

**TOWNSHIP OF MENDHAM
TOWNSHIP COMMITTEE
REGULAR MEETING MINUTES**

DATE: Monday, January 23, 2023
TIME: 6:30 PM
LOCATION: **MENDHAM TOWNSHIP MIDDLE SCHOOL**
All Purpose Room
16 Washington Valley Road, Brookside
And via the Zoom communications platform (referenced herein as “Zoom”)

CALL TO ORDER BY TOWNSHIP CLERK

Mayor Monaghan, called the regular meeting of the Mendham Township Committee to order at 6:30 PM.

STATEMENT OF ADEQUATE NOTICE READ BY MAYOR MONAGHAN

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 6, 2023. Notice was posted on the bulletin board in the Township offices and was filed with the Township Clerk.

SALUTE TO THE FLAG

Mayor Monaghan led the assembled in the Pledge of Allegiance.

ROLL CALL

Ms. Duarte	Present
Ms. Moreen	Present {arrived shortly after roll call}
Ms. Neibart	Present
Ms. Spirig	Present
Mayor Monaghan	Present

Also, present:
Mr. John M. Mills, Esq.
Mr. Jason Gabloff, Township Administrator
Ms. Karen Orgera, Acting Township Clerk

RESOLUTION TO ENTER INTO EXECUTIVE SESSION

**2023-045 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE
PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12**

TOWNSHIP COMMITTEE	MOTION	SECOND	VOICE VOTE TAKEN		
			YES	NO	ABSTAIN
Ms. Duarte	X		X		
Ms. Moreen			X		
Ms. Neibart			X		
Ms. Spirig		X	X		
Mayor Monaghan			X		

A motion to enter into executive session was made by Ms. Duarte; seconded by Ms. Neibart. A voice vote was taken with all members voting in favor, no one opposed.

The Mayor and Township Committee convened into Executive Session at 6:33 p.m.

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The Mayor and Committee reconvened into public session at 7:30 p.m.

ROLL CALL

Ms. Duarte	Present
Ms. Moreen	Present
Ms. Neibart	Present
Ms. Spirig	Present
Mayor Monaghan	Present

Also, present:
Mr. John M. Mills, Esq.
Mr. Jason Gabloff, Township Administrator
Ms. Karen Orgera, Acting Township Clerk

SALUTE TO THE FLAG LED BY MAYOR MONAGHAN

Mayor Monaghan led the assembled in the Pledge of Allegiance.

Mayor Monaghan administered the oath of office to Mendham Township Police Sergeant Robert Kalweit. Sergeant Kalweit was accompanied by his girlfriend and Police Chief Johnson.

Mayor Monaghan, the Township Committee, Police Chief Johnson, officers of the Mendham Township Police Department and all in attendance provided their congratulations and best wishes to Sgt. Kalweit.

FINANCE COMMITTEE

Police Department Budget Presentation

Police Chief Johnson presented a line-item operating budget request for calendar year 2023 and provided reasons why certain line-item appropriation requests would see an increase over the previous budget year. Chief Johnson also presented a capital budget request to replace a police vehicle in the coming year. A copy of the budget presentation follows. Chief Johnson's PowerPoint presentation is appended to these minutes.

Upon conclusion of the budget request presentation, the Township Committee asked questions and sought clarification on several appropriation requests.

PROCLAMATION

Mayor Monaghan presented and read aloud the Township Committee's proclamation proclaiming the importance of continued efforts by the Township's community to join together in building a more unified and welcoming community to people of all races, orientations, ethnicities, and faiths.

ANNOUNCEMENTS

Deputy Mayor Neibart reminded residents that on February 10th the Township's recreation committee will be hosting its Valentine Day Pitney Stroll.

Ms. Duarte announced that Ray Nadisky, a long-time Township resident and volunteer, passed away. Among his many achievements and recognitions, Ms. Duarte mentioned that Ray saved and preserved the Ralston Cider Mill.

OPEN TO THE PUBLIC

Mayor Monaghan opened the meeting for public comments.

Christine Blood, 32 Tingley Road, Mendham NJ commented on the rise in child trafficking nationwide and informed the Township Committee that the month of January is Child Trafficking Awareness Month.

Matthew Messina, Brockden Drive, Mendham NJ participated by Zoom. He inquired if the Township Committee would be posting the budget presentation materials on the Township website and in the meeting minutes. Mayor Monaghan confirmed that budget presentation materials would be posted on the Township website for public review.

David Guida, Mendham Township recreation director, presented an update and estimated costs for proposed improvements to Mosle Field. Mr. Guida's PowerPoint presentation is appended to these minutes.

David [ineligible], Brockden Drive, Mendham NJ commented that he plays recreation football at Mosle Field and said that the portable field lighting used when it gets dark is not the best and expressed a need for better playing conditions on the football practice field.

Zach Roman, a Mendham Township Middle School student, commented that the turf conditions of the playing fields at Mosle Field are in need improvements and also asked for better lighting at Mosle Field.

Melissa Rainis, 290 Mountainside Road, Mendham NJ voiced her concerns in the environmental protection of the Backer Farm property, which is seeking expand a commercial use as a brewery with a 77-car parking lot. She further commented that the property includes a C1 classified stream and surrounding environmental-sensitive lands, which she said must be protected.

Rick Blood, 32 Tingley Road, Mendham NJ commented that should field lighting be installed at Mosle Field, consideration must then also be given to installing irrigation at the same time.

Martin Slayne, Indian Hollow Road, Mendham NJ asked each member of the Township Committee to publicly denounce the lawsuit filed by Mr. Baio concerning the recent Township Committee election.

George Koenig, 13 North Gate Road, Mendham NJ participated by Zoom. He encouraged everyone to join the Morris County 200 Club, which supports fire, police and EMT volunteers. He voiced his support for the environmental protection of the Backer Farm property in lieu of expanded commercial use as a brewery.

Mr. Banos, Ironia Road, Mendham Borough voiced his support for the environmental protection of the Backer Farm property in lieu of expanded commercial use as a brewery.

Randy Lee, 24 Oak Knoll Road, Mendham NJ voiced his support for the environmental protection of the Backer Farm property in lieu of expanded commercial use as a brewery.

Mike Croswell 50 Calais Road, Mendham NJ commented on the safety and health concerns regarding Mosle Field, as well as the importance of youth sports programs. He supported the recreation committee’s proposed improvements to Mosle Field.

Lauren Garofalo, 15 Old Orchard Road, Mendham NJ voiced her support for the proposed improvements to Mosle Field and offered to meet with the Township Committee to help address any questions or budgetary concerns they may have.

Trish O’Brien, 3 East Ridge Road, Mendham NJ commented on the importance of recreation programs, as well as the need to develop and build recreational facilities

Allison Griffin, 5 East Main Street, Mendham NJ encouraged the Township Committee to consider the use of solar panels for lighting at Mosle Field and further encouraged investigating the use of both solar and wind as alternate energy sources for any future projects.

Diana Orban Brown, Ironia Road, Mendham NJ voiced her support for recreation programs but cautioned the Township Committee to look into the viability of funding sources before committing to Mosle Fields. She offered that a referendum question should be presented to the voters before committing tax dollars towards proposed improvements.

Andrew Wyman, 4 Parkwood Lane, Mendham NJ urged the Township Committee to approve proposed improvements to Mosle Field and commented that registration fees for the football recreation program cannot sustain additional field improvements costs.

Jane Incardone, 17 Devonshire Lane, Mendham NJ voiced his support for the proposed improvements to Mosle Field.

Seeing and hearing no one else wishing to be heard, Mayor Monaghan asked for a motion to close public comments.

Motion to close public comment period was made by Ms. Duarte; seconded by Ms. Neibart. A voice vote was taken with all members voting in favor, no one opposed.

APPROVAL OF MEETING MINUTES

- December 12, 2022 regular meeting
- December 20, 2022 special meeting
- December 20, 2022 executive meeting
- December 27, 2022 regular meeting
- December 27, 2022 executive meeting

TOWNSHIP COMMITTEE	MOTION	SECOND	VOICE VOTE TAKEN		
			YES	NO	ABSTAIN
Ms. Duarte	x		x		
Ms. Moreen					x
Ms. Neibart		x	x		
Ms. Spirig					x
Mayor Monaghan			x		

REGULAR AGENDA RESOLUTIONS

2023-035 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM APPOINTING ROBERT KALWEIT SERGEANT IN THE MENDHAM TOWNSHIP POLICE DEPARTMENT

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte					x
Ms. Moreen		x	x		
Ms. Neibart	x		x		
Ms. Spirig					x
Mayor Monaghan			x		

2023-036 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM AMENDING THE CONTRACT FOR UNICORN CONTRACTING CORPORATION FOR THE ASBESTOS ABATEMENT AND REMEDIATION AT TOWN HALL

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte		x	x		
Ms. Moreen			x		
Ms. Neibart	x		x		
Ms. Spirig			x		
Mayor Monaghan			x		

2023-037

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE AWARD OF A CONTRACT TO BLUE LINE QUALITY SERVICES, LLC
CLEANING/JANITORIAL SERVICES

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte			x		
Ms. Moreen			x		
Ms. Neibart	x		x		
Ms. Spirig		x	x		
Mayor Monaghan			x		

2023-038

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO FATHER
DAUGHTER, LLC OF LONG VALLEY, NEW JERSEY FOR INFIELD MAINTENANCE

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte		x	x		
Ms. Moreen			x		
Ms. Neibart	x		x		
Ms. Spirig			x		
Mayor Monaghan			x		

2023-039

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO LTI, INC., OF
MONTVILLE FOR LANDSCAPE SERVICES

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte		x	x		
Ms. Moreen			x		
Ms. Neibart	x		x		
Ms. Spirig			x		
Mayor Monaghan			x		

2023-040

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
RESOLUTION TO APPROVE SETTLEMENTS OF REAL PROPERTY TAX APPEALS

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte			x		
Ms. Moreen			x		
Ms. Neibart	x		x		
Ms. Spirig		x	x		
Mayor Monaghan			x		

2023-041

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE PAYMENT OF BILLS

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte		x	x		
Ms. Moreen			x		
Ms. Neibart	x		x		
Ms. Spirig			x		
Mayor Monaghan			x		

2023-042

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM URGING
THE LEGISLATURE TO ADOPT SENATE CONCURRENT RESOLUTION NO. 120, ESTABLISHING
THE "NEW JERSEY PUBLIC EMPLOYEE HEALTH CARE PROGRAM COSTS INVESTIGATION
COMMITTEE

Deputy Mayor Neibart moved to approve Resolution 2023-042; seconded by Ms. Moreen.

Mayor Monaghan reported that State Senator Bucco is seeking to establish a bipartisan committee with the state legislature to investigate the exorbitant healthcare cost increases in the State Healthcare Benefit plans (SHBP) and to also investigate what the governor was aware of as early as February 2022 and whether surplus COVID19 funding is available to help off-set the cost increases that will fall upon the local property taxpayer and local public employees. Mayor Monaghan further reported that the increase in the SHBP’s cost to the Township’s municipal budget will be \$148,000.00.

Mayor Monaghan opened Township Committee discussion.

Ms. Duarte commented that sponsors of the proposed bill are not bipartisan and also commented that it is pre-mature to pass this resolution as written. She made a motion to remove the following language from the resolution:

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township Mendham in the County of Morris call upon the Legislature to adopt Senate Concurrent Resolution No. 120, which would

form the "New Jersey Public Employee Health Care Program Costs Investigation Committee," a special legislative committee with subpoena power to review SHBP premium increases and recommend solutions to lower costs, achieve savings, and protect property taxpayers; and

BE IT FURTHER RESOLVED, that Governor Murphy is hereby urged to hold Horizon Blue Cross Blue Shield of New Jersey accountable for its failure to achieve SHBP cost savings as required by contract; and

Motion to Amend Resolution:

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte	x		x		
Ms. Moreen				x	
Ms. Neibart				x	
Ms. Spirig		x	x		
Mayor Monaghan				x	

Motion to amend failed.

Mayor Monaghan, Deputy Mayor Neibart and Ms. Moreen expressed their support for the passage of Resolution 2023-042 by the Township Committee and commented that all Township Committee members, unions, and taxpayers should be behind Senator Bucco’s bill, regardless of political affiliation.

Ms. Spirig commented that she appreciated the discussion and would like to understand more of the process in Bucco’s proposed bill before voting on Resolution 2023-042.

Ms. Moreen suggested that the Township Council consider tabling the motion to the next meeting.

Motion to Call the Question and vote on the Resolution:

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte				x	
Ms. Moreen		x	x		
Ms. Neibart	x		x		
Ms. Spirig			x		
Mayor Monaghan			x		

Resolution 2023-042 was passed.

2023-043

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM APPROVING MEMBERSHIP IN THE WHIPPANY RIVER WATERSHED ACTION COMMITTEE FOR CALENDAR YEAR 2023

TOWNSHIP COMMITTEE	MOTION	SECOND	ROLL CALL		
			YES	NO	ABSTAIN
Ms. Duarte	x		x		
Ms. Moreen			x		
Ms. Neibart		x	x		
Ms. Spirig			x		
Mayor Monaghan			x		

2023-045

Mayor Monaghan moved this resolution to the beginning of the public meeting.

2023-046

RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM SETTING THE STANDARDS FOR SUBCOMMITTEE MEETINGS

TOWNSHIP COMMITTEE	MOTION	SECOND	VOICE VOTE TAKEN		
			YES	NO	ABSTAIN
Ms. Duarte		x	x		
Ms. Moreen			x		
Ms. Neibart	x		x		
Ms. Spirig			x		
Mayor Monaghan			x		

The following resolution was added:

2023-044

RESOLUTION APPOINTING A MEMBER TO THE MENDHAM TOWNSHIP BOARD OF HEALTH

Nickolas Mitilenes to be appointed as a regular member

TOWNSHIP COMMITTEE	MOTION	SECOND	VOICE VOTE TAKEN		
			YES	NO	ABSTAIN
Ms. Duarte	x		x		
Ms. Moreen			x		
Ms. Neibart			x		
Ms. Spirig		x	x		
Mayor Monaghan			x		

OPEN TO THE PUBLIC

Mayor Monaghan opened the meeting for public comments.

George Koenig, 13 North Gate Road, Mendham NJ participated by Zoom. He cautioned that the recent property tax assessment appeal settlement places a greater burden on all taxpayers since the Township

would need to raise additional revenues through taxation in order to pay for municipal services. He also commented that Township officials should be aware that the proposed expansion of the Backer Farm brewery would likely not be assessed as a retail commercial use ratable but rather an agricultural business use. He further commented.

Mary Michailidis, 10 Factory Lane, Mendham NJ participated by Zoom. She inquired why the recreation committee presented Mendham Township’s recreational field and facility comparisons with those located in municipalities such as Long Valley and Mount Olive Township.

Terrill Doyle, 5 Cross Way, Mendham NJ participated by Zoom. She commented that should the Backer Farm receive approval for expanded use as a commercial brewery, as an adjacent property owner she would be filing a property tax assessment appeal. She encouraged environmental assessments be completed on the Backer Farm property before approvals and asked that she be notified before any new construction is commenced.

Matthew Messina, Brockden Drive, Mendham NJ participated by Zoom. He commented that residents are likely to be concerned about allegations of voter fraud rather than Township Committee members voting a 3-2 spit on Township agenda items.

Seeing and hearing no one else wishing to be heard, Mayor Monaghan asked for a motion to close public comments.

Motion to close public comment period was made by Ms. Neibart; seconded by Ms. Spirig. A voice vote was taken with all members present voting in favor, no one opposed.

DISCUSSION

Mosle Field

Deputy Mayor Neibart, a member of the recreation committee, acknowledged that the lack of lighting of the Mosle Field playing fields and parking lot poses a safety liability risk to the Township. She supported an authorizing resolution for approval the installation of lighting at Mosle Field be placed on a future agenda for consideration.

Ms. Duarte supported lighting improvements to Mosle Field and requested that neighboring property owners should be notified of the proposed lighting improvements in advance of construction. She also asked that commitments concerning funding contributions by the sports clubs be confirmed to ensure future payments are made.

Ms. Moreen supported lighting improvements to Mosle Field and inquired if a referendum could be considered to seek voter approval concerning associated costs for capital improvements to Mosle Field.

Ms. Spirig supported lighting improvements to Mosle Field and encouraged the use of solar panels as an alternate energy source for lighting.

Mayor Monaghan questioned the financial obligations associated with proposed improvements to Mosle Field. As a matter of player safety, he supported addressing the improvement of the field conditions before new lighting is installed and suggested that there should be continued discussions with the engineer to better understand the best way to proceed with improvements.

Sub Committee Meeting Standards

Mayor Monaghan opened discussion. Subcommittee meeting standards would include that all subcommittees update their meeting schedules on the Township website to keep the public informed. Each subcommittee must prepare agendas, sending agendas to the Township Clerk and posting agendas 48 hours in advance, as well as prepare and post minutes to the website. The chair of each subcommittee would be responsible to ensure these standards are followed and implemented.

There was a consensus by the Township Committee to adopt subcommittee meeting standards.

2023-046 RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM SETTING THE STANDARDS FOR SUBCOMMITTEE MEETINGS

TOWNSHIP COMMITTEE	MOTION	SECOND	VOICE VOTE TAKEN		
			YES	NO	ABSTAIN
Ms. Duarte		x	x		
Ms. Moreen			x		
Ms. Neibart			x		
Ms. Spirig	x		x		
Mayor Monaghan			x		

Ordinance Enforcement

Ms. Moreen commented that land use ordinances should be enforced. Lack of enforcement should be explored for further discussion.

Logo Contest

Ms. Duarte asked for the logo contest to be included in the next agenda for discussion.

LIAISON REPORTS

There were no liaison reports.

ADJOURN

Having no further business to conduct, a motion to adjourn was made by Ms. Duarte; seconded by Ms. Neibart, with all members present voting in favor, no one opposed.

The regular meeting of the Mendham Township Committee was adjourned at 10:28 PM.

Respectfully submitted,

Distributed: 01/30/2023

Approved: 02/13/2023

Karen Orgera
Acting Township Clerk
TOWNSHIP OF MENDHAM

RESOLUTION 2023-035
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
APPOINTING ROBERT KALWEIT SERGEANT IN THE MENDHAM TOWNSHIP POLICE DEPARTMENT

WHEREAS, a vacancy exists in the rank of Sergeant within the Mendham Township Police Department; and

WHEREAS, the Township Committee of the Township of Mendham has determined that it is necessary and appropriate to fill the vacancy of the Sergeant position; and

WHEREAS, the Township Committee established a procedure for the selection of a new Sergeant; and

WHEREAS, Robert Kalweit achieved the highest point total during the selection process, and it is the desire of the Township Committee to appoint him to the position of Sergeant in the Mendham Township Police Department; and

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham that Robert Kalweit is hereby appointed as Sergeant in the Mendham Township Police Department, effective January 23, 2023, and shall be compensated at the per annum rate of \$118,823.

Adopted: January 23, 2023

RESOLUTION 2023-036
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AMENDING THE CONTRACT FOR UNICORN CONTRACTING CORPORATION
FOR THE ASBESTOS ABATEMENT AND REMEDIATION AT TOWN HALL

WHEREAS, the Township of Mendham has authorized a contract with Cornerstone Architectural Group for the renovation of Mendham Township Municipal Building at 2 West Main Street; and

WHEREAS, it was found that asbestos abatement was necessary; and

WHEREAS, Unicorn Contracting Corp., was awarded the authorized asbestos abatement contract; and

WHEREAS additional areas of asbestos were found during the abatement process, which included areas in and around the original front staircase;

WHEREAS, the change is adjustment from to the work needed to complete the asbestos abatement and causes a change in the pricing of the Unicorn contract; and

WHEREAS, the Chief Financial Officer has certified as to the availability of funds pursuant to N.J.A.C. 5:30-5.4, said funds to be encumbered from account C-04-55-030-001 in an amount if \$6,000

NOW THEREFORE, BE IT RESOLVED that the Mayor and Township Committee of the Township of Mendham, County of Morris, State of New Jersey that the contract with Unicorn Contracting Group be an additional \$6,000

BE IT FURTHER RESOLVED that the contract, resolution, and all other pertinent documents shall remain on file in the office of the Township Clerk.

Adopted: January 23, 2023

RESOLUTION 2023-037
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE AWARD OF A CONTRACT TO BLUE LINE QUALITY SERVICES, LLC CLEANING/JANITORIAL SERVICES

WHEREAS, The Township has a need for cleaning services the township facilities;

WHEREAS, The Township had engaged Blue Line Quality Services in 2022 and is satisfied with the services; and

WHEREAS, The Township Administrator recommends awarding a contract for 2023 for Janitorial Services to Blue Line Quality Services, LLC in an amount of \$2,400 per month; and

WHEREAS, N.J.S.A. 40A:11-3 allows for the award of a contract in excess of \$17,500 but below the bid threshold, currently \$44,000; and

WHEREAS, the quote received from Blue Line Quality Services, LLC has been found to be in proper form and in compliance with the applicable provisions of all New Jersey State laws; and

WHEREAS, the Chief Financial Officer has certified that encumbrances for these services shall come from accounts numbered 01-26-310-160 – Cleaning Services;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Mendham, County of Morris, State of New Jersey, as follows:

1. The Township Committee hereby awards a contract to Blue Line Quality Services of Hardwick, New Jersey for the cleaning of municipal buildings including Town Hall, Library, Police Headquarters, Brookside ESB and Ralston ESB in an amount of \$2400 per month
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Blue Line Quality Services LLC, for said Cleaning Services
3. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: January 23, 2023

RESOLUTION 2023-038
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
AUTHORIZING THE AWARD OF A NON-FAIR AND OPEN CONTRACT TO FATHER DAUGHTER, LLC
OF LONG VALLEY, NEW JERSEY FOR INFIELD MAINTENANCE

WHEREAS, The Towns of Mendham has a need to provide baseball and softball infield maintenance services to various Township owned parks and facilities; and

WHEREAS, The Township awarded a contract in 2022 for the years 2022 and 2023 for infield maintenance to Father Daughter, LLC; and

WHEREAS, the contract amount for 2023 is \$20,500; and

WHEREAS, Father Daughter LLC of Long Valley, New Jersey has been duly reviewed and analyzed by the Township Administrator and has been found to be in proper form and in compliance with the provisions of N.J.S.A 40A:11-3;

WHEREAS, the services provided will be provided for in the 2023 budget from account numbered 3-01-28-375-065 – Infield Services;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Mendham, County of Morris, State of New Jersey, as follows:

1. The Township Committee hereby awards a contract to Father Daughter, LLC, of Long Valley, New Jersey for the maintenance of infields in an amount not to exceed \$20,500
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with Father Daughter LLC, for said services
3. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: January 23, 2023

RESOLUTION 2023-039
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM AUTHORIZING
THE AWARD OF A COMPETITIVE BIDDING CONTRACT TO LTI, INC.,
OF MONTVILLE FOR LANDSCAPE SERVICES

WHEREAS, The Township awarded bids in 2022 for Landscape Services to be provided to various Township owned parks and facilities for the period of 2022, 2023, and an option of 2024 to LTI, Inc of Montville, NJ; and

WHEREAS, the LTI, Inc., of Montville NJ shall provide landscape services for 2023 based on the contract awarded in 2022

WHEREAS, LTI, Inc has been duly reviewed and analyzed by the Mendham Interim Administrator and been found to be in proper form and in compliance with the provisions of N.J.S.A. 40A:11-23.5 and the specifications as written; and

WHEREAS, the services provided in this bid will be provided for in the 2023 budget from accounts numbered 3- 01-28-375-024 – Parks Other Expense;

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Committee of the Township of Mendham, County of Morris, State of New Jersey, as follows:

1. The Township Committee hereby awards a contract to LTI, Inc., of Montville, New Jersey for Landscape Maintenance of various park and other facilities in a total amount not to exceed **\$135,000**
2. The Mayor and Township Clerk are hereby authorized and directed to execute a contract with LTI, Inc., in accordance with its bid for said Landscape maintenance services.
3. This resolution and contract shall be available for public inspection in the office of the Township Clerk.

Adopted: January 23, 2023

RESOLUTION 2023-040
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
RESOLUTION TO APPROVE SETTLEMENTS OF REAL PROPERTY TAX APPEALS

WHEREAS, the municipal tax assessor and tax appeal counsel have negotiated settlements of real property tax appeals pending in the Tax Court of New Jersey; and

WHEREAS, the settlements are conditioned upon approval by the governing body of the Township of Mendham;

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, in the County of Morris, New Jersey, that the following proposed settlements are approved:

1. Block 118, Lot 79 – 2015, 2016, 2019 and 2020 assessments to be reduced to \$2,000,000 and the 2021 assessment to be reduced to \$1,994,400, resulting in an anticipated refund in the amount of \$13,534.31.
2. Block 100, Lot 60 – 2016 and 2017 assessments to be reduced to \$1,250,000 and the 2018 and 2019 assessments to be reduced to \$1,200,000, resulting in an anticipated refund in the amount of \$12,866.11.

ADOPTED: January 23, 2023

RESOLUTION 2023-041
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, State of 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 January 23, 2023

RESOLUTION 2023-042
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
URGING THE LEGISLATURE TO ADOPT SENATE CONCURRENT RESOLUTION NO. 120, ESTABLISHING THE
"NEW JERSEY PUBLIC EMPLOYEE HEALTH CARE PROGRAM COSTS INVESTIGATION COMMITTEE

WHEREAS, the State Health Benefits Program (SHBP), governed by N.J.S.A. 52:14-17.25 et seq., offers medical, prescription drug, and dental coverage to qualified State and participating local government public employees, retirees, and eligible dependents; and

WHEREAS, all SHBP plans are self-funded meaning that the money paid out for benefits comes directly from a SHBP fund financed by the State, participating local employers, and member premiums; and

WHEREAS, the Division of Pensions and Benefits is responsible for the daily administrative activities of the SHBP, the State Health Benefits Commission is the executive organization responsible for overseeing the SHBP; and

WHEREAS, the State Health Benefits Commission, comprised of state officials and union representatives, annually consider the calendar year premium levels for the Local Government Employer Group of the SHBP based on recommendations found in the Rate Setting Recommendation Analysis of the Local Government Employee Group; and

WHEREAS, the rate increase for the 2023 Local Government Employer Group is 22.8%, which includes a 21.6% increase for Active Members, a 13% increase in Early Retirees, and a 0.7% increase for Medicare Retirees; and

WHEREAS, the Administration of Governor Philip D. Murphy failed to notify mayors, legislators, and public employees prior to July of 2022 that health care premiums would rise by such a large amount despite published reports that the governor was aware of the increases as early as February; and

WHEREAS, more than \$10 billion in surplus revenues and unspent federal pandemic relief funds were available during the State Budget process that could have contributed to a comprehensive solution to lower benefit costs and prevent the spike in premiums; and

WHEREAS, the lack of transparency prevented local government officials, legislators, and the Administration from working to achieve an equitable and affordable solution as part of the FY 2023 State Budget adopted in June; and

WHEREAS, the Murphy Administration has refused to consider cost-saving proposals offered by local public employee unions and has not held Horizon Blue Cross Blue Shield of New Jersey, the administrator of the SHBP, accountable for its failure to achieve savings as required by State contract for which it is paid; and

WHEREAS, such proposed exorbitant rate increases will fall upon the local property taxpayer along with the local public employees at a time where there is record inflation, rising costs to deliver services, a 17% increase in Public Employee Retirement System contribution, 36.51% Police and Fire Retirement System contribution and dramatic increases in the cost of cybersecurity insurance, and

WHEREAS, the premium increase for most active employees will take thousands more out of their paychecks annually and lead to huge costs for local governments that will translate into higher property tax bills for struggling families.

NOW, THEREFORE, BE IT RESOLVED, that the Township Committee of the Township Mendham in the County of Morris call upon the Legislature to adopt Senate Concurrent Resolution No. 120, which would form the "New Jersey Public Employee Health Care Program Costs Investigation Committee," a special legislative committee with subpoena power to review SHBP premium increases and recommend solutions to lower costs, achieve savings, and protect property taxpayers; and

BE IT FURTHER RESOLVED, that Governor Murphy is hereby urged to hold Horizon Blue Cross Blue Shield of New Jersey accountable for its failure to achieve SHBP cost savings as required by contract; and

BE IT FURTHER RESOLVED, that the Legislature be urged to adopt legislation expanding the composition of the State Health Benefits Commission to include representatives from both municipal and county government management as recommended by the New Jersey State League of Municipalities; and

BE IT FURTHER RESOLVED, that the Plan Design Committee and State Health Benefits Commission be directed to enact cost effective reforms that provide for the long-term stability of the State Health Benefits Plan; and

BE IT FURTHER RESOLVED, that a copy of this resolution be forwarded to Governor Murphy, State Treasurer Muoio, Senate President Scutari, Assembly Speaker Coughlin, and all Legislators from Morris County Legislative Districts.

Adopted: January 23, 2023

RESOLUTION 2023-043
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
APPROVING MEMBERSHIP IN THE WHIPPANY RIVER WATERSHED ACTION COMMITTEE
FOR CALENDAR YEAR 2023

WHEREAS, for over 20 years, the Whippany River Watershed Action Committee “WRWAC” has worked to protect, preserve, and maintain the Whippany River Watershed; and

WHEREAS, the WRWAC does this work on behalf of the municipalities and its residents and businesses located in the Whippany River Watershed; and

WHEREAS, the WRWAC looks forward to the continued support of its member municipalities, including Mendham Township by renewing its annual membership; and

WHEREAS, the Chief Financial Officer has certified and to the availability of funds as per N.J.A.C. 5:30-5.4, said funds to be encumbered as follows:

Clean Communities Grant	\$1,200.00
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NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, County of Morris, State of New Jersey, that Mendham Township seeks to continue its municipal membership in the WRWAC for calendar year 2023; and

BE IT FURTHER RESOLVED that the Administrator and Chief Financial Officer is hereby authorized to renew the Township of Mendham’s membership for calendar year 2023.

Adopted: January 23, 2023

RESOLUTION 2023-044
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
APPOINTING MEMBER(S) TO THE BOARD OF HEALTH

BE IT RESOLVED by the Township Committee of the Township of Mendham that the following appointments are made to the Board of Health for the terms as indicated:

<i>Nickolas Mitilenes</i>	<i>Newly Appointed</i>	<i>3 years</i>	<i>12/31/2025</i>
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This resolution shall take effect immediately

Adopted: January 23, 2023

RESOLUTION 2023-045
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM PROVIDING FOR A MEETING NOT OPEN TO THE PUBLIC IN ACCORDANCE WITH THE PROVISIONS OF THE NEW JERSEY OPEN PUBLIC MEETINGS ACT, N.J.S.A. 10:4-12

WHEREAS, the Township Committee of the Township of Mendham is subject to certain requirements of the Open Public Meetings Act, N.J.S.A. 10:4-6, et seq.; and

WHEREAS, the Open Public Meetings Act, N.J.S.A. 10:4-12, provides that an Executive Session, not open to the public, may be held for certain specified purposes when authorized by Resolution; and

WHEREAS, it is necessary for the Township Committee of the Township of Mendham to discuss in a session not open to the public certain matters relating to the item or items authorized by N.J.S.A. 10:4-12b and designated below:



(1) Matters Required by Law to be Confidential: Any matter which, by express provision of Federal law or State statute or rule of court shall be rendered confidential or excluded from the provisions of the Open Public Meetings Act.

ATTORNEY CLIENT PRIVILEGE MATTER-STATUS UPDATE CONCERNING OLD RALSTON FIRE HOUSE



(2) Matters Where the Release of Information Would Impair the Right to Receive Funds: Any matter in which the release of information would impair a right to receive funds from the Government of the United States.



(3) Matters Involving Individual Privacy: Any material the disclosure of which constitutes an unwarranted invasion of individual privacy such as any records, data, reports, recommendations, or other personal material of any educational, training, social service, medical, health, custodial, child protection, rehabilitation, legal defense, welfare, housing, relocation, insurance and similar program or institution operated by a public body pertaining to any specific individual admitted to or served by such institution or program, including but not limited to information relative to the individual's personal and family circumstances, and any material pertaining to admission, discharge, treatment, progress or condition of any individual, unless the individual concerned (or, in the case of a minor or incompetent, his guardian) shall request in writing that the same be disclosed publicly.



(4) Matters Relating to Collective Bargaining Agreements: Any collective bargaining agreement, or the terms and conditions which are proposed for inclusion in any collective bargaining agreement, including the negotiation of the terms and conditions thereof with employees or representatives of employees of the public body.



(5) Matters Relating to the Purchase, Lease or Acquisition of Real Property or the Investment of Public Funds: Any matter involving the purchase, lease or acquisition of real property with public funds, the setting of banking rates or investment of public funds, where it could adversely affect the public interest if discussion of such matters were disclosed.



(6) Matters Relating to Public Safety and Property: Any tactics and techniques utilized in protecting the safety and property of the public provided that their disclosure could impair such protection. Any investigations of violations of possible violations of the law.



(7) Matters Relating to Litigation, Negotiations and the Attorney-Client Privilege: Any pending or anticipated litigation or contract negotiation in which the public body is, or may become a party. Any matters falling within the attorney-client privilege, to the extent that confidentiality is required in order for the attorney to exercise his ethical duties as a lawyer.



(8) Matters Relating to the Employment Relationship: Any matter involving the employment, appointment, termination of employment, terms and conditions of employment, evaluation of the performance of promotion or disciplining of any specific prospective public officer or employee or current public officer or employee employed or appointed by the public body, unless all the individual employees or appointees whose right could be adversely affected request in writing that such matter or matters be discussed at a public meeting.

2023 TOWNSHIP BOARD AND COMMITTEE LIAISON APPOINTMENTS



(9) Matters Relating to the Potential Imposition of a Penalty: Any deliberations of a public body occurring after a public hearing that may result in the imposition of a specific civil penalty upon the responding party or the suspension or loss of a license or permit belonging to the responding party bears responsibility.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, in the County of Morris, State of New Jersey, assembled in public session on **January 23, 2023 at 7:30 P.M.** in the Mendham Township Middle School, 16 Washington Valley Road, Brookside, New Jersey, that the Township Committee shall meet in Executive Session, from which the public shall be excluded, for the discussion of matters relating to the specific items designated above.

BE IT FURTHER RESOLVED that it is anticipated that the deliberations conducted in closed session may be disclosed to the public upon the determination of the Township Committee that the public interest will no longer be served by such confidentiality.

Adopted: January 23, 2023

RESOLUTION 2023–046
RESOLUTION OF THE TOWNSHIP COMMITTEE OF THE TOWNSHIP OF MENDHAM
SETTING THE STANDARDS FOR SUBCOMMITTEE MEETINGS

WHEREAS, the Township Committee has established several subcommittees by ordinance; and

WHEREAS, these subcommittees perform important work on behalf of the Township and its residents; and

WHEREAS, it is important that the subcommittees work efficiently by meeting consistently, utilizing an agenda and using notes to report on meeting discussions.

NOW, THEREFORE, BE IT RESOLVED by the Township Committee of the Township of Mendham, County of Morris, New Jersey, the following requirements for subcommittees of the Township Committee:

- That all subcommittee meeting schedules, including time and place, shall be communicated to the Township Clerk as soon as established in the beginning of each year.
- That each subcommittee shall meet at least quarterly to conduct their business.
- That any changes to the meeting schedule shall be communicated to the Township Clerk as soon as they are known.
- That the Township Clerk shall post the meeting schedule on the Township website, and send a meeting schedule update email to all registered users on the Township update list on a weekly basis, notifying residents of the subcommittee meetings coming up in the next week.
- That each subcommittee shall send each meeting agenda to the Township Clerk not less than 2 business days in advance of the meeting time, so that it can be posted on the Township’s website.
- That each subcommittee shall send meeting minutes for each meeting to the Township Clerk as soon as practical after each meeting, but not later than 30 days after the meeting, so that they can be posted to the Township’s website.

Adopted: January 23, 2023