Mayor & Board of Aldermen
REGULAR MEETING MINUTES
March 2, 2020

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

FLAG SALUTE and ROLL CALL VOTE:

<table>
<thead>
<tr>
<th>ALDERMAN</th>
<th>TITLE</th>
<th>PRESENT</th>
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<tr>
<td>Mr. Edward Robillard</td>
<td>1st Ward Alderman</td>
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<td>Mr. Cyril Wekilsky</td>
<td>1st Ward Alderman</td>
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<td>Ms. Marie DeVenezia</td>
<td>2nd Ward Alderwoman</td>
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<td>Dr. Edina Renfro-Michel</td>
<td>2nd Ward Alderwoman</td>
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<td>Mr. Joseph Bock</td>
<td>3rd Ward Alderman</td>
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<td>Mr. Joseph Fenske</td>
<td>3rd Ward Alderman</td>
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<td>Mr. Michael Cardillo</td>
<td>4th Ward Alderman</td>
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<td>Mr. Michael Wade</td>
<td>4th Ward Alderman</td>
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<td>Mayor Richard Corcoran</td>
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<td>Mr. Ed Pasternak</td>
<td>Town Attorney</td>
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<tr>
<td>Mr. Neil Henry</td>
<td>Administrator</td>
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<tr>
<td>Ms. Cynthia Oravits</td>
<td>Town Clerk</td>
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Adequate 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 25, 2019 and this agenda was posted on February 28, 2020.

2. Notice of this meeting was published in the Citizen of Morris County and the Daily Record Newspapers on December 25, 2019 and a copy of this agenda was forwarded to each of the town’s official newspapers on February 28, 2020.

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.

CORRESPONDENCE
Alderman Robillard

The First Reformed Church Of Boonton
204 Washington Street
Boonton, New Jersey 07005

February 17, 2020

Good Day Cynthia,

We spoke to your office last week.
The First Reformed Church of Boonton hereby requests the use of Grace Lord Park on Easter Sunday morning (April 12, 2020) for the purpose of holding an Easter Sunrise Service between the hours of 6AM to 9AM. Electricity will be needed (small areas) please provide with appropriate means for Pyrotechnics.

You can email the necessary forms to firstreformed@optonline.net or I will be happy to come to your office any time.

If you have any questions, please do not hesitate to contact me at 973.751.2016. Thank You!

Sincerely,

Thomas Rentz

Alderman Robillard made a motion to approve this request, seconded by Alderwoman Renfro-Michel – motion carried.
Alderwoman DeVenezia made a motion to approve this request, seconded by Alderman Wekilsy – motion carried. (See Resolution 20-95)

Alderman Robillard opened this portion of the meeting for discussion. Director Tracy Pryer came before the board to say this event will be replacing the previously held Trunk or Treat. Instead of trunks, there will be displays through the park and down the trails. Entrance fee would be required of one factory sealed bag of candy.

Alderman Wekilsy made a motion to approve, seconded by Alderwoman DeVenezia – motion carried.
Michael V. Cardillo  
236 West Main St.  
Boonton, NJ 07005  

March 2, 2020  

Dear Mr. Heny,  

It is with sadness that I write this letter to inform you that as of March 2, 2020 I will be resigning from the Board of Aldermen in the Town of Boonton, NJ. I am relocating my family to another town in Monmouth County where my children will receive a top quality education in a top rated school district.  

My hope is that the board chooses a replacement that continues to work closely with the mayor and for the taxpayers.  

It was a pleasure working with you, the aldermen and the mayor.  

Sincerely,  

Michael V. Cardillo  

Attorney Ed Pasternak presented the Letter of Resignation from Michael Cardillo as 4th Ward Alderman pursuant to NJS 4A:16-3 – he has now moved out of Boonton.  Alderman Wekilsky made a motion to accept the letter, seconded by Alderman Robillard – motion carried.

PRESENTATIONS

1. RVRSA Presentation (Ms. J. Mondsini) - RVRSA Rate Increase

Mayor Corcoran explained that Ms. Mondsini was asked to come to explain the RVRSA’s increased bill after it was discussed at the recent public Board of Aldermen’s Budget Meeting. It was explained that the reason for the increase was due to numerous factors. Rain amounts get counted in the flow. They looked through the meters and all information is normal. She added that the only explanation she could give is it’s definite to say it’s “I and I” (Infiltration and Inflow). In 2011, Hurricane Irene wiped out a portion of their pipe that crosses the river and they had to install a bypass pipe which did not go through the meter, causing rates to be estimated. They feel it is a very reasonable approach of the way to conduct data. Alderman Wekilsky questioned what the percentage of the I & I was calculated at. She could not tell a percentage. They calculated the amount of rain - 95% of the I & I comes from house connectors. Alderman Wekilsky doesn’t agree with their calculations based on our water sales and the wastewater.

Andrew Holt, the Town Engineer spoke. In 2004, SCE they did an exhaustive study and recommended placing temporary meters in specific locations and were able to capture dry weather as well as storm events, indicating we do have I & I in our system. The RVRSA have been estimating rates for many years. He believes their meter scheme and they are doing it correctly, but added that the Town needs to redo the investigation of the system, which would be costly. There has not been a lot done on our sewer system over several years. If we get new data, we could get more of an idea of what to do. He recommended getting good measurements and it’s a valid idea to include it in our budget. We need to get in a better regimen on monitoring the pipes. He said the water sales as opposed to the waste water does not make sense and “it is out of whack”, like what Alderman Wekilsky said earlier.

Ms. Mondsini added that additional costs for 2020 include $71,692 which is due for the litigation with Jersey City.

2. Josh Galster, Associate professor, Earth & Environmental Studies Dept., Montclair State University will make a presentation on the Slope Failure at Grace Lord Park.
REPORT ON BOONTON, NEW JERSEY HILLSLOPE EROSION

Prepared for the Township of Boonton, New Jersey February 2020

Dr. Josh Galster, Earth & Environmental Studies Dept., Montclair State University
Dr. Greg Pope, Earth & Environmental Studies Dept., Montclair State University

Summary

The hillslope above the bank of the Rockaway River in Boonton, New Jersey is actively eroding and has been doing so since at least 2011. The erosion is caused by a combination of complex factors including the geologic materials involved, its setting next to an outside bend in the Rockaway River, and a storm sewer that empties at the top of the slope. The loose, unconsolidated material is eroding down the slope towards the river and will continue to do so until a more stable alignment is reached.

However, this stability will only last until the next large flooding event on the Rockaway, at which point the slope will become unstable again and more erosion will occur. There are possible solutions to decreasing the erosion rates, but these are likely not easy or inexpensive.

This high energy, attracted the historic industrial facilities that took advantage of the local hydropower. These industrial activities are gone, but that large amount of energy allows the river to transport large amounts of sediment and large boulders from the site. Boulders approximately 6 feet (about 2 meters) in diameter have moved downstream in between site visits, demonstrating the capability of the river to transport large sediments. The river is actively transporting material from the bottom (or toe) of the slope, enhancing its instability.

The site is also located on the outside bend of a meander, or curve, in the Rockaway River. The outside of a meander is where momentum will carry much of the water (similar to what happens when a bobsled goes around a banked curve). This increased amount of water will cause erosion on the outside of the curve (in this case, the eroding site) while causing deposition or at least decreased erosion on the other side.

In addition to the erosion by the Rockaway River, there are many clear signs of material moving down the slope due to gravity. This report is on the different types of movement and recognizes that the following is a simplification. The movement of material downslope because of gravity is generally called “mass wasting”, and there are several factors that have contributed to the high rates of mass wasting visible here. These will be discussed later.

Methods

We have monitored the activity of the slope in two ways. The first is through the installation of erosion pins, and the second is a camera that automatically takes at least one photograph of the slope per day. The combination of these gives a more complete understanding of the activity at the site.

The erosion pins were installed by hammering a 4 ft. section of reinforcing bar (a.k.a. rebar) horizontally into the slope. We installed them near the top of the angled slope (Figure 5) at intervals ranging from 5 feet to 20 feet, with an average of 11 feet in between the pins. We then flagging to each...
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March 2, 2020

Meeting Begins 7:30 p.m.

on to make it viable and then measured the length of the pre that was sticking out from the slope. The
length measurement was repeated each time we went back to the hillside.

The pre was installed March 12, 2019 and then re-measured on March 17, May 8, June 30, July 25, September 17, 2019, and January 7, 2020. During each visit the length of the pre protruding from the
hillside was measured. The length protruding from the slope was shorter than the previous measurement since there had been deposition and material added to that section of the slope covered up more of the pre. Conversely, if the slope length was longer than there had been more
erosion and material had been lost from that section of the slope, uncovering more of the pre. Not all pre were found each trip, as some were completely covered by deposited material from further up the slope while others were occasionally covered by growing vegetation. However most pre were found and measured most visits to produce an understanding of what the slope has been doing over time. We
installed 22 pre initially and numbered them, starting with #1 at the downstream end of the slope and
increasing as one moved upstream. The #29 was only found once, so we installed two new pre (19.5 and
10.3) as replacements.

In addition to the pre we set up an automatic camera to take photographs at the site in May 2019.
These images were taken on a regular basis to monitor changes in the slope. The weather conditions were
variable during the testing period, with a range of temperatures from freezing to over 100°F.

The camera was set up on a tree near the drainage pipe as this is one of the most active areas of the
slope. The tree is closer to the slope than is ideal, but it is one of the few secure places to install the
camera.

Results
The measurements of the erosion pre varied over time and between the pre (Figure 4, Table 1).
Most of the pre had not deposited during 2019, meaning that there was more of the reinforcing bar
exposed. Some pre though displayed the opposite trend with more of the bar protruding from the
slope, meaning that material had been lost through erosion at that site. Pre #4 is an example of one that
eroded over the past season. Pre #5, 12, 14, and 20 recorded deposition, and in total 10 of the 24
pre had more deposition than erosion. Some of the pre switched back and forth between erosion and
deposition. Pre #5, 4, 9, and 10 demonstrated this as some recorded erosion first and then switched to
deposition while the other did the opposite.

The camera recorded daily photographs, although some were missing due to camera/technical
errors. The photographs recorded water flowing out of the storm sewer pipe on several occasions (Figure
5). However, little physical changes in the slope are observable in the photographs from May to
September.

We have also personally observed the hillside erosion. We visited the site on March 11, 2019
and witnessed material moving downhill as a result of freeze-thaw action. It was a cold March day
with traces of snow on the ground, and the melting snow and ice transported material downhill and
into the river (Figure 6). We also witnessed road salt and silt washing off the roadway and
tumbling down the slope. More observations are needed during winter 2020 to determine the
freeze-thaw process is a common occurrence.

Discussion and conclusions
The pre were a range of activity on the slope, ranging from erosion to deposition. If the
slope was stable then the change recorded in the pre would be essentially zero. However, this was only
the case for a few of the pre, as the majority recorded a change. The pre is unstable and will continue
to be into the future.

The data recorded by the pre reflects their position on the slope. They were installed near the
top of the uphill slope, below the vertical cliff. This was done mainly for safety reasons, as working on
the face of the cliff was too hazardous, both at the time of installation and during subsequent
reassessment. As material falls off the cliff and flows down the slope, it may come to rest near the
plains, resulting in deposition and one of the plains being too low. Or, it could do the opposite if the
material moving downward has more energy and is wetter. These processes could never set the slope
causing erosion of material from all three areas are possible at the same time at different times.
It is important to note that while many of the previous years raised deposits, this new material was
being eroded from vertical slope higher up.
There currently is not a spatial or temporal pattern to the changes. Erosion or deposition is not
dominant during these sessions or in one area of the plains. This likely reflects the episodic nature of slope
failures. Erosion may occur for weeks or months, and then there is a large movement of all of a
sudden, possibly due to precipitation or freeze-thaw. The winter may see a large amount of material
moving down the slope due to frequent freeze-thaw events.

The amount of movement observed in this year as a year has been significant, and is corroborated
by its components and location what relates to the area. The historic 80% is easily available, and the
underlying geology is also uncontaminated and available, although likely more stable than the fill above it.

As the material falls from the vertical slope at the top it slides on to the steep slope leading
down to the river. This material is eroding what is known as the angle of repose. This is the steepest
angle that loose material like sand and gravel will remain, approximately 30–40°, depending on the
material and how wet or dry it is. If it becomes too steep then the material will wind flowing down the
slope known as gravity. Someone who has a deep well said at the beach has experienced this: as the
sand is pulled up it becomes too steep and starts to slide down the slope where the water had eroded the
angle of repose. This occurs at the bottom side as well as both the top and bottom. At the top the new
material is added to the eroded slopes from the vertical cliff, and where this material is too steep and
exceeds the angle of repose then it moves down. As the bottom of the slope the river carries away
material; and then new material slides down to replace it.

The erosion of the hillside by the Beaverton River is not new, but was accelerated during the
flooding caused by Hurricane Irene in 2011. Large amounts of material were transported downstream
by the river, and this probably increased the hillside and reduced erosion rates. However, as this
study does not have measurements pre Irene this is speculative based on general observations by Dr.
Gibson in October 2011 on site visit there.

Freeze-thaw processes also have contributed the erosion. This is the action by which liquid
water moves in volume when it freezes, and the expansion subsequently moves the sediment. This
expansion can event great pressure as it moves, and is similar to why porcellain is used in the
winter and rocks to snowboards and other structures will grow over time. As the water freezes the
pressure is exerted outward, slightly pushing the material away from and down the downslope. What
the toe does is commonly, but the material is pushed back into the slope back (at a more constant
position). This will happen every time the temperature crosses the freezing point (32°F), which is
frequent at the site and is a daily occurrence during winter.

The water flowing out of the storm sewer pipe also washes the extensive of these unstable
materials. The removal of the water from the paved materials during. allowing the top gravity
material to move and reduce the overall slope. By removing more flow would reduce
erosion rates. The removal on the toe this year has also been reducing since 2011 (Figure 5), two months
after Hurricane Irene.

As the vertical slope is unstable, it will continue to erode and move away from the base and
back towards the homes until it reaches a stable slope (Figure 4). This slope will reach the angle of
repose for this material, as described above. A calculation of this amount of movement has not been done,

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but it will likely be in the range of two or three feet as opposed to just a few feet of recession. This potentially will threaten the homes at top.

The Rockaway River will continue to transport material from the bottom of the slope during floods. The river erodes the bottom of the slope, which will cause instability in the upper part of the slope, causing further erosion (Figure 1). This will cause further retreat of the slope towards the homes. In the way the slope will likely stall for a period of time between large floods of the Rockaway River, when it will again become unstable and cause erosion. This latest cycle started in 2012 during the flooding from Hurricane Irene and will happen again the next time there is a large flood. The cycle has the following steps:

1. Rockaway River has a high flow and erodes the front of the slope.
2. This increases the angle of the slope and causes instability for the entire hillside.
3. Material moves down the slope until the angle is reduced and erosion/transport is reduced.
4. Slope reaches a somewhat stable state, until the Rockaway River has another high flow and then the cycle repeats itself.

Increasing slope stability over time or reduces this cycle of slope erosion and retreat. This could be done by anything the vertical scarp of by covering it with cornncr, through the potential stabilization of vegetation that can be maintained or removed. The angled slope must be overshadowed by large boulders (6-12") or other large material that would resist transport and increase erosion rates. These would have to be large enough to not be carried away by flowing water, so approximately a foot in diameter or more.

The slope will continue to retreat and move back towards the houses until the angle of repose is reached. This will be stable for a while, until the next large flood in the Rockaway River occurs. This will cause erosion at the base of the slope and over-erode the slope. The slope will then retreat to reduce its angle to the angle of repose. Just as there is no way to tell when the next flood will occur, there is no way to determine when the slope will become stable.

Glossary

Angled repose: This is the maximum angle (plane) that loose, unconsolidated material will be stable at. If the slope is greater than the angle of repose then the material will start moving downhill due to gravity.

Colluvium: This is the general term for geologic material on a hill.

Freeze-thaw: The process that moves material when liquid water freezes and thaws. The expansion of liquid water freezing can disaggregate the sediment and make it more likely for erosion to occur.

Glacial till: This is the general term for material transported by the moving ice in glaciers. Here in Boonton the ice was present until approximately 16,000 years ago. Glaciers act as giant bulldozers, scraping and pushing large amounts of material in front of it. The till left behind is not as hard as rock, and can be eroded.

Meander: A bend in a river. Rivers tend to have meanders, and the outside of a meander is where the deeper, faster water will flow causing more erosion on the outside of the meander.

Mass wasting: The general term for material moving downhill because of gravity. Often this is described in the public as "avalanches", although they are not the same. Technically landslides are a specific type of mass wasting.

Figure 1. Location of the eroding hillside in Boonton, New Jersey. Note that it is adjacent to Rockaway River, which is generally flowing to the south, and on the outside of the bend of the river. Note the homes to the west (left) of the eroding hillside. Image from Google Maps.
Figure 2. The eroding hillside, showing the storm sewer drainage pipe at the top center. A broken section of the pipe lies at the bottom. As the slope retreated the pipe would have been left extending unsupported into space until the end of the pipe broke. That is a meter stick leaning against the pipe for scale.

Figure 3. Sketch of the Boonton site showing the location of the unstable, vertical slope of the historic fill to the left of the erosion pin. Below that is the angled slope leading down to the Rockaway River. Near the top of the angled slope is where the erosion pins were installed in March 2019.

Table 1. The measured length of the erosion pins protruding from the slope in centimeters. If the number increases over time then deposition has occurred, while if the number decreases then erosion has happened.
Mayor & Board of Aldermen
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Figure 4. Changes in the amount of material on the slope over time for each of the erosion pins. The
clipping of the points goes from lightest (oldest) to darkest (newest) for the points. For example, pin #2 had
more and more material deposited on it every time it was measured. A value of zero means no
change in the slope.

Figure 5. Automatic camera photographs from May 2, 2019 (top) and February 28, 2020 (bottom). Identical
large rocks (1, 2, 3, 4) are identified in each photograph, as well as the storm sewer drainage pipe (X).

Material likely to be eroded

Angled slope

Rockaway River

Figure 6. The most likely future scenario where the angled slope will eventually erode all the way up to
the current horizontal surface. This will result in a large amount of material eroding and moving
downstream, and the slope retreating towards the houses to the left (houses not pictured).

Figure 7. Photograph from March 11, 2019 when we witnessed active erosion occurring on the slope.
The brown-colored water is sediment from the slope entering the Rockaway River and being
transported downstream. A broken section of the storm sewer pipe is visible at the bottom left.
Alderman Fenske recused himself from the discussion due to professional concerns and on advice of Council.

An update of the slope failure was given indicating erosion continues up the slope. Near the bottom is a sewer pipe which is evidence of how much the erosion has occurred. Alderman Wekilsky gave a brief history on the investigation since the failure occurred, adding that the Corp of Engineers inspected the site and did not find immediate danger. It was recommended by Mr. Galster that they should be called in to research it again since the erosion continues and he feels it will cause more damage in a few years.

CONSENT AGENDA

Alderman Wade

RESOLUTION 20-86
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:

February 18, 2020 – Regular & Closed Session Meetings

RESOLUTION 20-87
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.

RESOLUTION 20-88
RESOLUTION AUTHORIZING A GRANT AGREEMENT FOR THE IRONWORKS HISTORIC DISTRICT

WHEREAS, the Mayor and Board of Aldermen of the Town of Boonton desires to further its historic preservation through various grants; and

WHEREAS, grants have been received with the aid of the Boonton Trails Committee with the Canal Society, and

WHEREAS, the Town is eligible to receive $77,150.00, and is in the process of obtaining a grant from the New Jersey Historic Trust, State of New Jersey in the amount of $50,000 for the Boonton Ironworks Historic District Registration; and

WHEREAS, the Canal Society of New Jersey has paid funds for the Certificate of Eligibility in the amount of $25,150.00;

WHEREAS, Historic Architects from Hickey & Connolly will complete the required Historic District Registration whereby the Town cannot degrade the integrity of the historic resources that are part of the period of significance (Ironworks); and

WHEREAS, the Town of Boonton must match the above referenced grant in the amount of $2,000.00.

NOW THEREFORE, BE IT RESOLVED, that Town Administrator Neil Henry be and is hereby authorized to execute a grant agreement with the State in the amount up to that awarded for the proposed project, and to seal the grant agreement.

RESOLUTION 20-89
RESOLUTION AUTHORIZING JOHNNIES TAVERN TO OBTAIN ENTERTAINMENT PERMIT

WHEREAS, an application has been received by Robert Steinhauser of Johnnies Tavern for an Annual Entertainment Permit for premises located at 301 Boonton Avenue, Boonton, NJ; and

WHEREAS, the application has been forwarded to the Boonton Police Department and Code Enforcement Departments.

NOW, THEREFORE, BE IT RESOLVED that all papers being in good order and the necessary fee having been paid to the Town of Boonton, the Clerk is hereby authorized to issue an Entertainment Permit for said premises, expiring December 31, 2020.

RESOLUTION 20-90
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON, NEW JERSEY, AWARDING A PROFESSIONAL SERVICES CONTRACT TO ACRISURE, LLC FOR PROFESSIONAL SERVICES RELATIVE TO THE TOWN OF BOONTON RISK MANAGEMENT SERVICES

WHEREAS, the Town of Boonton is desirous of obtaining professional services; and

WHEREAS, one (1) RFP for Risk Management Services was received on February 11, 2020; and

WHEREAS, the Mayor and Board of Aldermen deem it in the best interests of the residents of the Town of Boonton to retain the services of Acrisure, LLC, a corporation in the State of New Jersey, having its principal offices at 1460 Route 9 North, Ste. 310, Woodbridge, NJ 07095.

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

1. That the Administrator and Clerk be and are hereby authorized to execute a contract on the Town’s behalf with Acrisure, LLC for professional services to the Risk Management Services.

2. The contract is awarded for services to be performed by a person or persons licensed and authorized by law to practice a recognized profession and the services to be rendered are of an unspecified nature not compatible with competitive bidding.
3. The term of services shall be from the date of acceptance of the agreement until December 31, 2020, in full accord with the terms and conditions thereof.

4. The Consultant shall be paid by the Town of Boonton a fee as compensation for services rendered in an amount equal to five percent (5%) of the Municipality’s annual assessment as promulgated by the Funds of the Morris County Joint Insurance Fund.

5. The previous five year’s payments were as follows: In 2015, $17,479.79 was paid; 2016, $17,778.92 was paid; 2017, $18,112.00 was paid; 2018, $18,519.00 was paid; and 2019, $18,592.00 was paid.

6. This award is contingent upon certification by the Chief Financial Officer that sufficient funding exists therefore.

7. Notice of this action shall be published in “The Daily Record” newspaper within ten (10) days of the passage thereof.

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RESOLUTION 20-91
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON, NEW JERSEY, AWARDING A PROFESSIONAL SERVICES CONTRACT TO NISIVOCCIA, LLP FOR PROFESSIONAL SERVICES RELATIVE TO THE TOWN OF BOONTON AUDIT SERVICES

WHEREAS, the Town of Boonton is desirous of obtaining professional services; and

WHEREAS, one (1) RFP for the position of Auditor was received on February 11, 2020; and

WHEREAS, the Mayor and Board of Aldermen deem it in the best interests of the residents of the Town of Boonton to retain the services of Kathryn L. Mandell, CPA, RMA, Nisivoccia, LLP - a corporation in the State of New Jersey, having its principal offices at 200 Valley Road, Ste. 300, Mt. Arlington, NJ 07856; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., permits the hiring of professional services without advertising and public bid and requires that the resolution authorizing same be available for public inspection;

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

1. That the Administrator and Clerk be and are hereby authorized to execute a contract on the Town’s behalf with Nisivoccia, LLP for professional services relative to the Town of Boonton’s Audit.

2. The contract is awarded for services to be performed by a person or persons licensed and authorized by law to practice a recognized profession and the services to be rendered are of an unspecified nature not compatible with competitive bidding.

3. The term of services shall be from the date of acceptance of the agreement until December 31, 2020, in full accord with the terms and conditions thereof, at an annual rate not to exceed $79,600.00.

4. Additional services may be required or at our request, such as assistance with debt management plans, bond sales, tax rate projections, fund balance projections, special research projects, or other services and would be billed at standard hourly rates (which vary according to the level and range of experience of the personnel to be assigned as follows:

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<th>Position</th>
<th>Rate</th>
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<tr>
<td>Partner/Principal</td>
<td>$150 - $175</td>
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<tr>
<td>Manager/Supervisor</td>
<td>$135 - $145</td>
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<tr>
<td>Senior (in Charge Accountants)</td>
<td>$115 - $130</td>
</tr>
<tr>
<td>Staff Accountants</td>
<td>$ 95 - $110</td>
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4. This award is contingent upon certification by the Chief Financial Officer that sufficient funding exists therefore.

5. Notice of this action shall be published in “The Daily Record” newspaper within ten (10) days of the passage thereof.

I hereby certify that funds are available in the Municipal, Water and Sewer Operating Budgets


Yolanda Dykes, CFO
RESOLUTION 20-92

RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON, COUNTY OF MORRIS, STATE OF NEW JERSEY, APPOINTING CGP&H AS ADMINISTRATIVE AGENT FOR THE TOWN’S AFFORDABLE HOUSING PROGRAM AND AWARDING A PROFESSIONAL SERVICES CONTRACT WITHOUT COMPETITIVE BIDDING TO CGP&H

WHEREAS, the Town of Boonton’s Housing Element and Fair Share Plan promotes an affordable housing program pursuant to the Fair Housing Act (N.J.S.A. 52:27D-301 et seq.) and applicable Council on Affordable Housing and Uniform Housing Affordability Controls (“UHAC”) regulations; and

WHEREAS, the Town is required to appoint an Administrative Agent to perform duties set forth in the applicable UHAC regulations, including those related to affirmative marketing, household certification, affordability controls, resales and re-rentals, processing requests from unit owners, and enforcement, and in Chapter 70, Affordable Housing, of the Town Code; and

WHEREAS, Community Grants, Planning & Housing (“CGP&H”) has submitted a proposal dated February 27, 2020 to provide professional administrative agent services; and

WHEREAS, the Town wishes to retain CGP&H to provide such services, as per its proposal dated February 27, 2020; and

WHEREAS, the Town’s Chief Financial Officer has certified that sufficient funds are available for this purpose; and

WHEREAS, the Local Public Contracts Law, N.J.S.A. 40A:11-1 et seq., requires that the resolution authorizing the award of a contract for professional services without competitive bidding, and the contract itself, be available for public inspection.

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 awards, and authorizes the Mayor and Clerk to execute, a contract with CGP&H to provide professional administrative agent services, at an hourly rate of $130 for senior staff and $85 per hour for all other staff, for a total not to exceed $2,800, and reimbursement of expenses not to exceed $200, per the proposal dated February 27, 2020.

2. The contract is awarded without competitive bidding as a professional services contract in accordance with the provision of the Local Public Contract Law because said services are performed by a person licensed under law to practice a recognized profession.

3. Notice of this action shall be published once in the Town’s official newspaper as required by law.

4. A copy of this resolution shall be provided to the Town’s Chief Financial Officer and CGP&H for their information and guidance.

5. This resolution shall take effect immediately.

Yolanda Dykes, CFO

I hereby certify that funds are available in the Municipal Budget Account # 0-01-21-190-201

CONSENT AGENDA

Alderman Wade

Roll Call vote for Resolutions 20-86 through 20-92

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<th>BOARD MEMBER</th>
<th>YES</th>
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<td>Mr. Fenske</td>
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<td>Ms. Renfro-Michel</td>
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MOVED: WEKILSKY
SECOND: WADE

* RESOLUTION 20-91
*Due to professional concerns and on advice of Council, I, Joseph Fenske, recuse myself from this (these) resolution(s).

# Mayor & Board of Aldermen Committee Reports

<table>
<thead>
<tr>
<th>COMMITTEE</th>
<th>CHAIR</th>
<th>ALDERMAN</th>
<th>ALDERMAN</th>
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<tr>
<td>Economic Development</td>
<td>Joe Fenske</td>
<td>reported that the transit village designation discussion continues as it ties in with the Master Plan. They are currently looking into future endeavors once the transit village application is submitted.</td>
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<tr>
<td>Finance &amp; Personnel</td>
<td>Mayor Corcoran</td>
<td>reported that the committee has met a number of times and he and the Administrator met with several departments discussing their proposed budgets and if any department asked for increases of 5% or more, they are being asked to make sacrifices. So far, they have been working with the Police Chief and Captain, discussing staff needs and overtime. They continued discussing more at tonight’s meeting prior to this Board meeting. The Mayor commended the budget consultant for his work and said it’s well worth it having him. Alderman Robillard said they are doing their best to keep the budget where it should be. Alderman Bock agreed.</td>
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<tr>
<td>Grants</td>
<td>Edina Renfro-Michel</td>
<td>reported on the CDBG process. She, along with town representatives Mike Wade and Carl Sparano attended the County meeting. She and Aldermen Fenske made a presentation of this year’s application, which is for the upgrades for Plane Street Parking Lot. Last week, the committee met discussing historic grants. Mayor Corcoran stated that going forward, if there are financial requests, there needs to be the creation of a paper trail, therefore, all financial information must be submitted prior to adding it to a resolution.</td>
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<td>Ordinance &amp; Codification</td>
<td>Cy Wekilsky</td>
<td>reported that they will be meeting to discuss a number of ordinances prepared by the Town Attorney. Another ordinance regarding the Recreation Committee in the Code needs to also be changed. Mayor Corcoran explained that there is still a “committee” -- it’s only been “suspended” at this time. Alderwoman Renfro-Michel spoke about dogs and Pepe Park. She asked Mr. Wekilsky to look at that ordinance and revise it. Also, she asked if there will be an ordinance for the Knox-Boxes and was told it’s already been prepared. He explained that this would be for security boxes placed in businesses where the BFD would have access to be able to get keys to the entrances in case of emergency. These would be in place for businesses and high occupancy buildings.</td>
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<td>Police &amp; Parking</td>
<td>Michael Wade</td>
<td>indicated there has not been a meeting yet, however, one will be scheduled within a week. Chief Mayhood gave his monthly report of incidents. They have had their Accreditation Hearing and passed. The “walk through” will take place on March 19, 2020. They are preparing for the Little League Parade coming up and the Highlands’ Brew Fest. Mayor Corcoran wants to continue working with the BPD, BFD and EMS to come up with the cost showing the difference between going to the County rather than stay in-house for Dispatch Services. We also need to hold the county accountable since they are our service provider. If there are data indicates that we are not getting the service we want, we will need to coordinate with them. Alderman Wekilsky wants to see a comparison of the cost of dispatch in 2019 and now.</td>
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<td>Public Works</td>
<td>Edina Renfro-Michel</td>
<td>reported that a meeting was held this week. Bob Ezzi has been working with the RVRS and Mayor Corcoran thanked him for that, adding he is doing an excellent job as interim supervisor of the Department of Public Works.</td>
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NEW BUSINESS
Alderwoman Renfro-Michel

RESOLUTION 20-93
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN OF THE TOWN OF BOONTON, COUNTY OF MORRIS AND STATE OF NEW JERSEY, AUTHORIZING CHANGE ORDER #3 FOR THE GREEN STREET 1MG WATER STORAGE TANK REPLACEMENT CONTRACT D – FINAL SITE REMEDIATION PROJECT

WHEREAS, the Town of Boonton has previously awarded a Construction Contract to Tomco Construction, Inc., for a total contract sum of $649,931.30 through adoption of Resolution 18-318 on December 17, 2018; and

WHEREAS, the Town of Boonton has previously awarded Construction Contract Change Order #1 to Tomco Construction, Inc., for a total amount of $4,839.40 constituting a 0.74% increase to an adjusted contract value of $654,770.70 through adoption of Resolution 19-193 on June 17, 2019; and

WHEREAS, the Town of Boonton has previously awarded Construction Contract Change Order #2 to Tomco Construction, Inc., for a total amount of $35,646.00 constituting a 5.48% increase to an adjusted contract value of $690,416.70 through adoption of Resolution 19-287 on October 21, 2019; and

WHEREAS, the Town Engineer, Joseph R. Vuich, PE, PP, CME of Suburban Consulting Engineers, Inc. has reviewed and approved Change Order #3 submitted by Tomco Construction, Inc., in the amount of $53,046.14 representing the adjustment of actual constructed quantities as encountered in the field from the expanded remedial limits based upon post excavation sample results exceeding the remedial standards defined in the current remediation action plan and as required by the New Jersey Department of Environmental Protection Site Remediation Standards (N.J.A.C.7-26E), including the reduction of unused quantities from the original contract; and

WHEREAS, Change Order #3 constitutes an additional 8.16% increase to the proposed adjusted contract value of $743,462.84. All contract adjustments to date are summarized in the below table.; and

```
Green Street 1MG Water Storage Tank Replacement Contract D – Final Site Remediation
Tomco Construction, Inc., 22 Howard Boulevard, Suite 204, Mount Arlington, NJ 07856

<table>
<thead>
<tr>
<th>Change Order #3</th>
<th>Original Contract Amount</th>
<th>Approved</th>
<th>Increase</th>
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<tr>
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<td>$649,931.30</td>
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<tr>
<td>Approved Change Order #1</td>
<td>$4,839.40</td>
<td>Increase 0.74%</td>
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<tr>
<td>Approved Change Order #2</td>
<td>$35,646.00</td>
<td>Increase 5.48%</td>
<td></td>
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<tr>
<td>Current Change Order #3</td>
<td>$53,046.14</td>
<td>Increase 8.16%</td>
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<tr>
<td>Adjusted Contract Amount</td>
<td>$743,462.84</td>
<td>Increase 14.39%</td>
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NOW, THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton, New Jersey, as follows:

1. Change Order #3 be and is hereby authorized in the amount of $53,046.14.
2. This award is contingent upon certification by the Chief Financial Officer that sufficient funding exists therefore.
3. Notice of this action shall be published in “The Daily Record” newspaper within ten (10) days of the passage thereof.

I hereby certify that funds are available in the Water Capital Budget

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Account # H-06-55-581-001

Yolanda Dykes, CFO
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Joe Vuich, Town Engineer spoke about the reason for this Change Order.
SUBURBAN CONSULTING ENGINEERS, INC.

February 25, 2020

Mayor & Board of Aldermen

REGULAR MEETING MINUTES

March 2, 2020

Town of Boonton
100 Washington Street
Boonton, NJ 07005

Meeting Begins 7:30 p.m.

VEE:

SUBURBAN CONSULTING ENGINEERS, INC. (SCE) is pleased to provide the enclosed Change Order #3 for the Green Street 1MG Water Storage Tank Replacement Contract D – Final Site Remediation Project. The purpose of the enclosed Change Order #3, which resolved a dispute with the contractor, is to adjust the contract price to reflect the final site remediation work completed.

The Town of Boonton, through the Office of the Town Manager, and SCE, agree to the terms outlined in the enclosed Change Order #3. The contract price is increased by $1,822.34, bringing the total contract price to $1,049,979.34. This change order is effective immediately and reflects the final site remediation work.

Under the terms of the Change Order #3, the contractor will complete the final site remediation work as specified. Upon completion, the contractor will provide a final set of draw orders and receipts, and a final settlement will be issued. The Town of Boonton will review the final settlement and pay the contractor for the work completed.

If you have any questions, please contact the Town Manager’s office at 973-355-1200.

Thank you for your continued support of the Town of Boonton.

Sincerely,

Joseph A. Vitiello, PE, P.E. (CM)
Town Engineer
Mayor & Board of Aldermen
REGULAR MEETING MINUTES
March 2, 2020

TOWN HALL MEETING
100 Washington Street
Boonton, NJ 07005

Meeting Begins 7:30 p.m.

DISCUSSION AND PURCHASE OF CHANGE ORDER
The following revised quantity adjustments are included in Change Order #2:

BASE RENTAL PROPERTY - QUANTITY ADJUSTMENT
Item 3.1: Subcontractor Traffic Hazards
The original contract line for tolling included (1) on-ramp and (2) off-ramp. The actual contracted work of this item was completed and the contractor was paid for the actual work performed. The revised line is item number 17 and includes the following:

- Reduced Cost: $1,571.95

Item 3.2: Excavation of Contaminated Soil
The scope associated with item 3.2 includes the scope and quantity adjustments required for the excavation of contaminated soil based upon actual conditions encountered. The revised line is item number 18 and includes the following:

- Reduced Cost: $3,375.68

Item 3.3: Offices Required
The scope associated with item 3.3 includes the scope and quantity adjustments required for the office required based upon actual conditions encountered. The revised line is item number 19 and includes the following:

- Reduced Cost: $3,717.34

SUBSIDIARY CONSULTING ENGINEERS, INC.

Item 3.4: Certified Class D R
The scope associated with item 3.4 includes the scope and quantity adjustments required for the certification of the soil as Class D, as required by the New Jersey Department of Environmental Protection's Soil Retention Standards (N.J.A.C. 5:38). The revised line is item number 20 and includes the following:

- Reduced Cost: $4,125.00

Item 3.5: Allert Plan
The scope associated with item 3.5 includes the scope and quantity adjustments required for the allert plan, as required by the New Jersey Department of Environmental Protection's Soil Retention Standards (N.J.A.C. 5:38). The revised line is item number 21 and includes the following:

- Reduced Cost: $3,177.34

PREVIOUSLY APPROVED CHANGE ORDER - QUANTITY ADJUSTMENT

Item 3.1: 18TH STREET OVERWATER STRIP AND ELECTION
The original contract line for overwater strip and election included the following:

- Reduced Cost: $1,571.95

This adjustment is to be included in Change Order #2 as an approved change order contract for taxes.

RECOMMENDED CHANGE ORDER ITEMS

Item 3.2: PCO #17 ZA-347 TCA Material Differenced Cost
The following item change order requests, as provided by the Contractor (attached herein) shall be included in Change Order #2 as an approved change order contract for taxes:
Mayor & Board of Aldermen
REGULAR MEETING MINUTES
March 2, 2020
Town of Boonton 100 Washington Street Boonton, NJ 07005

Meeting Begins 7:30 p.m.

Mayor Corcoran opened the meeting to the public for comment or discussion. Having nobody come forward, he closed this portion of the meeting.

CLOSED SESSION

Alderman Cardillo

RESOLUTION 20-94
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: Contract Negotiations
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

MOVE: RENFRO-MICHEL
SECOND: DeVENEZIA

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VOICE VOTE: INFAVOR: X AGAINST: ____
Additional resolutions approved during this meeting:

RESOLUTION 20-95
RESOLUTION OF THE MAYOR AND BOARD OF ALDERMEN AUTHORIZING A DONATION OF $750.00 TO BOONTON AREA CULTURAL ARTS FOR YEAR 2020

WHEREAS, the Mayor and Board of Aldermen received a request from Boonton Area Cultural Arts for a donation for the 2020 Summer Concert Series; and

WHEREAS, the Mayor and Board of Aldermen agree that the above organization’s request should be approved in the amount of $750.00.

NOW THEREFORE, BE IT RESOLVED by the Mayor and Board of Aldermen of the Town of Boonton that $750.00 be donated to Boonton Area Cultural Arts, PO Box 441, Boonton, NJ 07005 for 2020 Summer concerts in Grace Lord Park.

MOVED: ROBILLARD  SECONDED: RENFRO-MICHEL
VOICE VOTE: IN FAVOR: X  AGAINST: _____

ADJOURN

Alderman DeVenezia

There being no further business, the meeting adjourned at 10:25 p.m.:

MOVED: DeVENEZIA  SECONDED: FENSKE  TIME: 10:25PM
VOICE VOTE: IN FAVOR: X  AGAINST: _____

__________________________________     Date Approved: ____________________
Cynthia A. Oravits, RMC
Town Clerk