Emergency Management Performance Grant Program Subgrant in the amount of \$5000.00 Federal Funds from the New Jersey State Police, Office of Emergency Management; and

BE IT FURTHER RESOLVED, that the Director of the Division of Local Government Services is requested to approve the insertion of an item of revenue in the budget of the year 2013 in the sum of \$ 5000.00, which is now available from the New Jersey State Police, Office of Emergency Management in the like amount of \$5000.00 from the aforementioned grant; and

BE IT FURTHER RESOLVED, that the like sum of \$5000.00 is hereby appropriated under the caption FFY13 Homeland Security Emergency Management Performance Grant; and

BE IT FURTHER RESOLVED, that the township of Montclair, the municipal Chief Fiscal Officer and the municipal Director of Emergency Management are authorized to sign the appropriate Subgrant award documents; and

BE IT FINALLY RESOLVED, that copies of this Resolution shall be forwarded to the New Jersey State Police, Office of Emergency Management; the Essex County Office of Emergency Management, the Township of Montclair Chief Financial Officer. (R-14-066)

\*\*\*\*\*

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that **TOM BLIM** be and he hereby is APPOINTED to serve on the Montclair Early Childhood Corporation for a term commencing immediately and terminating December 31, 2016. (R-14-068)

\*\*\*\*\*

**REGULAR AGENDA ITEMS:**

On motion made by Councilor Schlager and duly seconded, the following resolutions were adopted by unanimous vote:

WHEREAS, on March 12, 2014 the Township of Montclair, opened and read bid proposals for electrical services to be provided to the Township; and

WHEREAS, six (6) companies submitted bids for the electrical service in accordance with the bid specifications; and

WHEREAS, Trico Electric, LLC., Teterboro, New Jersey submitted the lowest responsible bid for the required services, in accordance with the bid specifications as follows:

Item		Per Hour
Foreman/Electrician Mon-Fri 8:30-4:30	\$	90.48
Foreman/ Electrician Saturday	\$	135.72
Foreman/ Electrician Sunday	\$	180.96
Journeyman/Electrician Mon-Fri 8:30-4:30	\$	79.36
Journeyman/ Electrician Saturday	\$	119.04
Journeyman/ Electrician Sunday	\$	158.72
Apprentice/Helper Mon-Fri 8:30-4:30	\$	27.78
Apprentice/Helper Saturday	\$	41.67
Apprentice/Helper Sunday	\$	55.56
Parts (Percentage Markup)		0%

now therefore

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that Trico Electric, LLC. be and is hereby awarded a contract to provide electrical services to the Township of Montclair for the period from May 15, 2014 through May 14, 2015, with annual options on the part of the Township to renew said contract for one additional year, pending certification of funds by the Chief Financial Officer. Details of the contract are attached hereto and made a part hereof. (R-14-057A)

\*\*\*\*\*

On motion made by Councilor Hurlock and duly seconded, the following resolution was adopted by unanimous vote:

WHEREAS, on March 19, 2014 the Township of Montclair opened and read bids for construction of three hard surface tennis courts (to replace existing clay courts); resurfacing of four existing tennis and resurfacing existing basketball court, as prescribed by law; and

WHEREAS, this contract has been awarded pursuant to a "fair and open process" as defined in the New Jersey Pay-to-Play law, N.J.S.A. 19:44A-20.4 et seq.; and

WHEREAS, **All Surface Asphalt Paving of 528 Hordonberg Avenue, Point Pleasant, New Jersey** submitted the lowest responsible bid, according to the specifications, in the amount of **\$317,475.00**; and

WHEREAS, funds for this purpose have been provided for in the 2014 Capital budget identified by Account Number C-04-17-004-000-100 in the accounting records of the Township; now therefore

BE IT RESOLVED, by the Council of the Township of Montclair, in the County of Essex, that the Township of Montclair enter into an agreement with contractor for services in the amount of \$317,475.00 to be charged to the account above or as otherwise determined to be correct by the Chief Financial Officer's pending certification of funds. (R-14-058)

\*\*\*\*\*

On motion made by Councilor McMahon and duly seconded, the following resolution was adopted by unanimous vote:

WHEREAS, on March 26, 2014 the Township of Montclair opened and read bid specifications for Repair and Maintenance Services for the Township of Montclair Fire Department Apparatus as prescribed by law; and

WHEREAS, one company submitted a bid for the various services listed in the bid specifications, namely Fire and Safety Services, LTD: and

WHEREAS, the bid included firm prices for a two-year period with the option to extend the contract for one year; and

WHEREAS, in view of the fact that the apparatus operate 24 hours a day, 7 days a week, it is essential that these vehicles be serviced on a priority basis to minimize the time any vehicles are out of service; and

WHEREAS, the Township of Montclair has decided to award the contract to Fire and Safety Services, LTD, which will include a provision that the bidder who submitted the bid for the particular services required will be utilized to provide said services; now therefore

BE IT RESOLVED, by the Council of the Township of Montclair, in the County of Essex, that Fire and Safety Services, LTD., be and they are hereby awarded the contract to perform repair and maintenance services for the Township of Montclair Fire Department apparatus, in a form to be approved by the Township Attorney, pending certification of available funds by the Chief Financial Officer. A summary of the bid results is attached hereto and made a part hereof. **(R-14-059)**

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On motion made by Councilor Spiller and duly seconded, the following resolution was adopted by unanimous vote:

WHEREAS, on June 16, 2011, the Superior Court of New Jersey reversed the August 18, 2010 Board of Adjustment denial of a site plan and variance application filed by **The Mental Health Association of Essex County Inc., 354 Orange Road**, associated with an application to construct two new buildings and a parking area on the property, designated on the Montclair Tax Map as Block 2904, Lot 69.01; and

WHEREAS, pursuant to N.J.S.A. 40:55D-53, on September 25, 2013, The Mental Health Association of Essex County Inc. posted a performance guarantee with the Township in the total amount of \$1,000.00, to assure the repair of a cracked driveway apron prior to the issuance of a Final Certificate of Occupancy for the buildings on the property; and

WHEREAS, the Montclair Planning Department has verified that the site improvements have been completed in accordance with the approved site plan and applicable Township requirements; and

WHEREAS, the Township hereby also accepts the improvements that have been determined to be completed satisfactorily by the Montclair Planning Department; now therefore

BE IT RESOLVED that the Township shall release and return to the Developer the entire performance guarantee in the amount of \$1,000.00 posted in connection with the property, plus any applicable interest. Pursuant to N.J.S.A. 40:55D-53.1, interest paid on the deposited performance guarantee that does not exceed \$100.00 shall be retained by the Township. **(R-14-061)**

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On motion made and duly seconded, the following resolution was adopted by the following votes:

WHEREAS, the Township of Montclair requires a mobile command center to be utilized by the Montclair Police Department for community services and major incidents; and

WHEREAS, LDV, INC. of 180 Industrial Drive, Burlington, Wisconsin 53105, provided the low bid on Bid # 14-06 to provide such a product; and

WHEREAS, the Township of Montclair desires to purchase one (1) new Mobile Command Vehicle, 2014 Ford F-550 Chassis, custom manufactured as per advertised bid specifications, to be utilized by the Montclair Police Department for a price of \$169,404.00; now therefore,

BE IT RESOLVED, by the Council of the Township of Montclair, in the County of Essex, that the Township enter into an agreement with LDV, INC. of 180 Industrial Drive, Burlington, Wisconsin 53105 for the purchase of one (1) new Mobile Command Vehicle, 2014 Ford F-550 Chassis, custom manufactured as per advertised bid specifications, to be utilized by the Montclair Police Department in an amount not to exceed \$169,404.00 pending Certification of Funds by the Chief Financial Officer; and

BE IT FURTHER RESOLVED, that the funds for this purchase have been appropriated in the 2013 Capital Budget, Account Number C-04-13-049-000-101. **(R-14-063)**

Ayes: Councilors Hurlock, McMahon, Deputy Mayor Russo, Schlager, Spiller and Mayor Jackson  
Nays: Councilor Baskerville

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On motion made by Mayor Jackson and duly seconded, the following resolution was adopted by the following votes:

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that Township Manager Marc D. Dashield be and he hereby is authorized to execute a Shared Service agreement between the Housing Authority of Bergen County and the Township of Montclair for Section 8 Housing choice voucher eligibility. **(R-14-067)**

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On motion made by Councilor Schlager and duly seconded, the following resolution was adopted by unanimous vote:

BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, that said bills be and they are hereby ordered paid and that warrants be drawn on the Treasurer to the order of such person for the amount respectively as hereinafter stated to wit: **\$2,506,703.13**

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#### REPORTS

Deputy Mayor Russo attended a Beefsteak dinner in support of the Township's Fourth of July activities. He also highlighted the opening of the Montclair Film Festival and urged all to attend a screening of "Brothers on the Line" on April 30, 2014.

Councilor Spiller thanked all who attended the recent third ward meeting and the Montclair Inn for hosting this meeting.

Upcoming events:

- May 3 – Hazardous Waste
- May 15 – Essex County Job Fair
- May 17 – Essex County Electronic's Recycling Day
- May 19 – Meeting with residents of Afterglow Way, 7:00 p.m., Council Chambers

Councilor Baskerville thanked all who participated in the Fifth Annual Spring Fling event. Over 400 children attended.

She recently attended a Planned Parenthood meeting.

Upcoming events:

- May 6 – Partners for Women and Justice Annual Spring Benefit
- May 8 - Citizen Action Award Dinner. Several Montclair residents will be recognized.
- May 17 – Planned Parenthood Awareness/Fundraiser Event. Details at [www.PPMNJ](http://www.PPMNJ)

Councilor Hurlock expressed appreciation to all those who participated in a most successful Second Annual First Ward Beautification Day including students from Montclair State University. Members of the Montclair State University Community Committee also participated.

He also thanked his colleagues on the Board of School Estimates for their deliberations.

Councilor McMahon participated in a Fourth of July Beefsteak dinner

Councilor Schlager reported a meeting of the Watchung Avenue Business owners. She recognized the publication of the latest edition of the "May in Montclair" booklet.

Upcoming events:

- May 3 - Walnut Street Fair
- May 3 - Project Graduation Spring Crafts Fair (10:00 a.m. to 4:00 p.m.)

Councilor Schlager also noted the passing of Pat Cordo, Montclair High School teacher and past football coach, and girls' soccer coach. She announced a visit from former Montclair resident Jack Markell, now governor of the State of Delaware on May 4, 3:00 p.m. at Temple Ner Tamid, Bloomfield, New Jersey.

Mayor Jackson congratulated the Montclair Arts Museum on their 100<sup>th</sup> anniversary and urged residents to participate in the many centennial events planned for the community.

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#### COMMUNICATIONS

The Municipal Clerk reported that she had filed in her office a list of reports and communications received since the last meeting.

From: NJDEP – No further Action Letter

- 362 Park Street
- 64 Elmwood Avenue
- 126 Lorraine Avenue
- 71 Brookfield Road
- 59 Cedar Avenue
- 15 Rockledge Road
- 56 Oakwood Avenue
- 245 Valley Road

262 Claremont Avenue  
281 Valley Road  
118 Union Street

Letter dated March 10, 2014 from United Way re: Affordable Housing Development Fees.

Contract dated March 14, 2014 between C. Dougherty & Company, Inc. and Township of Montclair re: HVAC Replacement – 205 Claremont Avenue.

Contract dated March 10, 2014 between Dujets Tree Experts, Inc. and the Township of Montclair re: 2014 Annual Tree removal

Letter dated April 16, 2014 from Kleinfelder re: Vapor Intrusion Investigation Results for 325 Orange Road on behalf of ExxonMobil Environmental Services conducting a vapor intrusion investigation.

Letter dated April 7, 2014 from Office of the County Executive re: grant award of \$150,000 from the Essex County Recreation and Open Space trust Fund 2014 Local Aid Program

Certificate of the Montclair Board of Education to the Board of School Estimate of the Township of Montclair relating to the school district budget for 2014-2015 school year.

Bid Protest letter dated March 21, 2014 from Tesser & Cohen re: Bid #14-05 New Jersey Licensed Electrical Contractor.

Essex County Utilities Authority re: Review of Recycling Ordinance

Letter dated April 16, 2014 from letter from Robert and Janet Crisso re: Edge Skating Club 2 – increase in fees.

Letter dated April 10, 2014 from John Skillman to William Harrison re: upgrade of the playing field project.

Notice to Public Service Electric and Gas Company Customers re: Capital Infrastructure Investment Program.

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At 10:24 P.M. on motion made by Mayor Jackson and duly seconded, the following resolution was adopted by unanimous vote:

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, the public body is of the opinion that such circumstances presently exist,

NOW, THEREFORE, BE IT RESOLVED by the Council of the Township of Montclair, in the County of Essex, as follows:

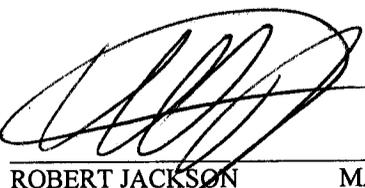
1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matters.
2. The general nature of the subject matters to be discussed are as follows: FMBA matters
3. We do not anticipate that the matters discussed will be made public.
4. This resolution shall take effect immediately.

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On motion made by Mayor Jackson and duly seconded, the meeting was adjourned by unanimous vote.

  
LINDA S. WANAT, MUNICIPAL CLERK

ATTEST:

  
ROBERT JACKSON MAYOR