



**AGENDA FOR THE COUNCIL MEETING OF THE BOROUGH OF MOUNTAIN LAKES
HELD AS A REMOTE MEETING ON ZOOM**

October 12, 2020

PUBLIC SESSION – BEGINS AT 7:30 PM

To Participate via computer please use the following link: <https://zoom.us/j/208487754> or
call iPhone one-tap : US: +13126266799,, 208487754# or +19292056099,,208487754#
Or Telephone: Dial (for higher quality, dial a number based on your current location):
US: +1 312 626 6799 or +1 929 205 6099 or +1 346 248 7799 or +1 669 900 6833 or
+1 253 215 8782 or +1 301 715 8592 Webinar ID: 208 487 754

1) CALL TO ORDER AND OPEN PUBLIC MEETINGS ACT STATEMENT – Mayor

This meeting is being held in compliance with Public Law 1975, Chapter 231, Sections 4 and 13, as notice of this meeting and the agenda thereof had been reported to The Citizen and the Morris County Daily Record and The Star Ledger on January 7, 2020 and posted in the municipal building.

2) ROLL CALL ATTENDANCE - Clerk

3) FLAG SALUTE – Mayor

4) EXECUTIVE SESSION

5) COMMUNITY ANNOUNCEMENTS

6) SPECIAL PRESENTATIONS

7) REPORTS OF BOROUGH ESTABLISHED BOARDS, COMMISSIONS AND COMMITTEES

a. Public Works Committee – Island Beach & Birchwood Lake Update

8) PUBLIC COMMENT

Please state your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

9) BOROUGH COUNCIL DISCUSSION ITEMS

10) ATTORNEY'S REPORT

11) MANAGER'S REPORT

12) RESOLUTIONS

a. 9/14/20 Minutes

b. R147-20, Supporting a Plastic Bag Ban and Urging Governor Murphy to Sign Legislation Instituting a Statewide Ban

13) ORDINANCES

14) *CONSENT AGENDA ITEMS

Matters listed as Consent Agenda Items are considered routine and will be enacted by one motion of the Council and one roll call vote. There will be no separate discussion of these items unless a Council member requests an item be removed for consideration.

***RESOLUTIONS**

- a. *R141-20, Authorizing the Payment of Bills*
- b. *R142-20, Establishing Revised 2020 Borough Council Meeting Schedule*
- c. *R143-20, Authorizing a Lien on Block 64, Lot 16 (41 Melrose Road) for Costs Incurred in the Remediation of a Property Maintenance Violation*
- d. *R144-20, Authorizing the Adoption of the 2020 Morris County, New Jersey Hazard Mitigation Plan Update*
- e. *R145-20, Rejecting the Bid for Leaf & Brush Removal Services*
- f. *R146-20, Authorizing the Award of Contract for Condit Road Improvement Project*

***APPROVAL OF MINUTES**

9/30/20 (Regular)

***APPROVAL OF REPORTS FOR FILING** *(reports are included only if checked)*

- Construction Department
- Department of Public Works
- Fire Department
- Health Department
- Police Department
- Recreation Department
- Code Enforcement/Property maintenance report

***BOARD, COMMITTEE AND COMMISSION APPOINTMENTS**

15) COUNCIL REPORTS

16) PUBLIC COMMENT

Please state your name and address for the record. Each speaker is limited to one (1) comment of no more than five (5) minutes and no yielding of time to another person.

17) NEXT STEPS AND PRIORITIES

18) ADJOURNMENT



Public Works Committee Report
Island Beach and Birchwood Lake
October 12, 2020

Agenda

- Project History: Approved Budget & Failed Bids
- In-House Project Management: Taxpayer Savings
- Birchwood Lake Project
- Island Beach Project
- Budget Update
- Committee Recommendations: Swing Set & Parking Lot

The Birchwood Lake and Island Beach Projects: Approved Budget & Failed Bids in 2017 and 2018

- In May 2016, Council approved \$1,523,000 for the Birchwood Lake & Island Beach Projects
 - \$730,000 Birchwood Lake project construction
 - \$655,100 Island Beach project construction
 - \$137,900 Architect & Engineering (Section 20) for both projects
- Birchwood Lake and Island Beach project construction (approved construction budget of \$1,385,100) was bid out in August 2017, with six failed bids ranging from \$2.09M - \$2.96M
- In response, the project architect and committee value engineered the project – resulting in the elimination of an estimated \$588,000 in project costs
 - Modest reduction in square footage, modified layout and other adjustments
 - Demolition, parking lot upgrades, tree removals & Island Beach pavilion eliminated from base scope
 - (See April 2018 memo for details)
- When the project was bid out again in 2018 after scaling back the project scope, two rounds of bids failed, with failed bids ranging from \$1.60M - \$2.71M

The Borough responded by bringing management of the projects in-house, resulting in significant savings

- Taxpayer savings of \$225K to date, representing 15% of the total budget of \$1.5M
- Additional savings anticipated, with a current budget balance of \$213K
- Several items eliminated from the base scope of the project in 2018 have been completed within the approved budget:
 - The Island Beach pavilion
 - Demolition & tree removal work at both projects
 - Parking lot repaving at Birchwood
 - Birchwood Lake garage improvements
 - In addition, items not part of the original bid scope have been purchased, including lifeguard chairs, a beach wheelchair and refrigerator
- **Additional Benefits:** Projects completed after years of discussion... quality craftsmanship... improved accessibility... new facilities for residents to enjoy!

The Renovated & Expanded Birchwood Lake Facility Opened in June 2019

Birchwood Lake Improvements

- All demolition, tree removal & site work
- Complete gut rehab and significant expansion of facilities
- New stucco exterior, trim, doors, windows and roof
- New interior finishes and fixtures
- Expanded lifeguard quarters
- Expanded ADA-compliant bathrooms & changing tables
- Expanded, modernized snack shack
- The addition of an attached pavilion (18' x 24')
- Garage: new roof, stucco finish and trim
- Repaving of the parking lot
- Parking barriers replaced with boulders (in process) and planting 4 new trees in parking lot (November)
- *Also worth noting:* Woodlands Rain Garden, with grant from Whippany River Watershed Action Committee & lots of volunteer help!



\$14K Reserved for Supplemental Items:

- New Signage
- Security Cameras
- Install Swing Set
- Paint Garage Doors
- Gate at Far-side of Beach (Spring 2021)
- Stone Entrance Columns (Proposal Being Developed for Review)

New Island Beach Facilities Were Completed this Summer

Island Beach Improvements

- All demolition, tree removal and site work
- New beach house facility
 - ADA-compliant bathrooms & changing tables
 - Storage room
 - Snack shack
 - Lifeguard quarters
- Free-standing pavilion
- 2 showers and water fountain
- New curbing & walkway
- Sand replenishment
- Grass restoration
- Stone Wall Repairs (October)
- Tree Planting (November)



\$22K Reserved for Supplemental Items:

- New Signage
- Security Cameras
- Picnic Tables & Shower Benches
- 2 Lifeguard Chairs
- Install Swing Set
- Relocated Boat Racks
- Low Maintenance Plantings in Parking Lot Islands

Total Budget of \$1.5M. Budget Balance of \$213K. Savings to Date of \$225K.

	Birchwood Lake	Island Beach	Architect & Engineering	Total
Approved Budget	\$730,000	\$655,100	\$137,900	\$1,523,000
After \$27,500 Transfer to A&E budget*	\$716,250	\$641,350	\$165,400	\$1,523,000
Project Expenses	(\$391,770)	(\$531,930)	(\$161,189)	(\$1,084,889)
<u>Transfer to Capital Fund Balance***</u>	<u>(\$225,000)</u>			<u>(\$225,000)</u>
Balance	\$99,480	\$109,420	\$4,211	\$213,111
Total Project Savings To Date	\$225,000			\$225,000

* \$27,500 was transferred to the A&E budget from the Birchwood budget (\$13,750) & Island Beach budget (\$13,750) to cover re-work after failed bids in 2017.
 ** The labor of all sub-contractors and temporary employees specifically hired for the project has been charged to the project budget. The labor of other DPW employees is not cost allocated to the project; it is covered by the Borough's general operating budget. This is standard, acceptable accounting practice. The estimated value of labor not cost allocated to the project = \$75,000. (0.5FTE x 8 months for Birchwood Lake project; 0.5FTE x 8 months + 2FTEs x 1 month for Island Beach).
 *** \$225k from the Birchwood budget was recognized as savings (after Council discussion & approval) and transferred to the Borough's capital fund balance

Committee Recommendations

1. Locate Island Beach swing set between pavilion and the Masonic Lodge (see Site Plan).
2. Hold off on repaving the Island Beach parking lot. While the proposed parking lot design is complete, the asphalt is in serviceable condition and the work may not be required for 3-5 years or more. In the meantime, plant some low-maintenance plants in the parking lot islands.

In addition, the committee is preparing some recommendations for 2021 budget consideration:

- Finalize proposal for re-decking the Birchwood Lake docks. This would involve replacing composite wood on the docks: a major new project. The proposed design could eliminate the need for the existing concrete “piers” (and may also cover the existing concrete pad). Initial cost estimate: \$125K materials and \$125K for outside labor. Project could potentially be done in-house to save on labor expenses.
 - Work with Recreation Commission on proposal for building additional boat racks at Island Beach.
 - Finalize proposals for replacing Island Beach flagpole and adding wi-fi hotspots at the beaches.
- **For Council Consideration:** Should remaining, unallocated beach project funds be “reserved” for proposed 2021 budget items or captured as savings in 2020?

A lot of deliberation has gone into the recommended location for the Island Beach swing set

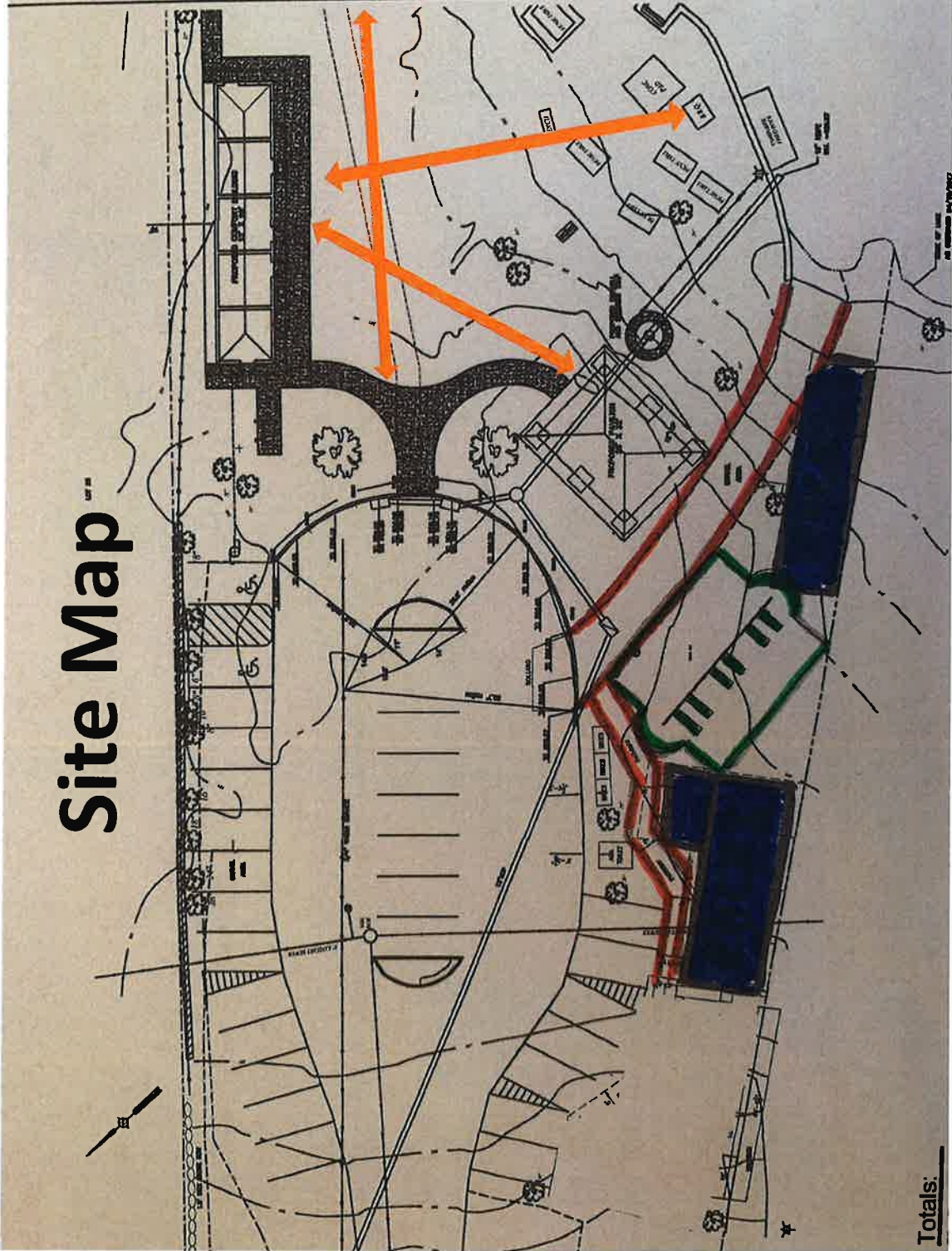
After considering three workable locations, including two in the sand area between the parking lot and bridge, Committee Members and Beach Director recommend placing the swing set along the property border with the Masonic Lodge. Why?

- Safety: keep swing set out of foot traffic from parking lot to beach... from picnic grove to beach house... and from pavilion to beach house
- New usage patterns:
 - Pavilion as a new “center-point” of recreation
 - Open sand area as a new recreation zone
- Preserving open views from the pavilion
- Making better use of Borough property along border with the Masonic Lodge

This placement will require the relocation of some existing boat racks (see site plan) and a defined safe walking path from boat racks to the lake (see site plan)



Site Map



Foot traffic



Swing Set



Space to accommodate boat racks with clearance



Safe walking path with boats

Plans for an Island Beach rain garden also will be incorporated.

Totals:

Watercolor Illustration

Shows perspective from
Island Beach swing set

The swing set will include
3 big kid swings, 2 toddler
swings, and 1 ADA-compliant
swing



Current Public Works Committee members include: Borough Manager Mitchell Stern, DPW Director Doug Edler, DPW Foreman Jim Pappa, Recreation Director Karen Brennfleck, Environmental Commission Chair Mimi Kaplan, Deputy Mayor Tom Menard, Councilwoman Lauren Barnett and Councilwoman Cynthia Korman.

The committee also consulted with Beach Director Vicki Allison, Borough Engineer Bill Ryden, Planning Board & Green Team Member Meghan Leininger, and the Shade Tree Commission in making recommendations.

Questions?



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

Mitchell Stern
Borough Manager
mstern@mtnlakes.org

400 Boulevard
Mountain Lakes, NJ 07046
P -973-334-3131 ext .2006
F -973-402-3466

To: Public Works Advisory Committee
Date: April 19, 2018
Subj: Site Improvements and New Buildings at Island Beach and Birchwood Lake

On February 22, 2018, Mark Prusina, Bill Ryden, Steve Gluck, Jeff Schlecht and I met to review and discuss previous efforts to value engineer the project. Mark Prusina, Bill Ryden, Jeff Schlecht and I met again on March 29, 2018 to again review our efforts and to take another look at where else we could find savings. All of the efforts to value engineer the project, beginning back in October 2017 through the most recent meetings have resulted in an estimated \$588,325 in cost reductions.

The results of these efforts can be found on the attached value engineering report and building design. We believe we now have a product that maintains the spirit of the project, meets the needs of the community, stays within budget, and is compliant with the environmental permitting process. Kindly review these attached documents and feel free to submit questions or concerns.

Finally, the following is a preliminary schedule of future milestones:

- a. April 24: Completed revisions to Bid Documents
- b. May 1 – May 30: Bid duration
- c. June 1 – July 1: Bid review, award and permit review
- d. Aug 1 – Sept 1: Pre-construction meeting coordination
- e. September 4: Construction begins



April 13, 2018

**Value Engineering Recommendations
Site Improvements and New Buildings at
Island Beach and Birchwood Lake
Mountain Lakes, New Jersey
RSC #08.14.041**

The following is a list of value engineering items proposed to reduce the cost of the project. The proposed revisions do not greatly change the program or overall look of the project with the exception of the pavilion. The total savings of the proposed items is approximately \$588,325. Sketches of the proposed revisions are provided for reference.

Island Beach

Island Beach

Architectural Scope:

- | | |
|-------------------------------------------------------------------------------------------|--------------|
| 1. Modify layout of lifeguard office | \$ 41,125.00 |
| a. Reduce area of footprint by 175 sq. ft. | |
| b. Relocate sink and millwork to plumbing wall shared with concession. | |
| c. Remove window between concession and lifeguard office. | |
| d. Removed door to walkway on south side of lifeguard office. | |
| e. Relocate screen wall adjacent to end of millwork for a discrete cot area. | |
| e. Eliminate (2) two sinks. | |
| 2. Re-allocate of purchase some items to be by Owner; | \$ 1,600.00 |
| a. storage shelving | |
| b. white boards and tack boards | |
| 3. Revise 1300 sf of epoxy resin finish (w/ integral base) to epoxy paint and vinyl base. | \$ 9,000.00 |
| 4. Revise hollow metal jamb detail at service windows to flush CMU | \$ 500.00 |
| 5. Revise 4x5 alum roof leaders to 3x4. | \$ 1,000.00 |
| 6. Revise 3000 sf of brick paver walkways to concrete. | \$ 15,000.00 |
| 7. Eliminate shelf in utility room (above mop sink). | \$ 1,000.00 |
| 8. Eliminate aluminum (2) screen doors. | \$ 1,000.00 |
| 9. Eliminate steel jamb protector at boat storage. | \$ 1,000.00 |
| 10. Eliminate floor drains at boat storage and concession area. | \$ 2,000.00 |
| 11. Eliminate the insulation inserts in the CMU. | \$ 2,500.00 |

Site/Civil Scope:

- | | |
|-----------------------------------------------------------------------|----------------------|
| 1. Owner to perform demolition | \$ 135,000.00 |
| 2. Owner to perform tree removal | \$ 20,000.00 |
| 3. Eliminate parking lot improvements | \$ 100,000.00 |
| 4. Remove Pavillion from the Base Bid and provide as an Add Alternate | \$ 65,000.00 |
| Subtotal Island Beach | \$ 395,725.00 |

Birchwood Lake

Birchwood Lake

Architectural Scope:

1. Modifications to the layout of lifeguard office and concession
 - a. Reduce area of footprint by 200 sq. ft. \$ 47,000.00
 - b. Revise plan to reduce length of building by approx 3'-0"
 - c. Remove concession window/counter facing walkway relocate door.
 - d. Relocate concession hand sink to south wall (adjacent 3-compartment sink).
 - e. Relocated lifeguard hand sink to south wall (adjacent bathroom plumbing wall)
 - e. Eliminate (2) two sinks
2. Re-allocate of purchase some items to be by Owner; \$ 1,600.00
 - a. storage shelving
 - b. white boards and tack boards
3. Revise 1500 sf of epoxy resin finish (with integral base) to epoxy paint and vinyl base. \$ 10,000.00
4. Revise hollow metal jamb detail at service windows to flush CMU \$ 1,000.00
5. Revise 4x5 alum roof leaders to 3x4. \$ 1,000.00
6. Revise 1500 sf the brick paver walkways to concrete. \$ 7,500.00
7. Eliminate the insulation inserts in the CMU. \$ 2,500.00
8. Eliminate shelf in utility room (above mop sink). \$ 1,000.00
9. Eliminate (2) aluminum screen doors. \$ 1,000.00

Site/Civil Scope:

1. Owner to perform demolition \$ 100,000.00
2. Owner to perform tree removal \$ 20,000.00

Subtotal Birchwood Lake \$ 192,600.00



BOROUGH OF MOUNTAIN LAKES

LISTED IN NATIONAL AND STATE REGISTERS OF HISTORIC PLACES

Mitchell Stern
Borough Manager
mstern@mtnlakes.org

400 Boulevard
Mountain Lakes, NJ 07046
P -973-334-3131 ext.2006
F -973-402-5595

To: Mayor Shepherd, Deputy Mayor Menard, Councilmembers Barnett, Happer, Horst,
Korman and Lane
Subj: Manager Update
Date: October 2, 2020

Mayor and Council,

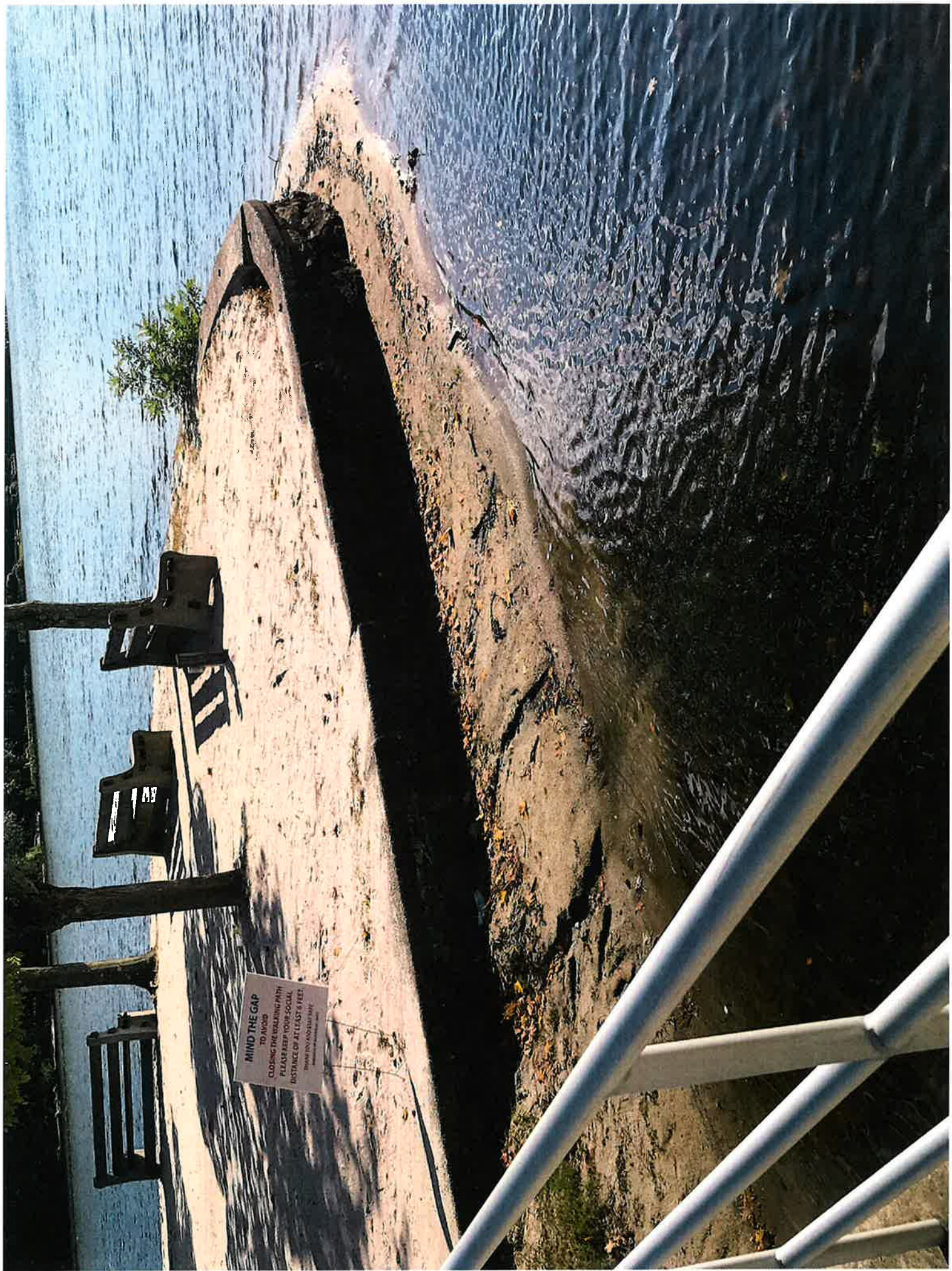
A review of the past week:

Mountain and Wildwood Lake Lowering – Lowering of the lakes in accordance with our NJ DEP permit has begun. All properties surrounding the lake have been notified. The lowered level will continue until December 1st, at which time the lake will be allowed to naturally refill.

Island Beach – Island Retaining Wall – Two sections of the retaining wall surrounding the island are failing. The specific areas of concern are located at the front right quarter of the island (photo attached) and the section to the right as you enter the swim area in the lake from the island. We will be taking advantage of the lake lowering to make the necessary repairs, which we estimate to be \$15,000.

As always, I encourage anyone with questions or concerns to reach out to me.

Mitchell



**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 147-20

**“RESOLUTION SUPPORTING A PLASTIC BAG BAN AND URGING
GOVERNOR MURPHY TO SIGN LEGISLATION INSTITUTING A STATEWIDE BAN”**

WHEREAS, the Borough Council finds that 1 trillion plastic bags are used worldwide and less than 5% of that plastic is recycled; and

WHEREAS, the Borough Council finds that the United States alone uses over 380 billion plastic bags and wraps yearly, and that over 4 billion single use bags are used by New Jersey residents annually; and

WHEREAS, the Borough Council finds that up to 80% of ocean plastic pollution enters from land, injuring or killing 267 species and 100,000 marine animals worldwide annually; and

WHEREAS, the Borough Council finds that numerous studies by government and environmental groups have found that use of single-use plastic carryout bags poses serious public health and environmental risks, causing damage to and contamination of public waterways and ecosystems that pollute drinking water, threaten wildlife, block storm drains and negatively impact the ecosystem and food chain as a whole; and

WHEREAS, the Borough Council finds that single-use plastic waste degrades neighborhoods and constitutes litter in parks and sewer systems and the Passaic, Whippany and Rockaway Rivers and their tributaries; and

WHEREAS, the Borough Council finds that single-use plastic bags are now regulated in sixty countries, four major cities in the United States, as well as hundreds of towns throughout the United States and twenty-five in New Jersey as of this date; and

WHEREAS, the Borough Council finds that it is time for the Borough of Mountain Lakes to make a stand and do its part to protect our oceans and other waterways and natural resources from the problems associated with non-degradable plastic bag pollution; and

WHEREAS, the Borough Council finds that it is in the best interest of the public to regulate the use of single-use plastic bags and paper bags by retail establishments and promote the use of reusable bags within the State of New Jersey rather than having municipalities acting alone;

NOW THEREOFRE BE IT RESOLVED, by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, that the Borough Council hereby supports the ban on single-use plastic bags by retail establishments statewide and urges Governor Murphy to sign the Legislation adopted by the Legislature instituting such a ban and supports the efforts of the Mountain Lakes Environmental Commission to raise awareness of the deleterious effects of plastic bag usage.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on October 12, 2020.

Mitchell Stern, Acting Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Barnett						
Happer						
Horst						
Korman						
Lane						
Menard						
Shepherd						

RESOLUTION AND ORDINANCE REVIEW FOR THE OCTOBER 12, 2020 MEETING

TO: MAYOR AND COUNCIL

FROM: MITCHELL STERN, MANAGER

RESOLUTIONS

R142-20, ESTABLISHING REVISED 2020 BOROUGH COUNCIL MEETING SCHEDULE AND ESTABLISHING STANDARD PROCEDURES AND REQUIREMENTS FOR PUBLIC COMMENT DURING REMOTE MEETINGS - this resolution, made necessary by changes to our meeting format (remote meetings vs. in-person due to the Coronavirus related state of emergency), provides updated language for our notice of public meetings. The notice is a requirement of newly promulgated regulations put forth by the NJ Department of Community Affairs. The resolution has been reviewed by the Borough Attorney for compliance with new state requirements.

R143-20, AUTHORIZING A LIEN ON BLOCK 64, LOT 16 (41 MELROSE ROAD) FOR COSTS INCURRED IN THE REMEDIATION OF A PROPERTY MAINTENANCE VIOLATION – this resolution allows the Borough to place a lien on the property of 41 Melrose Road to reimburse the Borough for costs associated with the remediation of property maintenance violations that the owner has refused to address.

R144-20, AUTHORIZING THE ADOPTION OF THE 2020 MORRIS COUNTY, NEW JERSEY HAZARD MITIGATION PLAN UPDATE – this resolution, a requirement of the Federal Emergency Management Agency, allows the Borough to receive reimbursement of eligible costs incurred during federally declared emergencies. Without the resolution in place, the Borough cannot receive reimbursements from FEMA. Due to the size of the plan document, we will not be printing it unless requested. You can view the plan on Morris County’s website at this link: <https://oem.morriscountynj.gov/mitigation/2020-mitigation-plan-update/>.

R145-20, REJECTING THE BID FOR LEAF AND BRUSH REMOVAL SERVICES – this resolution authorizes the rejection of the one bid received on September 30, 2020. The one bid received was significantly higher than the budgeted amount for these services. The recommendation to reject the bid is being made by the Borough Manager in consultation with the Borough Engineer.

R146-20, AUTHORIZING THE AWARD OF CONTRACT FOR CONDIT ROAD IMPROVEMENT PROJECT - this resolution authorizes the Borough Manager to enter into a contract with Cifelli & Son General Construction Inc. in the amount of \$164,512.50 for the Condit Road Improvement Project. The Borough Engineer and Borough Attorney reviewed bids that were submitted and have recommended the award.

R147-20, SUPPORTING A PLASTIC BAG BAN AND URGING GOVERNOR MURPHY TO SIGN LEGISLATION INSTITUTING A STATEWIDE BAN – this resolution has been created at the request of members of Borough Council to show their support of the statewide plastic bag ban bill that is awaiting the signature of Governor Murphy.

ORDINANCES

If there are any questions prior to the meeting, please feel free to contact me.

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 141-20

“RESOLUTION AUTHORIZING THE PAYMENT OF BILLS”

WHEREAS, the Borough Manager has reviewed and approved purchase orders requested by the Department Heads; and

WHEREAS, the Finance Office has certified that funds are available in the proper account; and

WHEREAS, the Borough Treasurer has approved payment, upon certification from the Borough Department Heads that the goods and/or services have been rendered to the Borough.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey, that the current bills, dated **October 12, 2020** and on file and available for public inspection in the Office of the Treasurer and approved by him for payment, be paid.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on October 12, 2020.

Mitchell Stern, Acting Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Barnett						
Happer						
Horst						
Korman						
Lane						
Menard						
Shepherd						

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 10/12/2020 For bills from 09/24/2020 to 10/07/2020

Check#	Vendor	Description	Payment	Check Total
17804	2465 - ABADDEL PEST CONTROL CO.	PO 22480 SEASONAL PEST CONTROL TREATMENT	150.00	150.00
17805	124 - AC DAUGHTRY, INC.	PO 22502 DPW - CENTRAL STATION MONITORING - 4th Q	164.70	
		PO 22502 DPW - CENTRAL STATION MONITORING - 4th Q	60.00	224.70
17806	2431 - ACCENTPDIR	PO 22541 STORM RECOVERY - ISAIAS - INTERVALE RD S	640.00	640.00
17807	219 - ACCESS	PO 22037 CUST# 156NFY04790 MAY-DEC 2020 BLANKET	1,271.93	1,271.93
17808	2237 - ACUITY SPECIALITY PRODUCTS, INC.	PO 22521 STREETS & ROADS - DEPARTMENT SUPPLIES	152.99	152.99
17809	164 - ALERT-ALL CORP.	PO 22568 FIRE PREVENTION: 2020 SCHOOL VISITS	1,248.50	1,248.50
17810	196 - ALLIED OIL	PO 22303 UNLEADED FUEL - BLANKET 2020	748.59	748.59
17811	239 - AMERICAN WEAR, INC.	PO 22545 STREETS & ROADS - UNIFORMS	335.50	335.50
17812	189 - ANCHOR ACE HARDWARE	PO 21534 POLICE DEPT: ACCT # 001413 - 2020 BLANKE	25.97	25.97
17813	102 - ANDERSON & DENZLER ASSOC., INC	PO 22554 AUGUST 2020 PROFESSIONAL SERVICES	1,582.23	
		PO 22554 AUGUST 2020 PROFESSIONAL SERVICES	249.83	
		PO 22554 AUGUST 2020 PROFESSIONAL SERVICES	2,792.39	
		PO 22554 AUGUST 2020 PROFESSIONAL SERVICES	2,248.44	6,872.89
17814	4140 - APLED HOLDCO, INC	PO 22523 ISLAND BEACH PROJECT - TEMPORARY STORAGE	398.00	398.00
17815	4120 - ARAMSCO, INC	PO 22265 POLICE: Protective Equipment	199.75	199.75
17816	3973 - ARCARI & IOVINO ARCHITECTS, PC	PO 22056 BORO HALL: DESIGN DEVELOPMENT PHASE	5,789.49	
		PO 22488 BORO HALL: CONSTRUCTION DEVELOPMENT PHAS	21,000.00	26,789.49
17817	372 - BEN SHAFFER RECREATION, INC	PO 22507 RECREATION: SOCCER NETS	220.94	220.94
17818	3828 - BOROUGH OF MADISON	PO 22558 JULY 2020 IT SERVICES	801.10	801.10
17819	456 - CHADLER SOLUTIONS, LLC	PO 22557 2020 RISK MANAGEMENT CONSULTANT FEE - 2N	4,880.00	4,880.00
17820	4090 - CLEAN MAT SERVICES, LLC	PO 22152 BORO- P.D - DPW MATS: 2020 - BLANKET	195.00	195.00
17821	1481 - CORE & MAIN, LP	PO 22352 WATER DEPARTMENT - EQUIPMENT - BLANKET 2	108.00	
		PO 22489 WATER DEPARTMENT - EQUIPMENT & TOOLS - W	1,950.00	2,058.00
17822	657 - DRAEGER, INC.	PO 21532 POLICE: EQUIPMENT MAINTENANCE -2020 BLA	240.00	240.00
17823	1170 - FERGUSON ENTERPRISES #501	PO 22443 ISLAND BEACH - BATHROOM MAINTENANCE	318.63	318.63
17824	2517 - FFI FIREFIGHTER ONE, LLC	PO 22494 FIRE DEPT: HELMET SHIELDS	278.20	278.20
17825	753 - FIRE FIGHTERS EQUIPMENT CO.	PO 22551 FIRE DEPT: GLOVES	421.00	421.00
17826	653 - GANNET NEW JERSEY NEWSPAPERS	PO 21579 BOA/PLANNING: ADVERTISING - ACCT#31471	40.42	
		PO 22395 CLERK - 2020 ADVERTISING-ACCT#31471 - BL	606.55	646.97
17827	876 - GARDEN STATE LABORATORIES, INC	PO 22519 WATER DEPARTMENT- QUARTERLY WELL TESTING	3,154.00	3,154.00
17828	3991 - GRM INFORMATION MANAGEMENT SERVICES	PO 22027 2020 ARCHIVE STORAGE - BLANKET- REMAININ	65.00	65.00
17829	909 - HACH COMPANY	PO 22460 WATER DEPARTMENT - EQUIPMENT & TOOLS	579.25	579.25
17830	859 - JCP&L	PO 22574 MAST ACCT#200 000 054 011/ BILL DATE: SE	4.69	
		PO 22575 ACCT#100 141 241 693 / BILL PRD: 8/25 to	52.14	
		PO 22582 MASTER ACCT# 200 000 569 000 - SEPTEMBER	3,518.43	3,575.26
17831	1040 - JESCO, INC.	PO 21434 STREETS & ROADS - EQUIPMENT REPAIR BLAN	200.28	200.28
17832	3588 - MCELROY, DEUTSCH, MULVANEY & CARPEN	PO 21901 2020 PROFESSIONAL SERVICES - PLANNING BO	122.50	122.50
17833	1338 - MGL PRINTING SOLUTIONS, LLC	PO 22473 WATER/SEWER DEPARTMENT - SUPPLIES/FORMS	470.00	
		PO 22473 WATER/SEWER DEPARTMENT - SUPPLIES/FORMS	470.00	
		PO 22506 ADMIN: RECYCLING YARD HANG TAGS - COVID	1,856.20	2,796.20
17834	2356 - MINERVA CLEANERS	PO 22572 FIRE DEPT: PPE CLEAN/REPAIR	206.50	206.50
17835	3648 - MONMOUTH TELECOM	PO 21866 2020 TELEPHONE SERVICES / ACCT# 36289 -	1,378.42	1,378.42
17836	2714 - MORRIS CO. LEAGUE OF MUNICIPALITIES	PO 22573 2020 BOROUGH MUNICIPALITY DUES	100.00	100.00
17837	1371 - MTN. LAKES BOARD OF EDUCATION	PO 22595 OCTOBER 2020 MTN LAKES SCHOOL DISTRICT G	1,842,902.00	1,842,902.00
17838	1472 - MURPHY MCKEON P.C.	PO 21917 2020 LEGAL/ RETAINER FEES - BLANKET	4,166.66	4,166.66
17839	881 - NCX	PO 21520 BLANKET: 2020 DNS HOSTING / ACCT# GTI	21.95	21.95
17840	4168 - NEW JERSEY RECREATION & PARK ASSOC.	PO 22588 RECREATION: 2020 MEMBERSHIP	120.00	120.00
17841	1562 - NJLM	PO 22570 COUNCIL: 2020 LEAGUE OF MUNICIPALITIES R	165.00	165.00
17842	1754 - NORTHEAST COMMUNICATIONS, INC.	PO 22571 FIRE DEPT: ENGINE 2	90.00	90.00
17843	2968 - OPTIMUM	PO 21464 2020 DPW INTERNET SERVICES ACCT# 07876-6	136.18	136.18
17844	2968 - OPTIMUM	PO 21465 2020 DPW: ACCT# 07876-414565-01-0	11.74	11.74
17845	3173 - OPTIMUM	PO 21578 FIRE: ACCT# 07876-603439-01-8 CABLE - 20	71.69	71.69
17846	479 - PARKER PUBLICATIONS	PO 22234 ZBOA/PLANNING BRD - ACCT# 010902 - 2020	57.81	57.81
17847	3113 - PHILLIPS PREISS GRYGIEL LEHENY HUGH	PO 22555 MAY/JUNE 2020 PROFESSIONAL SERVICES	503.75	503.75
17848	4165 - PINE ENVIRONMENTAL SERVICES, LLC	PO 22547 WATER DEPARTMENT - EQUIPMENT & TOOLS	100.00	100.00
17849	3888 - PLANET TECHNOLOGIES, INC	PO 22556 AOS-G AGREEMENT: PRO RATED 1 MONTH	12.66	12.66
17850	4070 - PREMIER CAR WASH COR	PO 22275 POLICE: CAR WASHES - 2020 BLANKET(2)- AC	96.00	96.00
17851	1787 - R & J CONTROL, INC.	PO 21604 DPW - BUILDING MAINTENANCE - GENERATORS	350.00	350.00
17852	3990 - RICH TREE SERVICE, INC.	PO 22421 STORM RECOVERY - STORM ISAIAS - TREE REM	14,400.00	14,400.00
17853	417 - RON CARROLL	PO 22546 WATER DEPARTMENT - FEES/PERMITS/DUES	50.00	50.00
17854	2470 - SKYLANDS AREA FIRE EQUIP & TRAINING	PO 22332 FIRE DEPT: LITE FORCE RIDER HELMET	1,181.70	1,181.70
17855	114 - SOLITUDE LAKE MANAGEMENT	PO 21909 2020 LAKE MANAGEMENT - BLANKET - CUST# M	7,165.00	7,165.00
17856	2774 - STAPLES CONTRACT & COMMERCIAL, LLC	PO 22543 CLERK: ORDER# 7314441487	228.94	228.94
17857	1916 - STICKEL, KOENIG, SULLIVAN & DRILL,	PO 21869 2020 PROFESSIONAL SERVICES FOR MICHAEL D	3,500.00	3,500.00
17858	2961 - SYN-TECH SYSTEMS, INC	PO 21680 STREETS & ROADS - TRAINING & DEVELOPMENT	96.00	96.00
17859	4161 - THE POLICE CHAPLAIN PROGRAM OF NJ	PO 22478 POLICE: TRAINING FOR RABBITraining for R	195.00	195.00
17860	603 - TOWNSHIP OF DENVILLE	PO 22594 4THQ20 ESTIMATED PROPERTY TAXES - TOWPAT	1,122.68	1,122.68
17861	2079 - TREASURER, STATE OF NEW JERSEY	PO 22589 JUL - SEPT 2020 MARRIAGE LICENSE FEES	125.00	125.00

List of Bills - CLAIMS/CLEARING CHECKING ACCOUNT

Meeting Date: 10/12/2020 For bills from 09/24/2020 to 10/07/2020

Check#	Vendor	Description	Payment	Check Total
17862	1736 - TWP OF PARSIPPANY - TROY HILLS	PO 21890 2020 SEWER MAINTENANCE CHARGES - BLANKET	39,166.67	39,166.67
TOTAL				1,977,331.99

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
01-201-20-100-020	GENERAL ADMIN - OTHER EXPENSE	1,336.93			
01-201-20-110-020	MAYOR & COUNCIL - OTHER EXP'S	265.00			
01-201-20-120-020	MUNICIPAL CLERK - OTHER EXP'S	678.05			
01-201-20-140-020	COMPUTER SERVICES	363.66			
01-201-20-155-020	LEGAL SERVICES - OTHER EXPENSE	4,670.41			
01-201-20-165-020	ENGINEERING SERVICES	2,792.39			
01-201-21-180-020	PLANNING BOARD - OTHER EXPENSE	153.25			
01-201-21-185-020	BD OF ADJUST - OTHER EXPENSES	3,567.48			
01-201-23-210-020	INSURANCE - LIABILITY	4,880.00			
01-201-25-240-020	POLICE DEPT - OTHER EXPENSES	1,240.51			
01-201-25-255-020	FIRE DEPT - OTHER EXPENSES	3,497.59			
01-201-26-290-020	STREETS & ROADS - OTHER EXP.	1,633.09			
01-201-26-310-020	BLDG & GROUNDS - MUNIC BLDG	305.00			
01-201-28-370-020	PARKS & PLAYGROUNDS OTHER EXP.	340.94			
01-201-28-375-020	MAINT OF PARKS (BEACHES/LAKES)	7,483.63			
01-201-31-435-020	ELECTRICITY - ALL DEPARTMENTS	56.83			
01-201-31-436-020	ELECTRICITY - STREET LIGHTING	3,518.43			
01-201-31-440-020	TELECOMMUNICATIONS	1,378.42			
01-201-31-447-020	PETROLEUM PRODUCTS	748.59			
01-207-55-000-000	LOCAL SCHOOL TAXES PAYABLE			1,842,902.00	
01-260-05-100	DUE TO CLEARING			0.00	1,881,937.20
01-290-55-000-002	DUE TO NJ - MARRIAGE LIC. FEES			125.00	
TOTALS FOR	Current Fund	38,910.20	0.00	1,843,027.00	1,881,937.20
02-200-40-700-400	Recycling Tonnage Grant			1,856.20	
02-260-05-100	DUE TO CLEARING			0.00	1,856.20
TOTALS FOR	FEDERAL AND STATE GRANTS	0.00	0.00	1,856.20	1,856.20
04-215-55-976-000	2012 Bond Ordinance 17-12			5,789.49	
04-215-55-982-000	2016 CAPITAL ORDINANCE 06-16			897.65	
04-215-55-986-000	2019 CAPITAL ORDINANCE 10-19			249.83	
04-215-55-987-000	2020 CAPITAL ORDINANCE 4-20			1,165.86	
04-215-55-989-000	2020 CAPITAL ORD. 8-20 BORO HALL RENOV.			21,333.10	
04-260-05-100	DUE TO CLEARING			0.00	29,435.93
TOTALS FOR	General Capital	0.00	0.00	29,435.93	29,435.93
05-201-55-520-520	Water Operating - Other Expenses	9,176.16			
05-260-05-100	DUE TO CLEARING			0.00	9,176.16
TOTALS FOR	Water Operating	9,176.16	0.00	0.00	9,176.16
07-201-55-520-520	Sewer Operating - Other Expenses	39,886.50			
07-260-05-100	DUE TO CLEARING			0.00	39,886.50
TOTALS FOR	Sewer Operating	39,886.50	0.00	0.00	39,886.50
18-260-05-100	Due to Clearing			0.00	15,040.00
18-300-70-000-208	RESERVE FOR STORM RECOVERY			15,040.00	
TOTALS FOR	Other Trust	0.00	0.00	15,040.00	15,040.00

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
Total to be paid from Fund 01	Current Fund	1,881,937.20			
Total to be paid from Fund 02	FEDERAL AND STATE GRANTS	1,856.20			
Total to be paid from Fund 04	General Capital	29,435.93			
Total to be paid from Fund 05	Water Operating	9,176.16			
Total to be paid from Fund 07	Sewer Operating	39,886.50			
Total to be paid from Fund 18	Other Trust	15,040.00			
		<u>1,977,331.99</u>			

Checks Previously Disbursed

220421	TD BANK N.A.	PAYMENT OF BAN INTEREST DUE 10-1-2	12,981.26	10/01/2020
220422	TD BANK N.A.	PAYMENT OF BAN PRINCIPAL DUE 10-1-	791,540.00	10/01/2020
			<u>804,521.26</u>	

Totals by fund	Previous Checks/Voids	Current Payments	Total
Fund 01 Current Fund	12,981.26	1,881,937.20	1,894,918.46
Fund 02 FEDERAL AND STATE GRANTS		1,856.20	1,856.20
Fund 04 General Capital	791,540.00	29,435.93	820,975.93
Fund 05 Water Operating		9,176.16	9,176.16
Fund 07 Sewer Operating		39,886.50	39,886.50
Fund 18 Other Trust		15,040.00	15,040.00
BILLS LIST TOTALS	804,521.26	1,977,331.99	<u>2,781,853.25</u>

List of Bills - (1710101001002) Escrow - Developers - Checking Developer's Escrow

Meeting Date: 10/12/2020 For bills from 09/24/2020 to 10/07/2020

Check#	Vendor	Description	Payment	Check Total
5196	102 - ANDERSON & DENZLER ASSOC., INC	PO 22592 AUGUST 2020 PROFESSIONAL SERVICES - ESCR	1,567.02	1,567.02
5197	3588 - MCELROY, DEUTSCH, MULVANEY & CARPEN	PO 22591 AUGUST 2020 PROFESSIONAL SERVICES - ESCR	52.50	52.50
TOTAL				1,619.52

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
17-101-01-001-002	Escrow - Developers - Checking			0.00	1,619.52
17-500-00-091-310	PULTE GROUP - ENCLAVE SITE INSPEC. FEE			236.73	
17-500-00-091-316	SUNRISE - INSPECTION FEES			1,330.29	
17-500-00-091-319	HIGHVIEW HOMES LLC			52.50	
TOTALS FOR	Developer's Escrow	0.00	0.00	1,619.52	1,619.52

Total to be paid from Fund 17 Developer's Escrow

1,619.52

1,619.52

List of Bills - (3310101001001) CASH - RECREATION

Recreation Trust

Meeting Date: 10/12/2020 For bills from 09/24/2020 to 10/07/2020

Check#	Vendor	Description	Payment	Check Total
5363	4068 - AIA CORPORATION	PO 22539 2020 SAILING CAMP TEE SHIRTS	1,282.16	1,282.16
5364	3728 - JAKE DENOOYER	PO 22577 2020 ML SAILING EXPENSES	1,003.42	1,003.42
TOTAL				2,285.58

Summary By Account

ACCOUNT	DESCRIPTION	CURRENT YR	APPROP. YEAR	NON-BUDGETARY	CREDIT
33-101-01-001-001	CASH - RECREATION			0.00	2,285.58
33-600-00-090-000	Recreation Trust Reserves			2,285.58	
TOTALS FOR	Recreation Trust	0.00	0.00	2,285.58	2,285.58

Total to be paid from Fund 33 Recreation Trust

2,285.58

2,285.58

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 142-20

**“RESOLUTION ESTABLISHING REVISED 2020 BOROUGH COUNCIL MEETING SCHEDULE AND ESTABLISHING
STANDARD PROCEDURES AND REQUIREMENTS FOR PUBLIC COMMENT DURING REMOTE MEETINGS”**

WHEREAS, Chapter 231 of the Public Laws of the State of New Jersey for 1975, known as and herein designated as the “Open Public Meetings Act”, requires notification of meetings of public bodies, as therein defined, in the manner therein set forth.

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, County of Morris, State of New Jersey, regular sessions, to discuss or act upon public business will begin at 7:30 p.m. on each of the dates set forth below, held as a remote meeting via Zoom. To Participate via computer use the following link: <https://zoom.us/j/208487754> or call iPhone one-tap : US: +13126266799,, 208487754# or +19292056099,,208487754# Or Telephone: Dial (for higher quality, dial a number based on your current location):US: +1 312 626 6799 or +1 929 205 6099 or +1 346 248 7799 or +1 669 900 6833 or +1 253 215 8782 or +1 301 715 8592 Webinar ID: 208 487 754

- Monday, October 12, 2020
- Monday, October 26, 2020
- Monday, November 9, 2020
- Monday, November 23, 2020
- Monday, December 14, 2020 - 6:00 p.m. start

Reorganization Monday, January 4, 2021 – 7:30pm

BE IT RESOLVED that any additions or changes to the above schedule or changes in the time, date or place of any scheduled meeting will be posted on the official bulletin board and delivered to the official newspaper of the Borough in advance, as required by law.

BE IT FINALLY RESOLVED that during remote meetings members of the public will be given an opportunity to make comments by audio or by audio and video during the public comment periods noted on the agenda and during public hearings on ordinances. Additionally, in advance of the public meeting, public comments may be submitted by electronic mail or in written letter form to the Acting Borough Clerk by 2:00 p.m. on the date of the meeting. Public comments submitted through electronic mail or written letter before the remote public meeting will be read aloud and addressed during the remote public meeting in a manner audible to all meeting participants and the public listening.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on October 12, 2020.

Mitchell Stern, Acting Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Barnett						
Happer						
Horst						
Korman						
Lane						
Menard						
Shepherd						

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 143-20

**“RESOLUTION AUTHORIZING A LIEN ON BLOCK 64, LOT 16 (41 MELROSE ROAD) FOR COSTS
INCURRED IN THE REMEDIATION OF A PROPERTY MAINTENANCE VIOLATION”**

WHEREAS, the Borough Property Maintenance Ordinance requires that natural vegetation, landscaping, lawns, hedges and bushes, and debris shall not be allowed to become overgrown and unsightly where exposed to public view; and

WHEREAS, the property located at Block 64 Lot 16 (41 Melrose Road) in the Borough of Mountain Lakes has not been maintained in accordance with the Borough Ordinance; and

WHEREAS, the owner of these premises has failed to address the property maintenance violation after notice to do so; and

WHEREAS, the Borough received quotes to perform necessary yard maintenance to the property and the lowest quote was \$400.00;

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, that a lien in the amount of \$400.00 is hereby placed upon Block 64, Lot 16 (41 Melrose Road, Mountain Lakes, New Jersey), to reimburse for the remediation of property maintenance violations; and be it further

RESOLVED that the Borough Clerk shall present this Resolution to the Tax Collector who shall proceed to collect the foregoing as provided by law.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on October 12, 2020.

Mitchell Stern, Acting Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Barnett						
Happer						
Horst						
Korman						
Lane						
Menard						
Shepherd						

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 144-20

**“RESOLUTION AUTHORIZING THE ADOPTION OF THE 2020 MORRIS COUNTY, NEW JERSEY
HAZARD MITIGATION PLAN UPDATE”**

WHEREAS, all jurisdictions within Morris County have exposure to hazards that increase the risk to life, property, environment, and the County and local economy; and

WHEREAS, pro-active mitigation of known hazards before a disaster event can reduce or eliminate long-term risk to life and property; and

WHEREAS, the Disaster Mitigation Act of 2000 (Public Law 106-390) established new requirements for pre and post disaster hazard mitigation programs; and

WHEREAS, a coalition of Morris County municipalities with like planning objectives has been formed to pool resources and create consistent mitigation strategies within Morris County; and

WHEREAS, the coalition has completed a planning process that engages the public, assesses the risk and vulnerability to the impacts of natural hazards, develops a mitigation strategy consistent with a set of uniform goals and objectives, and creates a plan for implementing, evaluating and revising this strategy;

NOW, THEREFORE, BE IT RESOLVED that the Borough of Mountain Lakes:

- 1) Adopts in its entirety, the 2020 Morris County Hazard Mitigation Plan Update (the “Plan”) as the jurisdiction’s Hazard Mitigation Plan and resolves to execute the actions identified in the Plan that pertain to this jurisdiction.
- 2) Will use the adopted and approved portions of the Plan to guide pre- and post-disaster mitigation of the hazards identified.
- 3) Will coordinate the strategies identified in the Plan with other planning programs and mechanisms under its jurisdictional authority.
- 4) Will continue its support of the Mitigation Planning Committee as described within the Plan.
- 5) Will help to promote and support the mitigation successes of all participants in this Plan.
- 6) Will incorporate mitigation planning as an integral component of government and partner operations.
- 7) Will provide an update of the Plan in conjunction with the County no less than every five years.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on October 12, 2020.

Mitchell Stern, Acting Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Barnett						
Happer						
Horst						
Korman						
Lane						
Menard						
Shepherd						

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 145-20

“RESOLUTION REJECTING THE BID FOR LEAF AND BRUSH REMOVAL SERVICES”

WHEREAS, on September 1, 2020 and September 30, 2020 the Borough of Mountain Lakes received bids for Leaf and Brush Removal Services; and

WHEREAS, there was (1) bid from Onorati Construction Co., Inc for \$111,402.00; and

WHEREAS, the bid was in excess of the budget for the project; and

WHEREAS, the Borough Manager recommends the bid be rejected for the reason cited above; and

NOW THEREOFRE BE IT RESOLVED, the bid listed above is hereby rejected as being over budget for this project.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on October 12, 2020.

Mitchell Stern, Acting Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Barnett						
Happer						
Horst						
Korman						
Lane						
Menard						
Shepherd						

**BOROUGH OF MOUNTAIN LAKES
COUNTY OF MORRIS, NJ**

RESOLUTION 146-20

“RESOLUTION AUTHORIZING THE AWARD OF CONTRACT FOR CONDIT ROAD IMPROVEMENT PROJECT”

WHEREAS, the Borough published specifications and solicited bids for the Condit Road Improvement project; and

WHEREAS, nine (9) bids were received on September 17, 2020; and

WHEREAS, the lowest conforming bid was submitted by Cifelli & Son General Construction Inc., Nutley, New Jersey in an amount of \$164,512.50; and

WHEREAS, the low bid is within the budgeted amount for this project and has been reviewed and recommended by the Borough Engineer; and

WHEREAS, the Certified Finance Officer has determined that sufficient funds are available as evidenced by the Certification attached hereto; and

NOW, THEREFORE, BE IT RESOLVED by the Borough Council of the Borough of Mountain Lakes, in the County of Morris and State of New Jersey, that Cifelli & Son General Construction Inc., Nutley, New Jersey, shall be awarded the Contract for the Condit Road Improvement project in an amount of \$164,512.50; and

BE IT FURTHER RESOLVED, that the Borough Clerk is hereby authorized to return the bid bonds submitted by the unsuccessful bidders immediately and the bid bond of the successful bidder upon receipt of a fully executed contract, performance guarantee, and other required documents.

XXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXXX

CERTIFICATION: I hereby certify the foregoing to be a true and correct copy of a resolution duly adopted by the Borough Council of Mountain Lakes, New Jersey, at a meeting held on October 12, 2020.

Mitchell Stern, Acting Municipal Clerk

Name	Motion	Second	Aye	Nay	Absent	Abstain
Barnett						
Happer						
Horst						
Korman						
Lane						
Menard						
Shepherd						

CERTIFICATION OF THE AVAILABILITY OF FUNDS

04-215-55-987-013 2020 Capital Ordinance 4-20 \$164,512.50

Monica Goscicki, CFO

**Borough of Mountain Lakes
Contract Review Checklist**

Vendor/Professional: Cifelli & Son (Condit Rd)

Financial Impact:

Item	Applicability	Standard	Reviewer	Verified
Affirmative Action/ADA (2 pages)	Goods and Services; Professional Services	Employee information report provided	CF	R
Business Registration	Goods and Services; Professional Services	Copy of Registration provided	CF	R
Attorney Review	All Contracts	Confirmation that the agreement has been reviewed by the Borough Attorney	CF	R
Confidentiality	Professional Services; Goods and Services	Provisions when appropriate included in the contract	N/A	R
Business Entity/Corporate Disclosure (2 pages)	Goods and Services; Professional Services	Disclosure affidavit provided.	CF	R
Insurance	All Contracts	Proof of insurance as required by RFP, Specifications, or Contract	CF	R
Debarment	Public Works	Vender not currently on the State debarment list	CF	R
Invoice Process	All Contracts	Consistent with Local Public Contracts law and Borough procedures.	CF	R
Non-collusion (1 page)	All Contracts	Non-collusion affidavit has been signed	CF	R
Non-performance	All Contracts	Provision addressing consequences for non-performance or breach of agreement.	CF	R
Political Contribution Disclosure/Pay to Play (6 pages)	Professional Services	Disclosure language in contract; form completed	CF	R
Payment Terms	All Contracts	Do standard payment terms apply?	CF	R
Professional Appointment	Professional Services	Has a resolution of appointment been adopted	CF	R
Qualifications	Professional Services	Proof of professional licenses/certifications	N/A	
Renewal	Professional Services; Goods and services	Provision concerning renewal included where appropriate	N/A	
Term	All Contracts	One year term for professional services, two years for goods and services, or Statutory exception.	N/A	
Termination	All Contracts	Right to terminate included when appropriate	N/A	R
Financial	All contracts	Has the economic impact of the transaction been evaluated?	CF	R

Date: _____

BOROUGH OF MOUNTAIN LAKES
Morris County, New Jersey

CONTRACT DOCUMENTS
consisting of

NOTICE TO BIDDERS, PROPOSAL, CONTRACT, BONDS,
INSTRUCTIONS TO BIDDERS, GENERAL CONDITIONS,
SPECIAL CONDITIONS, TECHNICAL PROVISIONS
AND SPECIFICATIONS

for

CONDIT ROAD IMPROVEMENT PROJECT
Contract 2020.05

BOROUGH OFFICIALS

David Shepherd, Mayor

Lauren Barnett

Cynthia Korman

Dan Happer

Audrey Lane

Janet Horst

Thomas Menard

Mitchell Stern, Manager

Doug Edler, Superintendent

Robert H. Oostdyk, Attorney

prepared by

ANDERSON & DENZLER ASSOCIATES, INC.
Consulting Engineers

519 Ridgedale Avenue

East Hanover, New Jersey



William D. Ryden
NJPE 24334

February 2020

CONTENTS

NOTICE TO BIDDERS	NB-1 - NB-2
INSTRUCTIONS TO BIDDERS	IB-1 - IB-11
PROPOSAL	P-1 - P-11
OWNERSHIP DISCLOSURE STATEMENT	OD-1 – OD-3
FORM OF CONTRACT	C-1 - C-2
DISCLOSURE OF INVESTMENT ACTIVITIES IN IRAN	ID-1
BID BOND	B-1
PAYMENT BOND	B-2 - B-3
PERFORMANCE BOND	B-4 - B-5
NOTICE OF AWARD	N-1
NOTICE TO PROCEED	N-2
GENERAL CONDITIONS	GC-1 - GC-29
SPECIAL CONDITIONS	SC-1 – SC-2
SPECIFICATIONS	S-1 - S-11
Special Provisions for State Aid Projects	Appendix A
N.J.D.O.T. Debarred List	Appendix B
Wage Rate Determination	Appendix C
Construction Drawings, 4 Sheets	Separate Document

NOTICE TO BIDDERS

Notice is hereby given that sealed proposals will be received by the Borough of Mountain Lakes, at 10:00 AM on September 17, 2020 in the Mountain Lakes Municipal Building, 400 Boulevard, Mountain Lakes, New Jersey, for the proposed improvements to Condit Road.

The work to be performed shall consist of the furnishing of all labor, equipment, materials and all else necessary for the milling and resurfacing of approximately 3,430 square yards of roadway; construction of approximately 2,870 lineal feet of concrete curb replacement; and miscellaneous related and appurtenant work.

The Contract must be completed within 35 calendar days commencing 20 calendar days from the date of issuance of the Notice of Award.

Bidders are hereby advised that this project is being funded in part with State monies provided through a grant under the Transportation Bond Issue. Contractors currently on the N.J.D.O.T. Debarred List are excluded from participation on this project.

All bids shall be made on the forms furnished and shall be enclosed in a sealed envelope marked with the name and address of the Bidder, the name of the Owner, the Contract Number and Title.

Each bid must be accompanied by a certified check, cashier's check, or bid bond in the amount of ten percent (10%) (not to exceed \$20,000) of the total bid, payable to the Owner, as a guarantee that if the contract is awarded to the Bidder he will enter into a contract with the Owner.

The successful Bidder will be required to furnish payment and performance bonds each in an amount equal to one hundred percent (100%) of the contract award. Each Bidder shall submit with his proposal a completed Consent of Surety Form, stating that the surety company will provide him with the required payment and performance bonds.

The attention of the Bidder is called to the conditions of employment to be observed and minimum wage rates to be paid under the contract. The successful Bidder shall be required to comply with the provisions of the Department of Labor's current wage rate determination, The New Jersey Prevailing Wage Act, The Contract Work Hours and Safety Standards Act, The Copeland Act, and The Davis-Bacon Act.

Each bidder must complete the Ownership Disclosure Statement, the Non-Collusion Affidavit and the Affirmative Action Assurance Form contained in the proposal package in order to be eligible for consideration for award of this Contract. In addition, when applicable, the Bidder shall be required to submit a list of specialty trade subcontractors who will be used on the Project, along with a certificate pursuant to P.L. 1997, c.408.

During the performance of this contract, the contractor shall be required to comply with the requirements of N.J.S.A 10:5-31 et seq. and N.J.A.C. 17:27, regarding affirmative action.

This Contract is subject to all of the Department of Labor Safety and Health Regulations and to the applicable provisions of the Occupational Safety and Health Act of 1970.

Bidders shall be registered with the Department of Labor Division of Wage and Hour Compliance as required by the Public Works Contractor Registration Act (PWCRA) P.L. 1999, c.238-N.J.S.A. 34:11-56.48 et seq., and shall submit a copy of their registration certificate with the proposal package in order to be eligible for consideration for award of this Contract.

This Contract is subject to the provisions of the Business Registration Law, P.L. 2004, c. 57, N.J.S.A. 52:32-44, and bidders must submit a copy of their registration certificate with the proposal package in order to be eligible for consideration for award of this Contract.

Contract Documents for the proposed work are on file in the office of the Borough Clerk, 400 Boulevard, Mountain Lakes, New Jersey, and at the office of the Consulting Engineer, Anderson & Denzler Associates, Inc., 519 Ridgedale Avenue, East Hanover, New Jersey, and may be inspected by prospective bidders during office hours. Contract Documents may be obtained only at the office of the Consulting Engineer, upon payment of Fifty Dollars (\$50.00) per set, checks to be made payable to Anderson & Denzler Associates, Inc. Neither the Owner nor the Engineer shall be responsible for full or partial sets of Contract Documents, including addenda, obtained from any other source. The Fifty Dollar (\$50.00) document charge is non-refundable.

The Contract will be awarded to the lowest responsible bidder, as set forth in the Contract Documents, the right being reserved by the Borough to reject all proposals or any proposal which may be informal or the acceptance of which for any other reasons would be detrimental to the best interests of the Borough, and to waive informalities.

By the direction of the Borough Council of the Borough of Mountain Lakes,

Mitchell Stern
Borough Manager

INSTRUCTIONS TO BIDDERS

INSTRUCTIONS TO BIDDERS

1.0 DEFINITIONS

The attention of bidders is directed to Article 1.0 of the General Conditions wherein definitions of Contract terms are given.

2.0 BIDDER'S EXAMINATION AND INSPECTION

Bidders must thoroughly examine the Contract Documents, must visit the locations of the work, inform themselves of the conditions at the sites of the work, and make their own estimates of the facilities, and difficulties attending the execution of the work. Failure to perform the above will not relieve the successful bidder of his obligation to perform and complete the construction in accordance with the Contract Documents.

3.0 PROPOSALS

All bids shall be made on the form of Bid or Proposal contained herein. Each proposal, when submitted, must be enclosed in a sealed envelope endorsed with the name and address of the Bidder, and endorsed with the name of the Owner, the Contract Number, and Title. Said sealed envelope shall be delivered to the Owner at the time and place, and marked to the attention of the person, all as designated in the Notice to Bidders.

Proposals must be typed or written in ink on the blank forms provided. Prices must be given both in writing and in numerical values. In the case of a difference, the written price shall govern. In the event of a mathematical error in any price extension(s), and/ or in the total bid figure, the Owner will recalculate same using the written price(s); and the resulting recalculated bid price will be used in determining the actual bid amount.

Proposals which are incomplete, conditional or obscure, or which contain additions not called for, erasures, alterations or irregularities of any kind, may be rejected as informal. If any information required herein is not provided, the proposal shall be deemed irregular and for which cause may be rejected as informal and not considered.

No proposal, after it shall have been opened, shall be withdrawn except as may be permitted hereinafter at Paragraphs 5.0 and 16.0.

4.0 CERTIFIED CHECK, CASHIER'S CHECK OR BID BOND

Each proposal must be accompanied by a certified check, cashier's check, or bid bond in an amount equal to ten percent (10%) of the total bid or \$20,000, whichever is smaller, as a guarantee of the good faith of the bidder and for the proper execution of the Contract and filing of the necessary bond as hereinafter provided. A Consent of Surety Statement from a surety company authorized to do business in the State of New Jersey, agreeing to furnish the required contract bonds upon award of the Contract, shall also accompany each proposal. Surety companies executing bonds must appear on the Treasury Department's most current list, (Circular 570 as amended) if Federal funding is involved, or if otherwise stipulated.

Unless otherwise requested by the bidder, within ten (10) days of opening of bids (Sundays and Holidays excepted), the Owner will return the certified or cashier's checks or bid bonds of all except the three (3) lowest responsible bidders. The bids of those bidders whose bid

security has been returned will be considered as withdrawn. Within three (3) days (Sundays and Holidays excepted) after the award and execution of the Contract, and after the approval of the successful bidder's payment and performance bonds, the certified checks or bid bonds of the remaining unsuccessful bidders and of the successful bidder will be returned.

5.0 AWARD OF THE CONTRACT

The Contract will be awarded to the lowest formal and responsible bidder who, in the judgment of the officials of the Owner, is best qualified to do this work; and the Owner reserves the right to reject any or all bids and to waive informalities. Proposals which do not show adequate proof of the qualifications of the bidder or do not otherwise conform to the requirements of this Contract, will be rejected.

The award of the Contract will be made by the Owner as soon as practicable after the acceptance of the bids, and the Contract will be awarded or all bids will be rejected within sixty (60) days after the opening of the bids, except that the bids of any bidders who consent thereto, may, at the request of the Owner, be held for consideration for such longer period as may be agreed.

No bidder may withdraw his bid for a period of sixty (60) days after the date of opening bids, but may do so at any time prior to the time for the opening thereof; except for Bidders claiming a mistake under N.J.S.A. 40A:11-23.3 as further described at Paragraph 16.0 herein.

6.0 EXECUTION OF CONTRACT AND BOND

The bidder to whom the Contract is awarded will be required to execute the Contract and furnish the performance bond and payment bond within twenty (20) calendar days from the date when the Notice of Award is delivered to the bidder. The Notice of Award shall be accompanied by the necessary Contract forms. In case of failure of the bidder to execute the Contract within the time above stated, the Owner may at his option consider the bidder in default, in which case the certified check or bid bond accompanying the proposal shall become the property of the Owner.

The Owner, within ten (10) days of receipt of acceptable performance bond, payment bond, and Contract, signed by the party to whom the contract was awarded, shall sign the Contract and return to such party an executed duplicate of the Contract. Should the Owner not execute the Contract within such period, the bidder may by written notice withdraw his signed Contract. Such notice of withdrawal shall be effective upon receipt of the notice by the Owner.

As soon as practicable after the execution of the Contract by the Owner, a Notice to Proceed shall be issued to the Contractor. Said Notice to Proceed shall state the date on which the Contractor is to start work, the time for completion, and the completion date. Should there be reasons why the issuance of the Notice to Proceed may be delayed, the time of issuance may be extended by mutual agreement between the Owner and the Contractor.

7.0 PAYMENT AND PERFORMANCE BONDS

The Contractor, as part of the performance of this Contract, shall furnish and deliver to the Owner a performance bond and a payment bond, each in the amount of 100 percent of the Contract price, for the faithful performance by the Contractor of all the covenants and agreements on the part of the Contractor contained in this Contract, including the safeguarding of the Owner against infringements of any and all patents and the guaranteeing of the materials and workmanship and for the protection of all persons furnishing material and labor for the construction of this Contract to the Contractor or subcontractors.

Said bonds shall be with a corporate surety approved by the Owner, and shall be substantially in the form included in the Contract Documents, and must stipulate that any change, extension of time, alteration or addition to the terms of the Contract or to the work to be performed thereunder or in the specifications accompanying same shall not affect the surety's obligation for the bond, and must further provide for a waiver of notice of same.

Attorneys-in-fact who sign bid bonds or payment bonds and performance bonds must file with each bond a certified and effective dated copy of their power of attorney.

8.0 QUALIFICATIONS OF BIDDERS

Each proposal shall contain adequate proof of the qualifications of the bidder to perform in a satisfactory manner all the work covered by the Contract documents within the time specified in the Contract. This proof shall be fully recorded in the form of Bid or Proposal on pages left blank for that purpose.

This record shall show among other things:

- (a) That the bidder has a competent organization which performed work similar in amount, value, cost, character, and proportions.
- (b) That he has available for immediate use on the work, the necessary plant and equipment.
- (c) The names of all officers of the bidder corporation.
- (d) The name of the executive who will give personal attention to the work whenever so desired by the Owner or Engineer.

The Owner may make such investigations as it deems necessary to determine the ability of the bidder to perform the work in a satisfactory manner and within the time stipulated, and that he has had experience in performing work of the same or similar nature. The bidder shall furnish to the Owner all such information and data for this purpose as the Owner may request.

9.0 AFFIRMATIVE ACTION

9.1 Requirements for Construction Contracts

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not be limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative of workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq., as amended and supplemented from time to time and the Americans with Disabilities Act.

When hiring or scheduling workers in each construction trade, the contractor or subcontractor agrees to make good faith efforts to employ minority and women workers in each construction trade consistent with the targeted employment goal prescribed by N.J.A.C. 17:27-7.2; provided, however, that the Division may, in its discretion, exempt a contractor or subcontractor from compliance with the good faith procedures prescribed by the following provisions, A, B and C, as long as the Division is satisfied that the contractor or subcontractor is employing workers provided by a union which provides evidence, in accordance with standards prescribed by the Division, that its

percentage of active "card carrying" members who are minority and women workers is equal to or greater than the targeted employment goal established in accordance with N.J.A.C. 17:27-7.2.

The contractor or subcontractor agrees that a good faith effort shall include compliance with the following procedures:

- (A). If the contractor or subcontractor has a referral agreement or arrangement with a union for a construction trade, the contractor or subcontractor shall, within three business days of the contract award, seek assurances from the union that it will cooperate with the contractor or subcontractor as it fulfills its affirmative action obligations under this contract and in accordance with the rules promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et. seq., as supplemented and amended from time to time and the Americans with Disabilities Act. If the contractor or subcontractor is unable to obtain said assurances from the construction trade union at least five business days prior to the commencement of construction work, the contractor or subcontractor agrees to afford equal employment opportunities to minority and women workers directly, consistent with this chapter. If the contractor's or subcontractor's prior experience with a construction trade union, regardless of whether the union has provided said assurances, indicates a significant possibility that the trade union will not refer sufficient minority and women workers consistent with affording equal employment opportunities as specified in this chapter, the contractor or subcontractor agrees to be prepared to provide such opportunities to minority and women workers directly, consistent with this chapter, by complying with the procedures prescribed under (B) below; and the contractor or subcontractor further agrees to take said action immediately if it determines or is so notified by the Division that the union is not referring minority and women workers consistent with the equal employment opportunity goals set forth in this chapter.
- (B). If good faith efforts to meet targeted employment goals have not or cannot be met for each construction trade by adhering to the procedures of (A) above, or if the contractor does not have a referral agreement or arrangement with a union for a construction trade, the contractor or subcontractor agrees to take the following actions:
- (1). To notify the public agency compliance officer, the Division, and minority and women referral organizations listed by the Division pursuant to N.J.A.C. 17:27-5.3, of its workforce needs, and request referral of minority and women workers;
 - (2). To notify any minority and women workers who have been listed with it as awaiting available vacancies;
 - (3). Prior to commencement of work, to request that the local construction trade union refer minority and women workers to fill job openings, provided the contractor or subcontractor has a referral agreement or arrangement with a union for the construction trade;

- (4). To leave standing requests for additional referral to minority and women workers with the local construction trade union, provided the contractor or subcontractor has a referral agreement or arrangement with a union for the construction trade, the State Training and Employment Service and other approved referral sources in the area;
- (5). If it is necessary to lay off some of the workers in a given trade on the construction site, layoffs shall be conducted in compliance with the equal employment opportunity and non-discrimination standards set forth in this regulation, as well as with applicable Federal and State court decisions;
- (6). To adhere to the following procedure when minority and women workers apply or are referred to the contractor or subcontractor:
 - (i) The contractor or subcontractor shall interview the referred minority or women worker.
 - (ii) If said individuals have never previously received any document or certification signifying a level of qualification lower than that required in order to perform the work of the construction trade, the contractor or subcontractor shall in good faith determine the qualifications of such individuals. The contractor or subcontractor shall hire or schedule those individuals who satisfy appropriate qualification standards in conformity with the equal employment opportunity and non-discrimination principles set forth in this chapter. However, a contractor or subcontractor shall determine that the individual at least possesses the requisite skills, and experience recognized by a union, apprentice program or a referral agency, provided the referral agency is acceptable to the Division. If necessary, the contractor or subcontractor shall hire or schedule minority and women workers who qualify as trainees pursuant to these rules. All of the requirements, however, are limited by the provisions of (C) below.
 - (iii). The name of any interested women or minority individual shall be maintained on a waiting list, and shall be considered for employment as described in paragraph (i) above, whenever vacancies occur. At the request of the Division, the contractor or subcontractor shall provide evidence of its good faith efforts to employ women and minorities from the list to fill vacancies.
 - (iv). If, for any reason, said contractor or subcontractor determines that a minority individual or a woman is not qualified or if the individual qualifies as an advanced trainee or apprentice, the contractor or subcontractor shall inform the individual in writing of the reasons for the determination, maintain a copy of the determination in its files, and send a copy to the public agency compliance officer and to the Division.

- (7). To keep a complete and accurate record of all requests made for the referral of workers in any trade covered by the contract, on forms made available by the Division and submitted promptly to the Division upon request.
- C). The contractor or subcontractor agrees that nothing contained in (B) above shall preclude the contractor or subcontractor from complying with the union hiring hall or apprenticeship policies in any applicable collective bargaining agreement or union hiring hall arrangement, and, where required by custom or agreement, it shall send journeymen and trainees to the union for referral, or to the apprenticeship program for admission, pursuant to such agreement or arrangement. However, where the practices of a union or apprenticeship program will result in the exclusion of minorities and women or the failure to refer minorities and women consistent with the targeted county employment goal, the contractor or subcontractor shall consider for employment persons referred pursuant to (B) above without regard to such agreement or arrangement; provided further, however, that the contractor or subcontractor shall not be required to employ women and minority advanced trainees and trainees in numbers which result in the employment of advanced trainees and trainees as a percentage of the total workforce for the construction trade, which percentage significantly exceeds the apprentice to journey worker ratio specified in the applicable collective bargaining agreement, or in the absence of a collective bargaining agreement, exceeds the ratio established by practice in the area for said construction trade. Also, the contractor or subcontractor agrees that, in implementing the procedures of (B) above it shall, where applicable, employ minority and women workers residing within the geographical jurisdiction of the union.

After notification of award, but prior to signing a construction contract, the contractor shall submit to the public agency compliance officer and the Division an initial project workforce report (Form AA 201) provided to the public agency by the Division for distribution to and completion by the contractor, in accordance with N.J.A.C. 17:27-7. The contractor also agrees to submit a copy of the Monthly Project Workforce Report once a month thereafter for the duration of this contract to the Division and to the public agency compliance officer.

The contractor agrees to cooperate with the public agency in the payment of budgeted funds, as is necessary, for on-the-job and/or off-the-job programs for outreach and training of minorities and women.

- (D). The contractor and its subcontractors shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Public Contracts Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C. 17:27.

9.2 Requirements for Procurement or Services Contracts

During the performance of this contract, the contractor agrees as follows:

The contractor or subcontractor, where applicable, will not discriminate against any employee or applicant for employment because of age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Except with respect to affectional or sexual orientation and gender identity or expression, the contractor will ensure that equal employment opportunity is afforded to such applicants in recruitment and employment, and that employees are treated during employment, without regard to their age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex. Such equal employment opportunity shall include, but not limited to the following: employment, upgrading, demotion, or transfer; recruitment or recruitment advertising; layoff or termination; rates of pay or other forms of compensation; and selection for training, including apprenticeship. The contractor agrees to post in conspicuous places, available to employees and applicants for employment, notices to be provided by the Public Agency Compliance Officer setting forth provisions of this nondiscrimination clause.

The contractor or subcontractor, where applicable will, in all solicitations or advertisements for employees placed by or on behalf of the contractor, state that all qualified applicants will receive consideration for employment without regard to age, race, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex.

The contractor or subcontractor, where applicable, will send to each labor union or representative or workers with which it has a collective bargaining agreement or other contract or understanding, a notice, to be provided by the agency contracting officer advising the labor union or workers' representative of the contractor's commitments under this act and shall post copies of the notice in conspicuous places available to employees and applicants for employment.

The contractor or subcontractor where applicable, agrees to comply with any regulations promulgated by the Treasurer pursuant to N.J.S.A. 10:5-31 et seq. as amended and supplemented from time to time and the Americans with Disabilities Act.

The contractor or subcontractor agrees to make good faith efforts to afford equal employment opportunities to minority and women workers consistent with Good faith efforts to meet targeted county employment goals established in accordance with N.J.A.C. 17:27-5.2, or Good faith efforts to meet targeted county employment goals determined by the Division, pursuant to N.J.A.C. 17:27-5.2.

The contractor or subcontractor agrees to inform in writing its appropriate recruitment agencies including, but not limited to, employment agencies, placement bureaus,

colleges, universities, labor unions, that it does not discriminate on the basis of age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, and that it will discontinue the use of any recruitment agency which engages in direct or indirect discriminatory practices.

The contractor or subcontractor agrees to revise any of its testing procedures, if necessary, to assure that all personal testing conforms with the principles of job-related testing, as established by the statutes and court decisions of the State of New Jersey and as established by applicable Federal law and applicable Federal court decisions.

In conforming with the targeted employment goals, the contractor or subcontractor agrees to review all procedures relating to transfer, upgrading, downgrading and layoff to ensure that all such actions are taken without regard to age, creed, color, national origin, ancestry, marital status, affectional or sexual orientation, gender identity or expression, disability, nationality or sex, consistent with the statutes and court decisions of the State of New Jersey, and applicable Federal law and applicable Federal court decisions.

The contractor shall submit to the public agency, after notification of award but prior to execution of a goods and services contract, one of the following three documents:

Letter of Federal Affirmative Action Plan Approval
Certificate of Employee Information Report
Employee Information Report Form AA302

The contractor and its subcontractor shall furnish such reports or other documents to the Division of Public Contracts Equal Employment Opportunity Compliance as may be requested by the Division from time to time in order to carry out the purposes of these regulations, and public agencies shall furnish such information as may be requested by the Division of Public Contracts Equal Employment Opportunity Compliance for conducting a compliance investigation pursuant to Subchapter 10 of the Administrative Code at N.J.A.C.17:27.

10.0 BUY AMERICAN

In accordance with N.J.S.A. 40A: 11-18, only manufactured products of the United States, wherever available, shall be used for the work to be performed under this Contract.

11.0 EQUAL BIDS

When two or more bids are equal in all respects, award may be made at the discretion of the Owner by a lottery drawing which shall be witnessed by at least three (3) persons and which may be attended by the bidders or their representatives.

12.0 SALES TAX

The Owner is a body politic and corporate and as such is qualified under the New Jersey Sales Tax Law for exemption from the sales tax.

13.0 SUBCONTRACTORS

When applicable in accordance with P.L. 1997, c. 408, the Bidder shall include with his Proposal a list of names of the subcontractors to be utilized for the Project. Additionally, in accordance with P.L. 1997, c. 408, Bidders who will use more than one subcontractor for any of the specialty trades enumerated in N.J.S.A. 40A:11-16, must submit a certificate, simultaneously with his bid, listing each subcontractor named for the particular specialty trade. The certificate shall set forth the scope of work for which the subcontractor has submitted a price quote and which the Bidder has agreed to award to the subcontractor should the Bidder be awarded the Contract. If the Bidder fails to submit the required certificate, the Owner shall award the Contract to the next lowest responsive and responsible bidder.

14.0 NEW JERSEY BUSINESS REGISTRATION REQUIREMENTS

In accordance with P.L. 2004, c. 57, the Bidder shall include with his Proposal a copy of the Business Registration Certificate issued by the Department of the Treasury, Division of Revenue. In addition, the contractor shall provide written notice to its subcontractors and suppliers of the responsibility to submit proof of business registration to the contractor. The requirement of proof of business registration extends down through all levels (tiers) of the project.

Before final payment on the contract is made by the contracting agency, the contractor shall submit an accurate list and the proof of business registration of each subcontractor or supplier used in the fulfillment of the contract, or shall attest that no subcontractors were used.

For the term of the contract, the contractor and each of its affiliates and a subcontractor and each of its affiliates (N.J.S.A. 52:32-44(g)(3)) shall collect and remit to the Director, New Jersey Division of Taxation, the use tax due pursuant to the Sales and Use Tax Act on all sales of tangible personal property delivered into this State, regardless of whether the tangible personal property is intended for a contract with a contracting agency.

A business organization that fails to provide a copy of a business registration as required pursuant to section 1 of P.L.2001,c.134(C.52:32-44 et al.) or subsection e. or f. of section 92 of P.L.1977,c.110(C.5:12-92) or that provides false business registration information under the requirements of either of those sections, shall be liable for a penalty of \$25 for each day of violation, not to exceed \$50,000 for each business registration copy not properly provided under a contract with a contracting agency.

15.0 PROMPT PAY LAW - N.J.S.A. 2A:30A

As per the provisions of N.J.S.A. 2A:30A-2, the Owner, being a public or governmental entity, hereby notifies the Bidder that the entity's governing body is required to vote on authorizations for each periodic payment, final payment or retainage monies. Therefore, the Owner will utilize the exception to the 30-day payment period and billing may be approved and certified at the next scheduled public meeting of the entity's governing body, and paid during the entity's subsequent payment cycle.

16.0 WITHDRAWAL OF BID - N.J.S.A. 40A:11-23.3

N.J.S.A. 40:A11-23.3 authorizes a bidder to request withdrawal of a public works bid due to a mistake on the part of the bidder. A mistake is defined by N.J.S.A. 40A:11-2(42) as a clerical error that is an unintentional and substantial computational error or an unintentional omission of a substantial quantity of labor, material, or both, from the final bid computation.

A bidder claiming a mistake under N.J.S.A. 40A:11-23.3 must submit a request for withdrawal, in writing, by certified or registered mail to the bidding entity. The bidder must request withdrawal of a bid due to a mistake, as defined by the law, within five (5) business days after the receipt and opening of the bids.

A bidder's request to withdraw the bid shall contain evidence, including any pertinent documents, demonstrating that a mistake was made. Such documents and relevant written information shall be reviewed and evaluated by the Owner's designated staff pursuant to the statutory criteria of N.J.S.A. 40A:11-2.3.

The Owner will not consider any written request for a bid withdrawal for a mistake, as defined by N.J.S.A. 40A:11-2(42), by a bidder in the preparation of a bid proposal unless the postmark of the certified or register mailing is within the five (5) business days following the opening of bids.

17.0 LIQUIDATED DAMAGES

This contract includes provisions for liquidated damages for failure to complete the work within the prescribed time requirements. The bidder's attention is directed to Article 4.0 of the General Conditions for the full language on liquidated damages.

PROPOSAL

OWNERSHIP DISCLOSURE STATEMENT

PROPOSAL

TO the Borough of Mountain Lakes (hereinafter called "Owner").

FOR the construction and installation of the proposed municipal improvements, in strict accordance with the Contract Documents.

BY Cifelli & Son General Contr., Inc.
81 Franklin Avenue
Mt. Lake, NJ 07110

(Name and Address)

(hereinafter called "Bidder"), organized and existing under the law of the State of New Jersey, and doing business as a(n) corporation (corporation, partnership, or individual).

The party above named, as Bidder, declares that the only persons or parties interested in this Proposal as principals are named above; that this Proposal is made without any connection with any other person, firm, or corporation making a Proposal for the same purpose; that the Proposal is in all respects fair and without collusion or fraud, and that no officer or employee of the Owner is, shall be, or will become, directly or indirectly, interested as a contracting party, partner, stockholder, surety or otherwise, in the performance of the contract, or in the supplies, work or business to which it relates, or in any portion of the profits thereof; that he has examined the sites of the work, the Contract Documents and the Drawings therein referred to, and has read the Instructions to Bidders hereto attached; and he proposes and agrees, if this Proposal be accepted, that he will Contract with the Owner, in the form of Contract hereto attached, to furnish all the materials, labor and equipment, and all else necessary to perform all work specified in the Contract Documents in the manner and time therein specified, for the following price or prices; to wit:

CONDIT ROAD IMPROVEMENT PROJECT
Contract 2020.05

The descriptions given for each bid item are limited. Bidders are directed to the Specifications for complete descriptions of the items listed in the Proposal. Bid prices must be based on said complete descriptions.

The estimated quantities listed in this Proposal are for comparison of bids only. The Contractor shall be paid for the actual quantities of work which are completed as per the Contract Drawings and/or as directed by the Engineer, and which are measured as specified in the Contract Documents. For the furnishing and installation of the work, in accordance with the Contract Documents, the following prices:

<u>ITEM NO.</u>	<u>ESTIMATED QUANTITY</u>	<u>DESCRIPTION AND UNIT PRICE IN BOTH WORDS AND FIGURES</u>	<u>AMOUNT</u>
1	L.S.	Site preparation and restoration; for the lump sum price of \$ <u>9000.00</u> . <u>nine thousand</u> Dollars and <u>zero</u> Cents	\$ <u>9000.00</u>
2	215 S.Y.	Base repair, HMA 19M64; for the unit price of \$ <u>2.00</u> per square yard. <u>two</u> Dollars and <u>zero</u> Cents	\$ <u>430.00</u>
3	3,430 S.Y.	Pavement milling, 2" depth; for the unit price of \$ <u>4.75</u> per square yard. <u>four</u> Dollars and <u>seventy five</u> Cents	\$ <u>16,292.50</u>
4	392 TONS	2" HMA 9.5M64 overlay; for the unit price of \$ <u>88.00</u> per ton. <u>eighty eight</u> Dollars and <u>zero</u> Cents	\$ <u>34,496.00</u>
5	2,870 L.F.	Concrete curb replacement; for the unit price of \$ <u>28.00</u> per lineal foot. <u>twenty eight</u> Dollars and <u>zero</u> Cents	\$ <u>80,360.00</u>

<u>ITEM NO.</u>	<u>ESTIMATED QUANTITY</u>	<u>DESCRIPTION AND UNIT PRICE IN BOTH WORDS AND FIGURES</u>	<u>AMOUNT</u>
6	2 EA.	Install manhole cover riser ring; for the unit price of \$ <u>200.00</u> each. <u>two hundred</u> Dollars and <u>zero</u> Cents	\$ <u>400.00</u>
7	1 EA.	Install new inlet grate; for the unit price of \$ <u>250.00</u> each. <u>two hundred fifty</u> Dollars and <u>zero</u> Cents	\$ <u>250.00</u>
8	6 EA.	Construction signs, up to 5 SF; for the unit price of \$ <u>50.00</u> each. <u>fifty</u> Dollars and <u>zero</u> Cents	\$ <u>300.00</u>
9	12 EA.	Construction signs, over 5 SF; for the unit price of \$ <u>50.00</u> each. <u>fifty</u> Dollars and <u>zero</u> Cents	\$ <u>600.00</u>
10	4 EA.	Breakaway barricades; for the unit price of \$ <u>1.00</u> each. <u>one</u> Dollars and <u>zero</u> Cents	\$ <u>4.00</u>
11	24 S.F.	Traffic markings, extruded thermoplastic, white; for the unit price of \$ <u>45.00</u> per square foot. <u>fourty five</u> Dollars and <u>zero</u> Cents	\$ <u>1080.00</u>
12	4 EA.	Pavement reflectors at fire hydrants; for the unit price of \$ <u>275.00</u> each. <u>two hundred seventy five</u> Dollars and <u>zero</u> Cents	\$ <u>1100.00</u>

<u>ITEM NO.</u>	<u>ESTIMATED QUANTITY</u>	<u>DESCRIPTION AND UNIT PRICE IN BOTH WORDS AND FIGURES</u>	<u>AMOUNT</u>
13	L.S.	Allowance for asphalt price adjustment; for the lump price of <u>\$3,000.00.</u> <u>Three Thousand</u> Dollars and <u>Zero</u> Cents	\$ <u>3,000.00</u>
14	L.S.	Allowance for fuel price adjustment; for the lump price of <u>\$2,000.00.</u> <u>Two Thousand</u> Dollars and <u>Zero</u> Cents	\$ <u>2,000.00</u>
15	160 HR.	Uniformed traffic officers; for the unit price of <u>\$95.00</u> per hour. <u>Ninety-Five</u> Dollars and <u>Zero</u> Cents	\$ <u>15,200.00</u>
TOTAL BID			\$ <u>164,512.50</u>

EXPERIENCE SHEET

The bidder is required to list below, all work similar in character to the work of this Project, which he has completed within the past five years. The Bidder shall state for each job the name, address, and phone number of the owner; the value of the contract; the award and completion dates of the contract; whether he was the general contractor or a sub-contractor; the nature of the work; and the name, address and phone number of the owner's engineer or superintendent. (Attach additional sheets as required).

See attached

Lined area for handwritten entries, consisting of approximately 20 horizontal lines.

Cifelli & Son General Contracting, Inc.
81 Franklin Avenue
Nutley, New Jersey 07110

Completed Contracts

1. **Summit Board of Education - Various School**
Contact : Angelo Palumbo - 14 Beekman Terrace
(908)277-0422 Summit, New Jersey
A. Sidewalk Improvements @ Various Schools
2. **Township of Weehawken - 400 Park Avenue**
Weehawken, New Jersey 07086
Contact: Maser Consulting – Joe Venezia
331 Newman Springs Road
Red Bank, New Jersey 07701 (732)383-1950
A. The Bluff's Roadway Project - \$994,881.25
September 2019 – December 2019
3. **Borough of Madison - 50 Kings Road**
Madison, New Jersey
Contact: Robert Vogel - 50 Kings Road
Madison, New Jersey (973) 593-3061
A: Greenwood Avenue - \$446,189.00
October 2019 – November 2019
4. **City of Orange - 29 North Day Street**
Orange, New Jersey 07050
Contact: Pennoni Associates, Inc.
Newark, New Jersey (908)653-0889
A: **Re:** - 2018 Road Program - \$6,000,000.00
April 2019 – July 2020
5. **Borough of Caldwell - 1 Provost Square**
Caldwell, New Jersey 07006
Contact: Beckmeyer Engineering
East Rutherford, New Jersey (201)635-9401
A: **Re:** 2017 Road Improvements - \$588,020.00
June 2019 – July 2019
6. **Township of Montclair - 205 Claremont Avenue**
Montclair, New Jersey
Contact: Steve Wood 219 North Fullerton Avenue
Monclair, New Jersey (973)
A: **Re:** Curbing Through Out Township of Montclair – 1 Year Contract \$1,944,627.00
April 2020 – July 2020
7. **Borough of Roselle Park - 110 East Westfield Avenue**
Roselle Park, New Jersey
Contact - Neglia Engineering
34 Park Avenue Lyndhurst, New Jersey 07071 (201)939-8805
A. **Re:** 2019/2020 Capital Road Program \$1,753,203.50
May 2020 – August 2020

BIDDER QUESTIONNAIRE

1. Name and address of contracting firm:

Cifelli & Son General Contr, Inc.
81 Franklin Avenue
Mutley, NJ 07110
Phone (973) 235-1122 Fax (973) 235-0456
Email Cifellison@yahoo.com

2. Names and addresses of all officers of the corporation, or all persons interested in the foregoing bid as principals:

<u>Name</u>	<u>Address</u>
<u>Michael Cifelli</u>	<u>55 Hillside Avenue</u>
<u></u>	<u>Mutley, NJ 07110</u>
<u></u>	<u></u>
<u></u>	<u></u>
<u></u>	<u></u>
<u></u>	<u></u>

3. Has any member of the firm or officer of the corporation been in bankruptcy?

no

If yes, give particulars _____

4. Has any member of the firm, or officer of the corporation, been an officer in a corporation which has been in a bankruptcy? no

If yes, give particulars _____

5. Has your firm or corporation ever defaulted or been declared in default on any contract?

If yes, give particulars no _____

6. How many years has your present organization been in the contracting business? 10 yrs.

7. List 2 or 3 general business references.

<u>Name</u>	<u>Type of Business</u>	<u>Address</u>	<u>Phone</u>
Joel Janis Concrete		River Road	
		Fair Lawn, NJ	(201) 796-1556
B+B Granite		South Street	
		Newark, NJ	(973) 465-0677

8. List bank references.

<u>Name</u>	<u>Address</u>	<u>Phone</u>
Wells Fargo	350 Centre Street	
	Mutley, NJ	07110
		(973) 662-1000

CIFELLI & SON GENERAL CONTRACTING, INC.
81 FRANKLIN AVE
NUTLEY, NEW JERSEY 07110

TEL. 973-235-1122

FAX: 973-235-0456

EMAIL: cifellison@yahoo.com

Equipment List

TYPE	QUANITY	AGE	UNPAID BALANCE	PRESENT VALUE	CONDITION
Mack RD 688 Triaxle Truck	1	20	Paid	\$60,000.00	Excellent
Kenworth T80 Tandem	1	20	Paid	\$55,000.00	Excellent
Ford F-350 Pickup Truck	1	7	Paid	\$15,000.00	Great
GMC Kodiak Mason Truck	1	14	Paid	\$12,000.00	Great
Izuzu Tool Truck	1	14	Paid	\$16,000.00	Excellent
John Deere Backhoe 310SG	1	11	Paid	\$35,000.00	Great
Kubota Excavator KX-80	1	5	Paid	\$90,000.00	Excellent
Ingresoll Rand Air Compressor	1	13	Paid	\$5,000.00	Good
Eager Beaver Trailer	1	11	Paid	\$15,000.00	Excellent
Case TR340 Skidsteer	1	2	Paid	\$25,000.00	Excellent

NON-COLLUSION AFFIDAVIT

STATE OF New Jersey

SS:

COUNTY OF Morris

I, Michael Cipelli of Nutley
(Name of Affiant) (Municipality)

in the County of Essex and the State of New Jersey,

of full age, being duly sworn according to law, on my oath depose and say that:

I am President of Cipelli + Son Gen. Contr, Inc.
(Title of Position) (Name of Bidder)

the bidder making the Proposal for the above named project, and that I executed the said Proposal with full authority so to do; that said bidder has not, directly or indirectly, entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free, competitive bidding in connection with the above named project; and that all statements contained in said Proposal and in this affidavit are true and correct, and made with full knowledge that the Owner relies upon the truth of the statements contained in said Proposal and in the statements contained in this affidavit in awarding the contract for the said project.

I further warrant that no person or agent has been employed or retained to solicit or secure such contract upon an agreement or understanding for a commission, percentage, brokerage or contingent fee, except bonafide established commercial or selling agencies maintained by Cipelli + Son General Contr, Inc.
(Name of Bidder)

Signature of Affiant Michael Cipelli

Typed or Printed Name of Affiant Michael Cipelli

Address of Affiant 55 Hillside Ave.

Nutley, NJ

07110

Subscribed and sworn to before me this 17th day of

September, 2020
Lisa Pontoriero

Lisa Pontoriero
Notary Public
New Jersey

My Commission Expires 2-22-25
No. 2324665

IDENTIFICATION OF SUBCONTRACTORS

For projects involving public building(s) as required by N.J.S.A. 40A:11-16, bidders must identify all subcontractors with whom they propose to contract for the hereindescribed project. The subcontractors listed herein must actually be used for the work.

For subcontracted trades requiring licenses or permits, Bidders must provide license and/or permit numbers, expiration dates and copies of the documents. If a Bidder intends to perform any portions of the work involving licensed/permitted trades, he must list himself as the applicable subcontractor and provide the above specified information.

Subcontractor Name: Riverview Paving
 Address: 13 Eagle Rock Avenue
East Hanover, NJ
 Nature of Work: milling
 Trade: milling
 License/Permit: _____

Subcontractor Name: Crossroads P.M.
 Address: 512 Pompton Tpk.
Pompton Plains, NJ
 Nature of Work: paving
 Trade: paving
 License/Permit: _____

Subcontractor Name: Statewide
 Address: 499 Pomerooy Road
Parsippany, NJ
 Nature of Work: striping
 Trade: striping
 License/Permit: _____

Subcontractor Name: _____
 Address: _____
 Nature of Work: _____
 Trade: _____
 License/Permit: _____

Subcontractor Name: _____
 Address: _____
 Nature of Work: _____
 Trade: _____
 License/Permit: _____

AFFIRMATIVE ACTION ASSURANCE FORM

During the performance of this contract, the contractor agrees to comply with P.L. 1975, C.127, regarding affirmative action and the regulations promulgated thereunder as set forth in the Contract Documents.

FOR PROCUREMENT OR SERVICE CONTRACTS, the contractor to whom the Contract is awarded is required to submit to the Owner, prior to or at the time the contract is submitted for signing by the Owner (in accordance with N.J.A.C. 17:27-3.3(a) promulgated by the Treasurer pursuant to P.L. 1975, c. 127), one of the following three documents:

1. Appropriate evidence that the contractor is operating under an existing federally approved or sanctioned affirmative action program; or
2. A certificate of employee information report approval issued in accordance with N.J.A.C. 17:27-4; or
3. An initial Employee Information Report consisting of forms provided by the Affirmative Action Office in the New Jersey Department of Treasury and completed by the contractor in accordance with N.J.A.C. 17:27-4. Blank forms (NJ Form AA302) are available from the Affirmative Action Office or the Owner.

FOR CONSTRUCTION CONTRACTS WHICH ARE NOT SUBJECT TO A FEDERALLY APPROVED OR SANCTIONED AFFIRMATIVE ACTION PROGRAM, no later than three (3) days after signing a construction contract, the contractor is required to submit to the Owner and the Affirmative Action Office an initial project manning table consisting of forms provided by the affirmative action office (NJ Form AA201) and completed by the contractor in accordance with N.J.A.C. 17:27-7.

PLEASE INDICATE WHICH COMPLIANCE DOCUMENTATION YOU WILL PROVIDE IN THE EVENT THE CONTRACT IS AWARDED TO YOUR FIRM, AND ACKNOWLEDGE RECEIPT OF THE AFFIRMATIVE ACTION REQUIREMENTS BY SIGNING BELOW.

- Evidence that an existing federally approved or sanctioned affirmative action program is in effect.
- A certificate of employee information report approval, certificate No. _____
- An initial Employee Information Report completed by the contractor in accordance with N.J.A.C. 17:27-4.

Firm Name Cifelli & Son General Contr, Inc.
 Name of Representative Michael Cifelli
 Signature *Michael Cifelli*
 Title President Date 9/17/2020

BID SUBMISSION CHECKLIST

A. Failure to submit any of the following documents is a mandatory cause for the bid to be rejected (N.J.S.A. 40A:11-23.2). The bidder shall check and initial at each item as acknowledgement that the item has been provided:

- Bid guarantee as required by N.J.S.A. 40A:11-21. Initials M.C.
- Certificate from a surety company pursuant to N.J.S.A. 40A:11-22. Initials M.C.
- Statement of corporate ownership, pursuant to N.J.S.A. 52:25-24.2. Initials M.C.
- A listing of subcontractors. Initials M.C.
- If applicable, bidder's acknowledgement of receipt of addenda to specifications or bid documents. Initials N/A

B. Failure to submit any of the following documents may be a cause for the bid to be rejected. (N.J.S.A. 40A:11-23.1b.)

- Bidder's and Subcontractors Business Registration Certificates, pursuant to P.L. 2004, C.57. Initials M.C.
- Consent of Surety as to a Labor and Material Payment Bond Initials M.C.
- Submission of a Non-Collusion Affidavit (this form must be Notarized) Initials M.C.
- Affirmative Action Assurance Form Initials M.C.
- Public Works Contractor Registration Certificate, pursuant to P.L. 1999, c.238 Initials M.C.
- Iran Investment Activities Disclosure, as required by N.J.S.A. 40A:11-2.1. Initials M.C.

C. The undersigned hereby acknowledges and has submitted the above listed requirements.

Name of Bidder: Cifelli & Son General Contr, Inc.

By Authorized Representative:

Signature: Michael Cifelli

Print Name and Title: Michael Cifelli - President

Date: 9/17/2020

Accompanying this Proposal are the following items as required by the Contract Documents:

Certified check or bid bond for the sum of \$ 20,000.00

Consent of Surety Statement, dated 9/17/2020

Public Works Contractor Registration Certificate, dated 10/27/18

Business Registration Certificate, dated 9/5/2010

Iran Investment Activities Disclosure, dated 9/17/2020

The Bidder acknowledges receipt of the following Addenda: "NONE"

No. _____ dated _____ Initials _____

No. _____ dated _____ Initials _____

No. _____ dated _____ Initials _____

No. _____ dated _____ Initials _____

The Bidder, as attested by signature below, formally makes this Proposal and acknowledges the submission of all information required on foregoing pages P-1 through P-11.

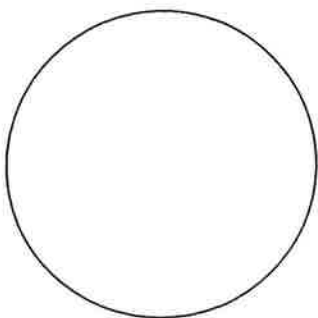
Proposal respectfully submitted:

Michael Cifari
(Signature)

President
(Title)

Sept. 17, 2020
(Date)

81 Franklin Avenue
Muttley, NJ
07110
(Address)



BID BOND

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned, CIFELLI & SON GENERAL CONTRACTING, INC. of 81 Franklin Avenue, Nutley, NJ 07110 as Principal, and NGM Insurance Company, 4601 Touchton Road East, Jacksonville, FL 32246 as Surety, is hereby held and firmly bound unto Borough of Mountain Lakes of 400 Boulevard, Mountain Lakes, NJ 07046 as Owner, in the penal sum of

Ten Percent (10%) of amount bid not to exceed \$20,000.00 for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, successors and assigns.

Signed and sealed this September 17, 2020

The condition of the above obligation is such that whereas the Principal has submitted to Borough of Mountain Lakes a certain bid, attached hereto and hereby made a part of hereof, to enter into a contract in writing for the

Condit Road Improvement Project

NOW, THEREFORE,

- A) If said bid shall be rejected or in the alternative,
- B) If said bid shall be accepted and the Principal shall execute and deliver a contract in the form of contract attached hereto (properly completed in accordance with said bid) and shall furnish a bond for his faithful performance of said contract, and for the payment of all persons performing labor or furnishing materials in the connection therewith, and shall in all other respects perform the agreement created by the acceptance of said bid

Then this obligation shall be void, otherwise the same shall remain in full force and effect; it being expressly understood and agreed that the liability of the surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety and its bond shall be in no way impaired or affected by any extension of the time within which the owner may accept such bid; and Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set forth above.

By: Lisa Portocarrero
Witness

By: Rosemarie Walker
Rosemarie Walker, Witness

CIFELLI & SON GENERAL CONTRACTING, INC.

Principal

By: Michael Cifelli Pres.

NGM Insurance Company

Surety

By: Jeanne Primavera
Jeanne Primavera, Attorney-in-Fact

CONSENT OF SURETY

KNOW ALL MEN BY THESE PRESENTS, that for and in consideration of the sum of \$1.00, lawful money of the United States of America, the receipt whereof is hereby acknowledged, paid the undersigned corporation, and for other valuable consideration, the

NGM Insurance Company

Organized and existing under the laws of the State of Florida and licensed to do business in the State of New Jersey certifies and agrees, that if contract for

Condit Road Improvement Project

for Borough of Mountain Lakes

is awarded to CIFELLI & SON GENERAL CONTRACTING, INC.

the undersigned Corporation will execute the bond or bonds as required of the contract documents and will become Surety in the full amount set forth in the contract documents for the faithful performance of all obligations of the Contractor.

Signed and Sealed this September 17, 2020

NGM Insurance Company



Jeanne Primavera, Attorney-in-Fact

Surety Disclosure Statement and Certification

Pursuant to N.J.S.A. 2A:44-143

(For use when Surety has a certificate from U.S. Secretary of the Treasury in accordance with 31 U.S.C. Section 9305)

NGM Insurance Company, Surety on the attached bond, hereby certifies the following:

- 1) The capital and surplus, as determined in accordance with the applicable laws of this State, of the Surety participating in the issuance of the attached bond is in the following amounts as of the calendar year ended December 31, 2019 (most recent calendar year which capital and surplus amounts are available), which amounts have been certified by is PricewaterhouseCoopers LLP, One North Wacker, 11th Floor, Chicago, IL 60606

<u>Surety Company</u>	<u>Capital</u>	<u>Surplus</u>
NGM Insurance Company	\$5,250,000	\$615,394,368

- 2) With respect to each surety participating in the issuance of the attached bond that has received from the U.S. Secretary of the Treasury, a certificate of authority pursuant to 31 U.S.C. Section 9305, the underwriting limitation established there on July 1, 2020 (most recent calendar year available) is as follows:

<u>Surety Company</u>	<u>Limitations</u>
NGM Insurance Company	\$58,588,000

- 3) The amount of the bond to which the statement and certification is attached is Ten Percent (10%) of amount bid \$ not to exceed \$20,000.00

- 4) If, by virtue of one or more contracts of reinsurance, the amount of the bond indicated under item 4 above exceeds the total underwriting limitation of all sureties on the bond as set forth in item 3 above, then for each such contract of reinsurance:

- a) The name and address of each such reinsurer under the contract and the amount of the reinsurer's participation in the contract is as follows:

<u>Reinsurer</u>	<u>Address</u>	<u>Amount</u>
------------------	----------------	---------------

And;

- b) Each surety that is party to such contract of reinsurance certifies that each reinsurer listed under item 4(a) satisfies the credit for reinsurance requirement established under P.L. 1993, c.243(C.17:51B-1 et seq.) and any applicable regulations in effect as of the date on which the bond to which this statement and certification is attached shall have been filed with the appropriate public agency.

Certificate

I, Jeanne Primavera as Attorney in Fact, for NGM Insurance Company, a company domiciled in the State of Florida, Hereby certify that, to the best of my knowledge, the foregoing statements made by me are true, and acknowledge that, if any of those statements made by me are false, this bond is void.


(Signature of certifying agent/officer)

Jeanne Primavera, Attorney-in-Fact
(Print name of certifying agent/officer)

Date: September 17, 2020

Attorney in Fact



I certify that at the Annual Meeting of the Directors of the NGM Insurance Company duly called and held at Jacksonville, Florida on March 12th, 2020, the following officers were elected and remain in office:

- CHRISTOPHER R. LISTAU CHIEF EXECUTIVE OFFICER AND PRESIDENT
- JEFFREY B. KUSCH EXECUTIVE VICE PRESIDENT, AND CHIEF OPERATING OFFICER
- THERESA E. BREUNIG-SILBERNAGEL SENIOR VICE PRESIDENT, ENTERPRISE SOLUTIONS
- KIMBERLY K. LAW VICE PRESIDENT, GENERAL COUNSEL & SECRETARY
- JOSEPH D. FREITAS VICE PRESIDENT, CHIEF FINANCIAL OFFICER & TREASURER
- MICHAEL D. LANCASHIRE SENIOR VICE PRESIDENT, CLAIMS
- DAVID S. MEDVIDOFSKY SENIOR VICE PRESIDENT, HUMAN RESOURCES
- NANCY L. GIORDANO-RAMOS, ROBERT T. HETZEL, JR.,
DARRYL J. OSMAN, JANET M. ROOT, JAMES E. VETTEL, SARAH C. BOURDEAU,
PRIYESH A. PATEL, STEVEN C. KILINGERMANN, JR, CHRISTOPHER L. COX VICE PRESIDENTS

I further certify that the following statement of the Company is true as taken from the records of said Company as of December 31, 2019.

ADMITTED ASSETS	LIABILITIES
Bonds at Amortized Values \$ 79,179,842	Reserve for Losses 0
Stocks at Market Value 159,926,010	Reserve for Loss Adjustment Expenses 0
First Mortgage Loans 9,832,000	Reserve for Unearned Premiums 0
Real Estate 3,883,439	Reserve for Other Underwriting Expenses 43,754,439
Cash in Office and Banks (18,354,291)	Reserve for Taxes, Licenses, and Fees 5,657,282
Short Term Investments 13,760,338	Loss Drafts in Transit 0
Agent's Balance (Less than 90 Days) 271,920,238	Other Liabilities 123,348,281
Accrued Interest 564,262	Total Liabilities 172,760,002
Other Assets 272,692,532	Policyholders' Surplus 620,644,368
TOTAL ADMITTED ASSETS 793,404,370	TOTAL \$ 793,404,370

Securities as deposited by law, included above = \$ 5,512,528

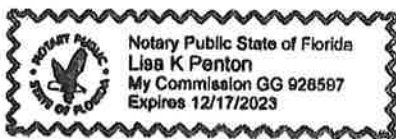
I further certify that the following is true and exact excerpt from Article IV, Section 2 of the By-Laws of NGM Insurance Company which is still valid and existing.

The board of directors, the president, any vice president, secretary, or the treasurer shall have the power and authority to appoint attorneys-in-fact and to authorize them to execute on behalf of the company and affix the seal of the company thereto, bonds, recognizances, contracts of indemnity or writings obligatory in the nature of a bond, recognizance or conditional undertaking and to remove any such attorneys-in-fact at any time and revoke the power and authority given to them."

Subscribed and sworn to before me on this 16 day of March, 2020

IN WITNESS THEREOF I hereunto subscribe my name and affix the seal of said company this 16 day of March, 2020

Kimberly K. Law
Vice President, General Counsel & Secretary





POWER OF ATTORNEY

KNOW ALL MEN BY THESE PRESENTS: That NGM Insurance Company, a Florida corporation having its principal office in the City of Jacksonville, State of Florida, pursuant to Article IV, Section 2 of the By-Laws of said Company, to wit:

"Article IV, Section 2. The board of directors, the president, any vice president, secretary, or the treasurer shall have the power and authority to appoint attorneys-in-fact and to authorize them to execute on behalf of the company and affix the seal of the company thereto, bonds, recognizances, contracts of indemnity or writings obligatory in the nature of a bond, recognizance or conditional undertaking and to remove any such attorneys-in-fact at any time and revoke the power and authority given to them. "

does hereby make, constitute and appoint **Kenneth A Gelok, Scott R Kuzmic, Dawn M Jones, Jeanne Primavera, Tom Caruso**-----

its true and lawful Attorneys-in-fact, to make, execute, seal and deliver for and on its behalf, and as its act and deed, bonds, undertakings, recognizances, contracts of indemnity, or other writings obligatory in nature of a bond subject to the following limitation:

- 1. No one bond to exceed Twenty Million Dollars (\$20,000,000.00)

and to bind NGM Insurance Company thereby as fully and to the same extent as if such instruments were signed by the duly authorized officers of NGM Insurance Company; the acts of said Attorney are hereby ratified and confirmed.

This power of attorney is signed and sealed by facsimile under and by the authority of the following resolution adopted by the Directors of NGM Insurance Company at a meeting duly called and held on the 2nd day of December 1977.

Voted: That the signature of any officer authorized by the By-Laws and the company seal may be affixed by facsimile to any power of attorney or special power of attorney or certification of either given for the execution of any bond, undertaking, recognizance or other written obligation in the nature thereof; such signature and seal, when so used being hereby adopted by the company as the original signature of such office and the original seal of the company, to be valid and binding upon the company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, NGM Insurance Company has caused these presents to be signed by its Vice President, General Counsel and Secretary and its corporate seal to be hereto affixed this 7th day of January, 2020.

NGM INSURANCE COMPANY By:

Kimberly K. Law

Kimberly K. Law
Vice President,
General Counsel and Secretary

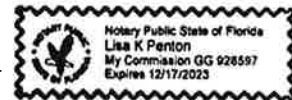


State of Florida,
County of Duval.

On this 7th day of January, 2020, before the subscriber a Notary Public of State of Florida in and for the County of Duval duly commissioned and qualified, came Kimberly K. Law of NGM Insurance Company, to me personally known to be the officer described herein, and who executed the preceding instrument, and he acknowledged the execution of same, and being by me fully sworn, deposed and said that he is an officer of said Company, aforesaid: that the seal affixed to the preceding instrument is the corporate seal of said Company, and the said corporate seal and her signature as officer were duly affixed and subscribed to the said instrument by the authority and direction of the said Company; that Article IV, Section 2 of the By-Laws of said Company is now in force.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my official seal at Jacksonville, Florida this 7th day of January, 2020.

Lisa K. Penton



I, Nancy Giordano-Ramos, Vice President of NGM Insurance Company, do hereby certify that the above and foregoing is a true and correct copy of a Power of Attorney executed by said Company which is still in full force and effect.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the seal of said Company at Jacksonville, Florida this
17th day of September, 2020.

Nancy Giordano-Ramos



State of New Jersey
Department of Banking and Insurance

CERTIFICATE OF AUTHORITY

NAIC Company Code: **14788**

THIS IS TO CERTIFY THAT THE **NGM INSURANCE COMPANY**, HAVING COMPLIED WITH THE LAWS OF THE STATE OF NEW JERSEY, AND ANY SUPPLEMENTS OR AMENDMENTS THERETO WITH RESPECT TO THE TRANSACTION OF THE BUSINESS OF INSURANCE, IS LICENSED TO TRANSACT IN THIS STATE UNTIL THE 1st DAY OF May, 2021, THE LINES OF INSURANCE SPECIFICALLY DESIGNATED BELOW:

- 09 - Automobile Physical Damage**
- 08 - Automobile Liability Property Damage**
- 07 - Automobile Liability Bodily Injury**
- 06 - Workers Compensation and Employers Liability**
- 05 - Inland Marine**
- 04 - Ocean Marine**
- 03 - Growing Crops**
- 22 - Mechanical Breakdown/Power Failure**
- 20 - Physical Loss to Buildings**
- 02 - Earthquake**
- 17 - Sprinkler Leakage and Water Damage**
- 16 - Glass**
- 15 - Burglary and Theft**
- 13 - Fidelity and Surety**
- 12 - Boiler and Machinery**
- 11 - Other Liability**
- 01 - Fire and Allied Lines**



MARLENE CARIDE
COMMISSIONER OF
BANKING AND INSURANCE



STATE OF NEW JERSEY BUSINESS REGISTRATION CERTIFICATE

Taxpayer Name: CIFELLI & SON GENERAL CONTRACTING INCORPORATED

Trade Name:

Address: 81 FRANKLIN AVENUE
NUTLEY, NJ 07110-3234

Certificate Number: 1586888

Effective Date: September 05, 2010

Date of Issuance: May 26, 2020

For Office Use Only:

20200526083928871