

To the extent known
as of April 18, 2019



Founded 1749

**TOWNSHIP COMMITTEE
TOWNSHIP OF MENDHAM
April 23, 2019
Regular Session 7:30 PM**

ROLL CALL:

Mr. Diegnan
Ms. Duarte
Mr. Monaghan
Ms. Neibart
Mayor Gisser

SALUTE TO THE FLAG

STATEMENT OF ADEQUATE NOTICE:

Adequate Notice of this meeting of the Township Committee of the Township of Mendham was given as required by the Open Public Meetings Act as follows: Notice was given to the Observer Tribune and Daily Record on January 8, 2019. Notice was posted on the bulletin board in the township offices and notice was filed with the Township Clerk.

RECOGNIZING NEW FIREFIGHTER

Richard R. Vanderbeek, III has applied to be a Junior/Explorer at the Brookside Engine Company #1

ANNOUNCEMENTS/REPORTS

BUDGET HEARING

- 2019 Municipal Budget – Public Comment

OPEN TO THE PUBLIC

APPROVAL OF MINUTES

- Regular and Executive Session Meeting Minutes of April 8, 2019

RESOLUTIONS

- 2019 – 074** Resolution of the Township Committee of the Township of Mendham Adoption of 2019 Municipal Budget
- 2019 – 075** Resolution of the Township Committee of the Township of Mendham Authorizing the Award of Contract for Dental Benefits to Metlife, Inc.
- 2019 - 076** Resolution of the Township Committee of the Township of Mendham Authorizing the Appointment of Anthony Duarte to the Position of Laborer/Truck Driver
- 2019 – 077** Resolution of the Township Committee of the Township of Mendham Authorizing the Appointment of Cameron Miller to the Position of Seasonal Laborer
- 2019 – 078** Resolution of the Township Committee of the Township of Mendham Authorizing the Payment of Bills

ORDINANCE FOR INTRODUCTION

04 - 2019 An Ordinance of the Township of Mendham Providing for Various Capital Improvements and Appropriating \$417,000 Therefore, From The Capital Improvement Fund - *Public Hearing scheduled for May 13, 2019*

05 - 2019 Bond Ordinance Providing For Various Capital Improvements In And By The Township of Mendham, In The County Of Morris, New Jersey, Appropriating \$1,051,000 Therefor And Authorizing The Issuance Of \$999,500 Bonds Or Notes Of The Township To Finance Part Of The Cost Thereof – *Public Hearing scheduled for May 13, 2019*

DISCUSSION

OPEN TO THE PUBLIC

ADJOURN

SECTION 2 - UPON ADOPTION FOR YEAR 2019
(Only to be included in the Budget as Finally Adopted)

RESOLUTION 2019-074

Be It Resolved by the Governing Body of Mendham, County of Morris of the Township that the budget herein before set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

(a) \$ 8,152,691.67 (item 2 below) for municipal purposes and
 (b) \$ (item 3 below) for school purposes in Type I School Districts only (N.J.S.A. 18A:9-2) to be raised by taxation and,
 (c) \$ (item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts only (N.J.S. 18A:9-3) and certification to the County Board of Taxation of the following summary of general revenues and appropriations.
 (d) \$ 232,000.00 (Sheet 43) Open Spaces, Recreation, Farmland and historic Preservation Trust Fund Levy

RECORDED VOTE

(insert last name)

Ayes

Nays

Abstained

Absent

SUMMARY OF REVENUES			
1. General Revenues			
Surplus Anticipated	08-100		\$ 1,150,000.00
Miscellaneous Revenues Anticipated	13-099		\$ 1,451,912.70
Receipts from Delinquent Taxes	15-499		\$ 175,000.00
2. AMOUNT TO BE RAISED BY TAXATION FOR MUNICIPAL PURPOSES (Item 6(a), Sheet 11)	07-190		\$ 8,152,691.67
3. AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE I SCHOOLS DISTRICTS ONLY:			
item 6, Sheet 41		07-195	\$
item 6(b), Sheet 11 (N.J.S. 40A:4-14)		07-191	\$
4. To Be Added TO THE CERTIFICATE FOR AMOUNT TO BE RAISED BY TAXATION FOR SCHOOLS IN TYPE II SCHOOLS DISTRICTS ONLY:			
item 6(b), Sheet 11 (N.J.S. 40A:4-14)		07-191	\$
Total Revenues	13-299		\$ 10,929,604.37

SUMMARY OF APPROPRIATIONS

5. GENERAL APPROPRIATIONS:	XXXXXX	XXXXXXXXXX
Within "CAPS"	XXXXXX	XXXXXXXXXX
(a&b) Operations Including Contingent	34-201	\$ 7,420,187.00
(e) Deferred Charges and Statutory Expenditures - Municipal	34-209	\$
(g) Cash Deficit	46-885	\$
Excluded from "CAPS"	XXXXXX	XXXXXXXXXX
(a) Operations - Total Operations Excluded from "CAPS"	34-305	\$ 279,249.67
(c) Capital Improvements	44-999	\$ 390,000.00
(d) Municipal Debt Service	45-999	\$ 1,811,300.00
(e) Deferred Charges - Municipal	46-999	\$
(f) Judgements	37-480	\$
(n) Transferred to Board of Education for Use of Local Schools (N.J.S. 40:48-17.1 & 17.3)	29-405	\$
(g) Cash Deficit	46-885	\$
(k) For Local District School Purposes	29-410	\$
(m) Reserve for Uncollected Taxes (Include Other Reserves If Any)	50-899	\$ 1,028,867.70
6. SCHOOL APPROPRIATIONS - TYPE 1 SCHOOL DISTRICTS ONLY (N.J.S. 40A:4-13)	07-195	\$
Total Appropriations	34-499	\$ 10,929,604.37

It is hereby certified that the within budget is a true copy of the budget finally adopted by resolution of the Governing Body on the _____, 2019. It is further certified that each item of revenue and appropriation is set forth in the same amount and by the same title as appeared in the 2019 approved budget and all amendments thereto, if any, which have been previously approved by the Director of Local Government Services.

Certified by me this 23rd day of April, 2019, _____, Township Clerk

Signature

**RESOLUTION 2019-075
TOWNSHIP OF MENDHAM
Morris County, New Jersey**

**RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE AWARD OF CONTRACT FOR DENTAL BENEFITS TO METLIFE,
INC.**

WHEREAS, the Township of Mendham, (hereinafter, the Township) provides comprehensive dental benefits as part of the Employee Health Benefits Program, that consists of the “Premier/Advantage” (Base Plan) and the “PPO Only” (Alternate Option) Plans currently administered through Delta Dental of NJ; and

WHEREAS, Alternate Proposals were sought and MetLife, Inc. provided a Proposal that:

- Provides benefit enhancements to both the Base Plan (“Premier Match”) and the Alternate Option (“PPO Match) for all eligible Participants;
- Provides a comprehensive, single Network for both plan offerings that affords simplicity in choosing a plan best suited for eligible employees and their families;
- Provides lower Out of Pocket expenses for In Network services (both plans) and greater reimbursement for Out of Network services (Premier Match Plan);
- Provides initial cost savings of approximately 18 – 20% over the existing rates ; and
- Offers cost stability by providing a Rate Cap of 6% for renewals in Years 2 and 3; and

WHEREAS, the Township Administrator, Chief Financial Officer and Health Benefits Consultant reviewed the Proposal and, after meetings with other Department Heads and employees, determined such Proposal should be presented to the Township Committee with a recommendation for favorable action.

NOW, THEREFORE, BE IT RESOLVED, by the Township Committee of the Township of Mendham, County of Morris, State of New Jersey, that upon review of findings and analysis conducted by the Administrator, CFO and Health Benefits Consultant, the Township Committee hereby accepts the recommendation and approves the award of Dental Benefit Services to MetLife Insurance Company in accordance with the analysis prepared by the Health Benefits Consultant and annexed hereto; and

BE IT FURTHER RESOLVED, said authorization is for a May 1, 2019 effective date or as soon thereafter as administratively practical; and

BE IT FURTHER RESOLVED, this contract award is through a duly licensed and admitted Insurance Company within the State of NJ and therefore, such award is exempt from the requirements set forth by P.L. 2004, Chapter 19 (as amended by P.L. 2005, c.51) N.J.S.A.19:44A-20.5 et seq.; and

BE IT FURTHER RESOLVED, a certified copy of this Resolution shall be forwarded to the Township CFO, Township Auditor, and PIA Security Programs, Inc., 429 Hackensack Street, P.O. Box 818 Carlstadt, NJ 07072, Health Benefits Consultant to the Township.

RESOLUTION 2019 - 075
TOWNSHIP OF MENDHAM
MORRIS COUNTY, NEW JERSEY

Adopted: April 23, 2019

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Warren Gisser, Mayor

CERTIFICATION: I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Tuesday, April 23, 2019.

Maria F. Coppinger, Township Clerk

RESOLUTION 2019-076
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE APPOINTMENT OF ANTHONY DUARTE TO THE POSITION OF
LABORER/TRUCK DRIVER

WHEREAS, the position in the Department of Public Works has become vacant; and

WHEREAS, Anthony Duarte has applied for the position and appears to meet the qualifications necessary to perform the duties of said Laborer/Truck Driver; and

WHEREAS, The Township Administrator has recommended that Anthony Duarte be appointed as a Laborer/Truck Driver.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham that Anthony Duarte be appointed to the position of a Laborer/Truck Driver, effective April 29, 2019 at an annual salary of \$41,070.29.

Adopted: April 23, 2019

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Warren Gisser, Mayor

CERTIFICATION: I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Tuesday, April 23, 2019.

Maria F. Coppinger, Township Clerk

RESOLUTION 2018-077
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE APPOINTMENT OF CAMERON MILLER TO THE POSITION OF
SEASONAL LABORER

WHEREAS, the position of a seasonal DPW laborer has become vacant; and

WHEREAS, Cameron Miller has applied for the position and appears to meet the qualifications necessary to perform the duties of said laborer; and

WHEREAS, The Township Administrator has recommended that Cameron Miller be appointed as a seasonal laborer.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham that Cameron Miller be appointed to the position of a seasonal laborer, effective May 1, 2019 at an hourly rate of \$13.50.

Adopted: April 23, 2019

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Warren Gisser, Mayor

CERTIFICATION: I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Tuesday, April 23, 2019.

Maria F. Coppinger, Township Clerk

RESOLUTION 2019-078
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE PAYMENT OF BILLS

BE IT RESOLVED, by the Township Committee of the Township of Mendham, in the County of Morris, New Jersey, that the Chief Financial Officer be and hereby is authorized to pay current bills as attached hereto and made a part hereof, contingent upon the approval of the Finance Committee.

Adopted: April 23, 2019

Attest:

TOWNSHIP OF MENDHAM,
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Warren Gisser, Mayor

CERTIFICATION I, Maria F. Coppinger, Township Clerk of the Township of Mendham, do hereby certify the foregoing resolution was duly adopted by the Township Committee at a Regular Meeting held on Tuesday, April 23, 2019.

Maria F. Coppinger, Township Clerk

P.O. Type: All	Include Project Line Items: Yes	Open: N	Paid: N	Void: N	Stat/Chk	Enc Date	First Rcvd	Chk/Void	1099
Range: First to Last		Rcvd: Y	Held: Y	Aprv: N	Date	Date	Date	Date	Excl
Format: Detail without Line Item Notes		Bid: Y	State: Y	Other: Y					
		Exempt: Y							
Vendor # Name	Contract PO Type	Charge Account	Acct Type	Description	Amount				
ALLEN ALLEN PAPER & SUPPLY CO	B								
19-00161 02/07/19 JANITORIAL SUPPLIES									
4 JANITORIAL SUPPLIES	B	9-01-26-310-030	B	Miscellaneous supplies	49.39	R	04/09/19 04/16/19	069504-01	N
Vendor Total:					49.39				
AWFRAME A & M FRAMERS, INC.									
19-00334 04/10/19 REFUND FEES									
1 REFUND FEES	B	9-01-55-904-001	B	Refund of Fees	10.00	R	04/10/19 04/16/19		N
Vendor Total:					10.00				
ATLANTAC ATLANTIC TACTICAL OF NJ, INC									
19-00074 01/08/19 ARMOR / EQUIPMENT									
1 ARMOR / EQUIPMENT	B	6-02-41-708-302	B	State Body Armor	743.48	R	01/08/19 04/17/19	SI-80662052	N
2 ARMOR / EQUIPMENT	B	6-02-41-709-301	B	Federal Bulletproof vests	695.15	R	01/08/19 04/17/19	SI-80662052	N
3 ARMOR / EQUIPMENT	B	9-01-25-240-032	B	Uniforms/Equipment	1,446.47	R	01/08/19 04/17/19	SI-80662052	N
					2,885.10				
Vendor Total:					2,885.10				
BLUED BLUE DIAMOND DISPOSAL									
19-00084 01/14/19 TRASH / RECYCLE PICKUP 2019	B								
9 TRASH PICKUP APRIL 2019		9-01-26-305-029	B	Contracts- Sanitation	15,725.00	R	04/15/19 04/16/19	494145	N
10 RECYCLE PICKUP APRIL 2019		9-01-26-305-079	B	Contracts- Recycling	6,100.00	R	04/15/19 04/16/19	494145	N
					21,825.00				
Vendor Total:					21,825.00				
BUZAK THE BUZAK LAW GROUP, LLC									
19-00108 01/17/19 RETAINER	B								
5 RETAINER FOR MARCH 2019		9-01-21-180-027	B	Legal- General	666.00	R	01/17/19 04/16/19	MTPB-1002	N

Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type	Charge Account	Acct Type Description	Stat/Chk	Enc Date	Rcvd Date	Chk/Void Date	Invoice	1099
CHELD COUNTY WELDING SUPPLY CO												
	19-00058 01/07/19 CYLINDER RENTAL & SUPPLIES			B								
	7 CYLINDER RENTAL & SUPPLIES		42.50		9-01-26-290-031	B Supplies-Tires,welding,Lube,oil,sealer	R	03/19/19	04/16/19		220056	N
	Vendor Total:		42.50									
DRONANNO DEBORAH BONANNO												
	19-00332 04/10/19 2019 GPANJ CONFERENCE											
	1 2019 GPANJ CONFERENCE		199.62		9-01-20-100-042	B Conferences/Education	R	04/10/19	04/16/19			N
	Vendor Total:		199.62									
DELTA DELTA DENTAL PLAN OF NJ, INC												
	19-00031 01/07/19 DENTAL INSURANCE PLAN			B								
	9 DENTAL INSURANCE PLAN 2019		2,637.87		9-01-23-220-093	B Dental	R	04/15/19	04/16/19		311975	N
	10 DENTAL INSURANCE PLAN 2019		873.04		9-01-23-220-093	B Dental	R	04/15/19	04/16/19		312040	N
			3,510.91									
	Vendor Total:		3,510.91									
FFONE FIREFIGHTER ONE, LLC												
	18-00916 11/27/18 RALSTON ENGINE SUPPLIES											
	1 GAS DETECTION PACKAGE		1,049.00		C-04-55-005-005	B PORTABLE GAS DETECTORS - RALSTON	R	11/27/18	04/17/19		SI-00504555	N
	2 SHIPPING		15.00		C-04-55-005-005	B PORTABLE GAS DETECTORS - RALSTON	R	11/27/18	04/17/19			N
			1,064.00									
	Vendor Total:		1,064.00									
FRENCH FRENCH & PARRELLO ASSOC. PA												
	19-00302 03/19/19 FIRE EQUIPMENT FOR BROOKSIDE											
	1 FIRE EQUIPMENT FOR BROOKSIDE		5,596.60		C-04-55-008-001	B EQUIPMENT - BROOKSIDE ENGINE CO	R	03/19/19	04/16/19		SI-00505197	N
	Vendor Total:		6,660.60									
FRENCH FRENCH & PARRELLO ASSOC. PA												
	19-00188 02/07/19 TWP ENGINEERING SERVICES			B								
	15 TWP ENGINEERING SERVICES		537.98		9-01-20-165-028	B Professional services	R	03/19/19	04/16/19		114728	N
	16 STORMWATER COMPLIANCE		337.50		9-01-26-290-160	B Stormwater Management	R	03/19/19	04/16/19		114728	N
	17 UNION SCHOOLHOUSE ROAD		1,980.00		C-04-55-011-001	B MILLING & PAVING UNION SCHOOLHOUSE	R	03/15/19	04/16/19		114728	N
	18 COREY LANE RESURFACING		270.00		C-04-55-012-001	B MILLING & PAVING COREY LANE	R	03/15/19	04/16/19		114728	N
	19 BROOKSIDE POND DREDGING		1,205.00		C-04-55-008-005	B RECREATION DEPT - VARIOUS IMPROVEMENTS	R	03/19/19	04/16/19		114728	N

Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type	Charge Account	Acct Type Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099 Excl
NCCON NISIVOCIA CONSULTING,LLC												
	19-00174	02/07/19 COMPUTER SUPPORT										
	6	COMPUTER SUPPORT 03/27 & 03/28	206.25	B	9-01-20-140-028	B Professional Services	R	04/03/19	04/16/19		11101	N
		Vendor Total:	206.25									
NISIV NISIVOCIA AND CO. LLP												
	19-00335	04/10/19 PROFESSIONAL FEES END 12/31/18										
	1	PROFESSIONAL FEES END 12/31/18	15,372.00		9-01-20-135-020	B AUDIT SERVICES O/E	R	04/10/19	04/16/19		74659	N
		Vendor Total:	15,372.00									
NJADVAN NJ ADVANCE MEDIA-STAR LEDGER												
	19-00333	04/10/19 LEGAL ADVERTISEMENT BOH										
	1	LEGAL ADVERTISEMENT BOH	51.52		9-01-27-330-150	B Miscellaneous	R	04/10/19	04/16/19		0009080442	N
		Vendor Total:	51.52									
NJAWC NEW JERSEY AMERICAN WATER CO												
	19-00036	01/07/19 PUBLIC HYDRANT SERVICES										
	4	PUBLIC HYDRANT SERVICES	5,842.00	B	9-01-25-266-020	B FIRE HYDRANTS OE	R	01/07/19	04/16/19		210023869115	N
		Vendor Total:	5,842.00									
NJLWM NEW JERSEY LEAGUE OF												
	19-00346	04/11/19 FOREMAN AD										
	1	FOREMAN AD	115.00		9-01-20-100-023	B Printing/Advertise/Outreach	R	04/11/19	04/17/19		12352DB	N
		Vendor Total:	115.00									
NJPRESS NEW JERSEY PRESS MEDIA												
	19-00046	01/07/19 LEGAL ADVERTISEMENTS										
	19	LEGAL ADVERTISEMENT 03/21/19	49.62	B	9-01-20-120-023	B Printing Advertising Outreach	R	01/07/19	04/16/19		3448198	N
	20	LEGAL ADVERTISEMENT 03/30/19	19.78		9-01-20-120-023	B Printing Advertising Outreach	R	01/07/19	04/16/19		3468288	N
	21	LEGAL ADVERTISEMENT 04/07/09	9.46		9-01-20-120-023	B Printing Advertising Outreach	R	01/07/19	04/16/19		3485310	N
	22	LEGAL ADVERTISEMENT 04/09/09	32.68		9-01-20-120-023	B Printing Advertising Outreach	R	01/07/19	04/16/19		3487429	N

Vendor # Name	PO # PO Date Description	Item Description	Amount	Contract PO Type	Charge Account	Acct Type Description	Stat/Chk	Enc Date	First Rcvd Date	Chk/Void Date	Invoice	1099 Excl
WELDN WELDON ASPHALT COMPANY												
	19-00231	02/20/19 ROAD REPAIRS										
		4 ROAD REPAIRS	1,121.00		9-01-26-290-029	B Roads - Blacktop & sealcoating	R	03/08/19	04/16/19	2031253		N
		Vendor Total:	1,121.00									
WMRHS WEST MORRIS REGIONAL HIGH												
	19-00033	01/07/19 HS DISTRICT TAXES 2019										
		5 HS DISTRICT TAXES 2019 APRIL	830,780.00		9-01-55-900-002	B Regional School Taxes Payable	R	04/15/19	04/16/19		APRIL 2019	N
		Vendor Total:	830,780.00									

Total Purchase Orders: 50 Total P.O. Line Items: 78 Total List Amount: 974,930.92 Total void Amount: 0.00

Totals by Year-Fund									
Fund Description	Fund	Budget Rcvd	Budget Held	Budget Total	Revenue Total	G/L Total	Project Total	Total	
CURRENT FUND BUDGET	8-01	232.87	0.00	232.87	0.00	0.00	0.00	232.87	
CURRENT FUND BUDGET	9-01	951,813.85	0.00	951,813.85	0.00	0.00	0.00	951,813.85	
	9-26	0.00	0.00	0.00	0.00	0.00	960.00	960.00	
Year Total:		951,813.85	0.00	951,813.85	0.00	0.00	960.00	952,773.85	
GENERAL CAPITAL FUND	C-04	12,772.15	0.00	12,772.15	0.00	0.00	0.00	12,772.15	
MENDHAM EAST SEWER CAPITAL	C-08	7,200.00	0.00	7,200.00	0.00	0.00	0.00	7,200.00	
Year Total:		19,972.15	0.00	19,972.15	0.00	0.00	0.00	19,972.15	
RECREATION COMM.	G-02	1,738.63	0.00	1,738.63	0.00	0.00	0.00	1,738.63	
	T-14	13.42	0.00	13.42	0.00	0.00	0.00	13.42	
Year Total:	T-29	200.00	0.00	200.00	0.00	0.00	0.00	200.00	
		213.42	0.00	213.42	0.00	0.00	0.00	213.42	
Total of All Funds:		973,970.92	0.00	973,970.92	0.00	0.00	960.00	974,930.92	

Project Description	Project No.	Rcvd Total	Held Total	Project Total
BOH - SEPTIC ESCROW	060584-9	240.00	0.00	240.00
BOH - SEPTIC ESCROW	060585-1	240.00	0.00	240.00
BOH - SEPTIC ESCROW	060587-5	240.00	0.00	240.00
BOH SEPTIC	060588-7	240.00	0.00	240.00
Total of All Projects:		<u>960.00</u>	<u>0.00</u>	<u>960.00</u>

**TOWNSHIP OF MENDHAM
MORRIS COUNTY – NEW JERSEY
ORDINANCE 04-2019**

**AN ORDINANCE OF THE TOWNSHIP OF MENDHAM PROVIDING FOR VARIOUS
CAPITAL IMPROVEMENTS AND APPROPRIATING \$417,000 THEREFORE, FROM THE
CAPITAL IMPROVEMENT FUND**

BE IT ORDAINED by the Township Committee of the Township of Mendham, in the County of Morris, New Jersey, as follows:

Section 1. The funding for the Various Capital Improvements is hereby authorized and such cost is not to exceed \$417,000.

Section 2. The several improvements hereby authorized are as follows:

Fire Department – PPE Gear, Equipment, Major Apparatus Repairs	\$50,000
Police Department - Police Vehicle(s)	\$50,000
Buildings & Grounds – Repair Chimney at India Brook and Diesel Exhaust System for Ralston Fire House	\$53,000
Recreation Department – Various capital improvements to recreation areas including but not limited to Brookside Beach, sporting fields and any other Township owned property used for recreation activities	\$10,000
Township Signs – Repair and/or Replace	\$5,000
Department of Public Works- Various Road Improvements	\$249,000
Total	\$417,000

Section 3. The funding for the Various Improvements is hereby appropriated from the Capital Improvement Fund.

Section 4. This ordinance shall take effect following passage and publication as provided by law.

INTRODUCED: 4/23/2019

ADVERTISED:

PUBLIC HEARING:

ADOPTED:

ADVERTISED:

ATTEST:

TOWNSHIP OF MENDHAM
IN THE COUNTY OF MORRIS

Maria F. Coppinger, Township Clerk

Warren Gisser, Mayor

ORDINANCE 05-2019

BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY, APPROPRIATING \$1,051,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$999,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.

BE IT ORDAINED BY THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM, IN THE COUNTY OF MORRIS, NEW JERSEY (not less than two-thirds of all members thereof affirmatively concurring) AS FOLLOWS:

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Mendham, in the County of Morris, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$1,051,000, and further including the aggregate sum of \$51,500 as the several down payments for the improvements or purposes required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$999,500 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation & Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds & Notes</u>	<u>Period of Usefulness</u>
a) Acquisition of a mini pumper for Brookside Engine Company	\$330,000	\$314,000	10 years
b) Acquisition of equipment for the Department of Public Works, consisting of a wheeled loader with 4 cubic yard bucket and a truck	\$250,000	\$237,500	5 years
c) Paving of various roads, as set forth on the list on file in the office of the Township Clerk	<u>\$471,000</u>	<u>\$448,000</u>	10 years
TOTALS:	<u>\$1,051,000</u>	<u>\$999,500</u>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation notes shall bear interest at such rate or rates and be in such form as may be determined by the chief financial officer. The chief financial officer shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest from their dates to the date of delivery thereof. The chief financial officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

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

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

(a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.

(b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 8.81 years.

(c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. Such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds and notes provided in

this bond ordinance by \$999,500, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

(d) An aggregate amount not exceeding \$210,200 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements.

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

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance.

The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

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