

**Mayor & Board of Aldermen**  
**REGULAR MEETING AGENDA**  
**MARCH 16, 2020**

Town of Boonton  
100 Washington Street  
Boonton, NJ 07005

Meeting Begins 7:30 p.m.

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*All cell phones must be turned off*  
**The Meeting is now being recorded and called to order**

**FLAG SALUTE and ROLL CALL VOTE:**

ALDERMAN	TITLE	PRESENT	ABSENT
Mr. Edward Robillard	1 <sup>st</sup> Ward Alderman		
Mr. Cyril Wekilsky	1 <sup>st</sup> Ward Alderman		
Ms. Marie DeVenezia	2 <sup>nd</sup> Ward Alderwoman		
Dr. Edina Renfro-Michel	2 <sup>nd</sup> Ward Alderwoman		
Mr. Joseph Bock	3 <sup>rd</sup> Ward Alderman		
Mr. Joseph Fenske	3 <sup>rd</sup> Ward Alderman		
	4 <sup>th</sup> Ward Alderman		
Mr. Michael Wade	4 <sup>th</sup> Ward Alderman		
Mayor Richard Corcoran	Mayor		
Mr. Fred Semrau	Town Attorney		
Mr. Neil Henry	Administrator		
Ms. Cynthia Oravits	Town Clerk		

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Adequate Notice  
**OPEN PUBLIC MEETINGS ACT NOTICE**  
**MAYOR'S STATEMENT**

Pursuant to the requirements of RS 10:4-10, I announce and direct the Clerk to enter into the Minutes of this meeting an accurate statement to the effect that:

1. Notice of this meeting was posted at Town Hall on December 26, 2019 and this agenda was posted on March 13, 2020.
2. Notice of this meeting was published in the Citizen of Morris County and the Daily Record Newspapers on December 26, 2019 and a copy of this agenda was forwarded to each of the town's official newspapers on March 13, 2020.

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**MAYOR'S ANNOUNCEMENT**

The Town of Boonton urges all residents to sign up for "Nixle" notifications on their phones and electronic devices. This is a free service to ensure that valuable information is forwarded to everybody related to road closures, weather reports, etc. – [www.boonton.org](http://www.boonton.org).

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**MAYOR'S APPOINTMENT**

I, Richard Corcoran, Mayor of the Town of Boonton, hereby appoint Ashleigh P. Tharp to be a member of the Boonton Planning Board, Class II,

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**BOARD PRESIDENT NOMINATIONS**

Nominations will be taken for Board President for the remainder of 2020. Mayor Corcoran will nominate Michael Wade. Any other nominations will be accepted.

**RESOLUTION 20- 96**

**RESOLUTION TO APPOINT BOARD PRESIDENT**

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey, that \_\_\_\_\_ be and is hereby appointed Board President for the Year 2020.

Moved	Seconded	Voice Vote	
		In Favor _____	Against _____

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**CORRESPONDENCE**

*Alderman Bock*

**NONE**

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**CONSENT AGENDA**

*Alderman Wekilsky*

*Resolutions 20-97 through 20-105*

**RESOLUTION 20-97**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN APPROVING MEETING MINUTES**

**BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Boonton, County of Morris and State of New Jersey, that the Minutes from the following meetings are hereby approved as typed and filed in the Town Clerk's office:

March 2, 2020 – Regular & Closed Session

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**RESOLUTION 20-98**

**RESOLUTION TO APPROVE PAYMENT OF VOUCHERS**

**WHEREAS**, vouchers for payment have been submitted to the Mayor and Board of Aldermen by the various municipal departments.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Boonton, County of Morris and State of New Jersey, all vouchers approved by the respective committees be and are hereby ordered paid.

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**RESOLUTION 20-99**

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO REDEEM TAX SALE CERTIFICATE #17-00011**

**WHEREAS**, the Tax Collector has been paid \$5,666.45, the necessary amount to redeem the following Tax Sale Certificate held by the US Bank as Custodian for Actlien Holdings, Inc. for property assessed to Said Shamsudin

Certificate	Block/Lot	Address	Tax Title Lien	Premium	Total Redemption
17-00011	94-3	92 Harrison Street	\$5,666.45	\$1,100.00	\$6,766.45

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**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector, upon receipt of the Tax Sale Certificate properly endorsed for cancellation, be authorized to draw a check for \$6,766.45 from the Trust Account and forward said check to the lienholder US Bank as Custodian for Actlien Holdings, Inc., 50 South 16<sup>th</sup> Street Suite 2050, Philadelphia, PA 19102

**BE IT FURTHER RESOLVED** that the Tax Collector be authorized to cancel lien #17-00011 from the municipal record.

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**RESOLUTION 20-100**

**RESOLUTION AUTHORIZING THE TAX COLLECTOR TO REDEEM TAX SALE CERTIFICATE #19-00003**

**WHEREAS**, the Tax Collector has been paid \$6,841.29, the necessary amount to redeem the following Tax Sale Certificate held by the US Bank Custodian for Pro Cap 8 for property assessed to 611 Birch LLC

Certificate	Block/Lot	Address	Tax Title Lien	Premium	Total Redemption
19-00003	12-2	611 Birch	\$6,841.29	\$0.00	\$6,841.29

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector, upon receipt of the Tax Sale Certificate properly endorsed for cancellation, be authorized to draw a check for \$6,841.29 from the Trust Account and forward said check to the lienholder US Bank as Custodian for Pro Cap 8, Pro Capital Management II, 50 South 16<sup>th</sup> Street Suite 2050, Philadelphia, PA 19102

**BE IT FURTHER RESOLVED** that the Tax Collector be authorized to cancel lien #19-00003 from the municipal record.

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**RESOLUTION 20-101**

**CONTRACT TO AMERICAN ASPHALT & MILLING SERVICES LLC FOR THE 2018 NJDOT MUNICIPAL AID FUNDED GRANT HIGHLAND AVENUE & LATHROP AVENUE RESURFACING PROJECT**

**WHEREAS**, the Mayor and Aldermen have heretofore received plans and specifications constituting a public bid package from the Town Engineer, Suburban Consulting Engineers for said project; and

**WHEREAS**, the Mayor and Aldermen have heretofore approved said public bid package, as prepared by Town Engineer, Joseph R. Vuich, P.E., C.M.E. and Andrew S. Holt, P.E., C.M.E. of Suburban Consulting Engineers, and directed the Town Clerk to publicly advertise for bids; and

**WHEREAS**, the Town of Boonton received and opened six (6) bids for said project on Friday, March 6, 2020 at the Town of Boonton Municipal Building; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that competitive bidding contracts be awarded to the lowest responsible bidder; and

**WHEREAS**, review of the six (6) received bids identified **American Asphalt & Milling Services LLC** as the lowest apparent responsible responsive bidder (see table below):

CONTRACTOR	BASE BID	ALTERNATE BID	TOTAL BID AMOUNT
American Asphalt & Milling Services LLC	\$ 477,110.84	\$ 18,052.53	\$ 495,163.37
AJM Contracting, Inc.	\$ 486,326.80	\$ 21,604.50	\$ 507,931.30
D&L Paving Contractors, Inc.	\$ 509,635.76	\$ 23,992.51	\$ 533,628.27
DLS Contracting, Inc.	\$ 548,169.35	\$ 21,221.00	\$ 569,390.35
Mike Fitzpatrick Contractors	\$ 549,079.50	\$ 25,611.00	\$ 571,690.50
Top Line Construction Corp.	\$ 567,001.83	\$ 23,599.91	\$ 590,601.74

and

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**WHEREAS**, the Town Attorney has reviewed the bid from **American Asphalt & Milling Services LLC** and found it to be substantially in proper form and in compliance with the requirements of the Local Public Contract Law, and has deemed it responsive; and

**WHEREAS**, the Chief Financial Officer has certified that sufficient funds are available for this contract.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Board of Alderman of the Town of Boonton, in the County of Morris and State of New Jersey, as follows:

1. The Mayor and Board of Aldermen, upon the recommendation of the Town Engineer and as reviewed by the Town Attorney, hereby award a construction contract to the lowest responsible bidder, **American Asphalt & Milling Services LLC, 96 Midland Avenue, Kearny, NJ 07032 (phone: 201-991-9200 & fax: 201-991-9201)**, for the sum of Four Hundred Ninety-Five Thousand One Hundred Sixty-Three Dollars and Thirty-Seven Cents (\$495,163.37).
2. The Mayor and Town Clerk are hereby authorized and directed to execute said contract.
3. This Resolution and contract shall be available for public inspection in the office of the Town Clerk.
4. This Resolution shall take effect immediately.

I hereby certify that \$495,163.37 is available in the General Capital Budget  
Account #'s C-04-55-989-004 and C-04-55-989-005

\_\_\_\_\_  
Yolanda Dykes, CFO

**RESOLUTION 20-102**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON AUTHORIZING THE GRANT APPLICATION TO MORRIS COUNTY HISTORIC PRESERVATION TRUST FUND FOR RESTORATION AND STABILIZATION FOR THE ARCH BRIDGE, PHASE 3**

**WHEREAS**, the Town of Boonton is interested in continuing with the next phase for the restoration of the Arch Bridge located in Grace Lord Park; and

**WHEREAS**, the Mayor and Board of Aldermen fully support this effort and authorized the application to the Morris County Historic Preservation Trust Fund, as follows:

Grant	Description	Total Project Cost	Funding Request	Match
Morris County Historic Preservation Trust Fund and State of NJ Historic Preservation Trust	Restoration & Stabilization of the Arch Bridge	\$804,800.00	\$402,400.00	20%-\$80,480.00

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Boonton authorize said application to the Morris County Historic Preservation Trust Fund.

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**RESOLUTION 20-103**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON AUTHORIZING THE GRANT APPLICATION TO MORRIS COUNTY HISTORIC PRESERVATION TRUST FUND FOR THE TRAIN TRESTLE CONSTRUCTION, PHASE 2**

**WHEREAS**, the Town of Boonton is interested in continuing with the next phase for construction of the Train Trestle located in Grace Lord Park; and

**WHEREAS**, the Mayor and Board of Aldermen support this effort and authorize the application to the Morris County Historic Preservation Trust Fund, as follows:

Grant	Description	Total Project Cost	Funding Request	Match
Morris County Historic Preservation Trust Fund	Construction, Phase 2	\$ 46,000	\$ 36,800.00	\$9,200 -

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Boonton authorize said application to the Morris County Historic Preservation Trust Fund.

**RESOLUTION 20-104**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON AUTHORIZING THE GRANT APPLICATION TO MORRIS COUNTY HISTORIC PRESERVATION TRUST FUND FOR A PRESERVATION PLAN FOR THE BOONTON IRONWORKS (PHASE I)**

**WHEREAS**, the Town of Boonton is interested in continuing with the Boonton Ironworks (Phase I);

**WHEREAS**, the Mayor and Board of Aldermen fully support this effort and authorize the application to the Morris County Historic Preservation Trust Fund, as follows:

Grant	Description	Total Project Cost	Funding Request	Match
Preservation Plan for Boonton Ironworks (Phase I)	Preservation plan for the Boonton Ironworks (Phase I)	\$42,000.00	\$33,600.00	\$8,400.00

**NOW THEREFORE, BE IT RESOLVED** that the Mayor and Board of Aldermen of the Town of Boonton authorize said application to the Morris County Historic Preservation Trust Fund.

**RESOLUTION 20-105**

**RESOLUTION APPROVING APPLICATION FOR 2020 THEATRE LICENSE**

**WHEREAS**, Mr. Thomas Timbrook has applied to the Mayor and Board of Aldermen for a 2020 Theatre License for the **Darress** Theatre, 615 Main Street;

**NOW, THEREFOR, BE IT RESOLVED** that the Mayor and Board of Aldermen do hereby approve this application for Theatre License, effective January 18, 2005 and expiring January 18, 2006.

**BE IT FURTHER RESOLVED** a certified copy of this resolution shall be posted in a conspicuous place in this establishment and shall acct as an approved license.

**RESOLUTION 20-106**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON RATIFYING AND EXECUTING A SETTLEMENT AGREEMENT**

**WHEREAS**, certain matters have arisen pertaining to A.M. employment with the Town of Boonton ("Town"); and

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**WHEREAS**, the Mayor and Board of Aldermen have been afforded an opportunity to review the Settlement Agreement; and

**WHEREAS**, A.M. has executed the Settlement Agreement; and

**WHEREAS**, the Town seeks to ratify and execute the Settlement Agreement; and

**NOW, THEREFORE BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Boonton, County of Morris, State of New Jersey, as follows:

- 1) The Town hereby ratifies and agrees to the Settlement Agreement; and
  - 2) The Mayor is hereby directed to execute the Settlement Agreement.
  - 3) This resolution shall take effect immediately.
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**RESOLUTION 20-107**

**A RESOLUTION BY THE TOWN OF BOONTON, COUNTY OF MORRIS AND STATE OF NEW JERSEY TO AUTHORIZE THE PAYMENT OF RE-OCCURRING EXPENDITURES BY THE TOWN BUSINESS ADMINISTRATOR IN THE EVENT OF THE CANCELLATION OF A REGULARLY SCHEDULED MEETING IN 2020**

**WHEREAS**, Governor Murphy, on March 9, 2020, issued Executive Order No. 103, declaring a State of Emergency pursuant to N.J.S.A. App.A.:9-33 et seq. and a Public Health Emergency as contemplated by N.J.S.A. 26:13-1 et seq., within the State of New Jersey, effective immediately until further notice by the Governor that an emergency no longer exists; and

**WHEREAS**, the Town of Boonton is undertaking the necessary steps to insure the continued functioning of government and the allocation of resources on an emergent basis; and

**WHEREAS**, in the event the regularly scheduled meetings of the governing body are canceled, government must be prepared to continue to proceed with necessary services and payment of certain expenditures; and

**WHEREAS**, the Town Business Administrator is the highest ranking full-time official of the Town and Chief Operating Officer of the municipality.

**NOW, THEREFORE, BE IT RESOLVED**, by the Mayor and Board of Aldermen of the Town of Boonton, County of Morris and State of New Jersey as follows:

1. The governing body hereby authorizes Neil Henry, Town Business Administrator to disburse and/or authorize payment, subject to the availability of funds, for re-occurring necessary expenses in the event that the governing body cancels a regularly scheduled meeting of the governing body.
2. Those disbursements that are made by Mr. Henry will be placed on a subsequent meeting bill list for full disclosure to the public and the governing body of the expenditures authorized by Mr. Henry under such circumstances.

This Resolution shall take effect immediately.

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**CONSENT AGENDA**

*Alderman Wekilsky*

**Roll Call vote for Resolutions 20-96 through 20-107**

MOVED:		SECOND:			
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Bock					
Ms. DeVenezia					
Mr. Fenske					
Dr. Renfro-Michel					
Mr. Robillard					
Mr. Wade					
Mr. Wekilsky					
Mayor Corcoran					

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**4<sup>TH</sup> WARD ALDERMAN**

Mayor Corcoran

**RESOLUTION 20-108**

**GUIDELINES FOR ELECTION OF 4<sup>TH</sup> WARD ALDERMAN**

**WHEREAS**, upon the resignation of 4<sup>th</sup> Ward Alderman Michael Cardillo on March 2, 2020, the Mayor and Board of Aldermen must appoint a replacement upon the recommendation of the Boonton Republican County Committee; and

**WHEREAS**, the Town Clerk received a letter from the Boonton Republican County Committee with a list of three nominees to fill the vacancy of 4<sup>th</sup> Ward Alderman; and

**WHEREAS**, pursuant to the advice of the Town Attorney, Fred Semrau, the selection of one of the three candidates will be accomplished at the end of deliberation and voted upon by each board member, however, if the aldermen(women) chooses not to vote, it is their right; and

**WHEREAS**, the vacancy will be filled by the candidate that receives five (5) affirmative votes by a roll call vote of the Mayor and Board of Aldermen; and

**WHEREAS**, in the event none of the candidates receive five affirmative votes, a second vote shall be taken which would only include the top two candidates based on the number of votes in the first roll call; and

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**WHEREAS**, if after the second roll call, there is still not five affirmative votes for a candidate, then the Board shall decide if it wants to continue voting on these candidates; if not, on April 2, 2020, the Boonton Republican County Committee will fill that vacancy.

**NOW THEREFORE**, be it resolved by the Mayor and Board of Aldermen agrees to this procedure.

MOVED:		SECOND:			
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Bock					
Ms. DeVenezia					
Mr. Fenske					
Dr. Renfro-Michel					
Mr. Robillard					
Mr. Wade					
Mr. Wekilsky					
Mayor Corcoran					

Three nominees will be interviewed by the Mayor and Board for the vacant 4<sup>th</sup> Ward Alderman's position. Upon a Roll-Call vote, one person shall be chosen.

1. James A. Lynch, 332 Rockaway Street
2. Jeffrey D. Sims, 113 N. Main Street
3. Sheila Donovan, 412 Morris Avenue

**RESOLUTION 20-109**

**RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN APPROVING THE APPOINTMENT OF \_\_\_\_\_ AS 4<sup>TH</sup> WARD ALDERMAN**

**WHEREAS**, 4<sup>th</sup> Ward Alderman Michael Cardillo resigned from his position, effective March 2, 2020; and

**WHEREAS**, on March 16, 2020, three (3) nominees appeared before the board upon the recommendation of the Morris County Republican Committee to be interviewed for that position.

**NOW THEREFORE, BE IT RESOLVED** that \_\_\_\_\_ be and is hereby appointed as 4<sup>th</sup> Ward Aldermen to fulfilled the unexpired term, ending December 31, 2020.

MOVED:		SECOND:			
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Bock					
Ms. DeVenezia					
Mr. Fenske					
Dr. Renfro-Michel					
Mr. Robillard					
Mr. Wade					
Mr. Wekilsky					
Mayor Corcoran					

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**OEM PRESENTATION**

OEM Director Peter Herbert will give updates on the Corona Virus/COVID-19

Discussion on possible Municipal Closures

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**MEETING OPEN TO THE PUBLIC**

Mayor Corcoran will open the meeting to the public for comment or discussion

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**ORDINANCE**

**Mayor Corcoran**

**ORDINANCE 01-20** (Public Hearing)

**ORDINANCE AMENDING SECTION 300-85 OF THE TOWN OF BOONTON CODE IN ORDER TO ESTABLISH A TOWN-WIDE AFFORDABLE HOUSING MANDATORY SET-ASIDE**

**INTERPRETIVE STATEMENT**

This Ordinance amends the Town land use ordinances by establishing new regulations to ensure that any site that benefits from a subdivision or site plan approval, rezoning, use variance, redevelopment plan or rehabilitation plan approved by the Town or the Planning Board which results in multi-family and/or townhouse residential development containing five (5) or more new dwelling units produces affordable housing at a set-aside rate of 20% for for-sale units and 15% for rental units; which regulations will be set forth in the Town Code in connection with the Town's Third Round Housing Element and Fair Share Plan consistent with the terms of the Settlement Agreement reached with Fair Share Housing Center regarding compliance with the Town's affordable housing obligations.

**NOW, THEREFORE, BE IT ORDAINED** by the Board of Aldermen of the Town of Boonton, County of Morris, State of New Jersey, that Chapter 300 "Zoning and Land Use" of the Town Code of the Town of Boonton is hereby amended as follows:

**Section 1.** Section 300-85 "(Reserved)" of the Code of the Town of Boonton shall be amended to read as follows:

**Affordable housing mandatory set-aside.**

- A. Any multi-family and/or townhouse residential development (including the multi-family residential portion of a mixed-use project) that is approved to contain five (5) or more new dwelling units as a result of a subdivision or site plan approval, rezoning, use variance, redevelopment plan or rehabilitation plan approved by the Town or the Planning Board shall be required to set aside a minimum percentage of units for affordable housing.
- B. For inclusionary projects in which the low and moderate units are to be offered for sale, the minimum set-aside percentage shall be twenty percent (20%); for projects in which the low and moderate income units are to be offered for rent, the minimum set-aside percentage shall be fifteen percent (15%). Where the set-aside percentage results in a fractional unit, the total set-aside requirement shall be rounded upwards to the next whole number.

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- C. Nothing in this section precludes the Town or the Planning Board from imposing an affordable housing set-aside in a development not required to have a set-aside pursuant to this section consistent with N.J.S.A. 52:27D-311(h) and other applicable law.
  - D. This requirement does not create any entitlement for a property owner or applicant for subdivision or site plan approval, a zoning amendment, use variance, or adoption of a Redevelopment Plan or Rehabilitation Plan in areas in need of redevelopment or rehabilitation, or for approval of any particular proposed project.
  - E. This requirement does not apply to any sites or specific zones for which higher set-aside standards have been or will be established, either by zoning, subdivision or site plan approval, or an adopted Redevelopment Plan or Rehabilitation Plan.
  - F. Furthermore, this requirement shall not apply to developments containing four (4) or less new dwelling units.
  - G. Where a developer demolishes existing dwelling units and builds new dwelling units on the same site, the provisions of this section shall apply only if the net number of dwelling units is five (5) or more.
  - H. All subdivision and site plan approvals of qualifying residential developments shall be conditioned upon compliance with the provisions of this section.
  - I. All affordable units to be produced pursuant to this section shall comply with the Town's Affordable Housing Ordinance at Chapter 70 of the Town Code and the Uniform Housing Affordability Controls (N.J.A.C. 5:80-26.1 et seq.), as may be amended from time to time.
  - J. Affordable Housing Stacked Townhouse Unit, defined as a townhome in which one unit is "stacked" on top of the other, up to three units total, shall be permitted only for the provision of designated affordable housing units and only in zone districts where townhouses are permitted. Each of the units in a stacked townhome must have its own exterior entrance and adhere to the density, yard, and bulk standards of a regular townhouse unit as permitted in the applicable zone district, except as follows:
    - 1. Stacked affordable townhouse units shall be subject to the same maximum height in feet as regular townhouse units in the applicable zone district, but shall be permitted up to a maximum of three (3) stories, unless a higher maximum height in stories is permitted for regular townhouse units in the applicable zone district.
    - 2. Structures containing stacked affordable townhouse units shall not be limited to a maximum number of units per building.
    - 3. Structures containing stacked affordable townhouse units shall not be limited in terms of the maximum number of units with the same setback.

**Section 2.** If any article, section, subsection, sentence, clause or phrase of this Ordinance is, for any reason, held to be unconstitutional or invalid, such decision shall not affect the remaining portions of this Ordinance and they shall remain in full force and effect.

**Section 3.** In the event of any inconsistencies between the provisions of this Ordinance and any prior ordinance of the Town of Boonton, the provisions hereof shall be determined to govern. All other parts, portions and provisions

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of the Revised General Ordinances of the Town of Boonton are hereby ratified and confirmed, except where inconsistent with the terms hereof.

**Section 4.** The Town Clerk is directed to give notice at least ten (10) days prior to a hearing on the adoption of this ordinance to the Morris County Planning Board and to all other persons entitled thereto pursuant to N.J.S.A. 40:55D-15, and N.J.S.A. 40:55D-63 (if required).

**Section 5.** After introduction, the Town Clerk is hereby directed to submit a copy of the within Ordinance to the Planning Board of the Town of Boonton for its review in accordance with N.J.S.A. 40:55D-26 and N.J.S.A. 40:55D-64. The Planning Board is directed to make and transmit to the Board of Aldermen, within 35 days after referral, a report including identification of any provisions in the proposed ordinance which are inconsistent with the master plan and recommendations concerning any inconsistencies and any other matter as the Board deems appropriate.

**Section 6.** This Ordinance shall be presented to the Mayor for his approval and signature, which approval shall be granted or denied within ten (10) days of receipt of same, pursuant to N.J.S.A. 40:69A-149.7. If the Mayor fails to return this Ordinance with either his approval or objection to same within ten (10) days after it has been presented to him, then this Ordinance shall be deemed approved.

**Section 7.** This Ordinance shall take effect immediately upon (1) adoption; (2) approval by the Mayor pursuant to N.J.S.A. 40:69A-149.7; (3) publication in accordance with the laws of the State of New Jersey; and (4) filing of the final form of adopted ordinance by the Clerk with (a) the Morris County Planning Board pursuant to N.J.S.A. 40:55D-16, and (b) the Town Tax Assessor as required by N.J.S.A. 40:49-2.1.

MOVED:		SECOND:			
PUBLIC HEARING					
BOARD MEMBER	YES	NO	ABSTAIN	RECUSE	ABSENT
Mr. Bock					
Ms. DeVenezia					
Mr. Fenske					
Dr. Renfro-Michel					
Mr. Robillard					
Mr. Wade					
Mr. Wekilsky					
Mayor Corcoran					

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**CLOSED SESSION**

*Alderman Fenske*

**RESOLUTION 20-  
RESOLUTION TO RECESS INTO CLOSED 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 exist.

**NOW THEREFORE, BE IT RESOLVED** by the Mayor and Board of Aldermen of the Town of Boonton in the County of Morris and State of New Jersey as follows:

1. The public shall be excluded from discussion of and action upon the hereinafter specified subject matter(s).
2. The general nature of the subject matter to be discussed is as follows: (none)
3. It is anticipated at this time that the above stated subject matter will be made public at the conclusion of each individual specified submit matter.
4. This resolution shall take effect immediately.
5. No action may be taken in Closed Session

<b>MOVED:</b>	<b>SECONDED:</b>	
<b>VOICE VOTE:</b>	<b>IN FAVOR: ____</b>	<b>AGAINST: ____</b>

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**ADJOURN**

*Alderman DeVenezia*

There being no further business, the meeting shall adjourn:

<b>MOVED:</b>	<b>SECONDED:</b>	<b>TIME:</b>
<b>VOICE VOTE:</b>	<b>IN FAVOR: ____</b>	<b>AGAINST: ____</b>

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