

Livingston, New Jersey  
January 2, 2023  
Reorganization Meeting

The annual reorganization meeting of the Township Council of the Township of Livingston was held on the above date at 11:05 a.m., at the Senior Community Center, 204 Hillside Avenue. All the requirements of the "Open Public Meetings Act" had been met. Notice of this meeting was provided via 48 Hour Notice emailed to the West Essex Tribune and the Star Ledger on December 15, 2022.

Mayor Meinhardt called the meeting to order.

Roll call was taken by Township Clerk Mazzucco.

Present: Councilmembers Shawn R. Klein, Alfred M. Anthony, Michael M. Vieira, and Edward Meinhardt; Township Manager Barry R. Lewis, Jr., Deputy Township Manager Russell Jones; Township Attorney Jarrid Kantor; Township Clerk Carolyn Mazzucco

Absent: None

Pastor Dan Martian delivered the Invocation.

Mayor Meinhardt led the Pledge of Allegiance and called for a Moment of Silence.

#### Selection of Mayor for 2023

Mayor Meinhardt called for nominations for the selection of Mayor for 2023.

Councilmember Klein nominated Michael M. Vieira. Councilmember Bagolie seconded the nomination. There were no further nominations. On motion duly made and seconded, and on roll call vote with all members present voting YES, Michael M. Vieira was appointed Mayor.

US Congresswoman Mikie Sherrill administered the Oath of Office to Michael M. Vieira, with his son Michael, daughter Samantha, wife Gabriela and mother Marilyn by his side.

#### Selection of Deputy Mayor for 2023

Mayor Vieira called for the next item of business, the selection of Deputy Mayor for 2023, and opened the floor for nominations.

Mayor Meinhardt nominated Councilmember Anthony. Council member Bagolie seconded the nomination. There were no further nominations. On motion duly made and seconded, and on roll call vote with all members present voting YES, Al Anthony was appointed Deputy Mayor.

Gabriella administered the Oath of Office to her father, with his wife Lori and children Luke, Samuel and Joseph by his side.

U.S. Congresswoman Mikie Sherrill congratulated the Township of Livingston governing body for being incredibly vested and involved with the residents and businesses in the community. She also discussed the importance of the taking an oath to serve your constituents, and thanked the community for its great volunteerism and diversity.

Mayor Vieira presented exiting council member Rudy Fernandez with a key to the Township of Livingston plaque, thanking him for his fourteen years of service to the residents of Livingston and he announced that Mr. Fernandez will continue on the Planning Board as Chairman. He also presented Pat Fernandez, wife of Rudy Fernandez, with a bouquet of flowers.

Mayor Vieira acknowledged Elena Meinhardt, wife of outgoing Mayor Meinhardt, with a bouquet of flowers.

Mayor Vieira also presented his wife, "Gabby", with a bouquet of flowers.

#### Res 23-001 Resolution - Authorizing Consent Agenda [Includes All Items Marked "\*" ]

WHEREAS, the Township Council of the Township of Livingston has determined that certain items on its agenda which have the unanimous approval of all Councilmembers and do not require comment shall be termed the "Consent Agenda"; and

WHEREAS, the Township Council has determined that to increase its efficiency, the Consent Agenda shall be adopted with one resolution;

NOW, THEREFORE, BE IT RESOLVED by the Township Council that the items on the regular agenda for January 2, 2023, attached hereto, which are preceded by and "\*" are the Consent Agenda and are hereby accepted, approved and/or adopted.

On motion duly made and seconded, and on roll call vote, all members voted YES.

Res 23-002 Appointment of Township Attorney

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex, in accordance with the provisions of Section 2-47 of the Revised Ordinances of the Township of Livingston, that Jarrid H. Kantor, an attorney at law of New Jersey, is hereby appointed Township Attorney for the term of one year, ending December 31, 2023, at such salary or compensation as provided by the Council.

Res 23-003 Appointment of Assistant Township Attorney (Prosecutor)

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex, in accordance with the provisions of Section 2-37 of the Revised Ordinances of the Township of Livingston, that Michael Berliner, an attorney at law of New Jersey, is hereby appointed Assistant Township Attorney for the term of one year, ending December 31, 2023, at such salary or compensation as may be fixed by ordinance.

Res 23-004 Appointment of Municipal Public Defender

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex that Marc D. Garfinkel is hereby appointed Municipal Public Defender for the term of one year, ending December 31, 2023.

Res 23-005 Appointment of Assistant Municipal Prosecutors & Municipal Public Defenders

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex that the following persons are hereby appointed Assistant Municipal Prosecutors & Municipal Public Defender for the term ending December 31, 2023.

Municipal Public Defenders

Dennis Cleary, Esq.  
Jennifer Conti-Bediner, Esq.  
James Patton, Esq.  
Michael Steiber, Esq.  
Howard Weinstein, Esq.

Municipal Prosecutors

Gina DeVito, Esq.  
Maite Martinez, Esq.  
Chirag Mehta, Esq.

Res 23-006 Appointments to Planning Board

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex, in accordance with the provisions of Section 16-4 et seq. of the Revised Ordinances of the Township of Livingston, that:

1. Richard Dinar is appointed as a Class IV member of the Planning Board for a term of four years, ending December 31, 2026.
2. Rudy Fernandez is appointed as a Class IV member of the Planning Board for a term of four years, ending December 31, 2026.
3. Rosy Bagolie, is appointed as a Class III member of the Planning Board for a term of one year, ending December 31, 2023.

Res 23-007 Appointments to Zoning Board of Adjustment

BE IT RESOLVED by the Council of the Township of Livingston in the County of Essex, in accordance with the provisions of Section 16-4 et seq. of the Revised Ordinances of the Township of Livingston, that:

1. Pearl Hwang, is appointed as a member of the Zoning Board of Adjustment for a term of four years, ending December 31, 2026.
2. Ketan Bhuptani as Alternate No. 1 is appointed as a member of the Zoning Board of Adjustment for a term of two years, ending December 31, 2024.
3. Michael Affrunti as Alternate No. 2 as a member of the Zoning Board of Adjustment, fulfilling the unexpired term ending December 31, 2023.

Res 23-008 Appointments to Open Space Trust Committee

BE IT RESOLVED that the following persons are appointed to serve on the Open Space Trust Committee:

1. Chris Bickel is appointed as a member of the Open Space Trust Committee for a term of three years, ending December 31, 2025.

2. Sanjay Nambiar, Alternate No. 1, is appointed as a member of the Open Space Trust Committee for a term of two years, ending December 31, 2024.

3. Township Manager Barry Lewis designates Russell Jones as a Member of the Open Space Trust Committee for a term of one year, ending December 31, 2023.

Res 23-009 Appointment to Livingston Community Partnership Management Corporation (BID)

BE IT RESOLVED that

1. Lori Kaufman is appointed to serve on the Livingston Community Partnership Management Corporation (BID) for a term of three years, ending December 31, 2025.

Res 23-010 (Intentionally Left Blank)

Res 23-011 Appointments to Ad Hoc Licari and Strahman Tracts Committee

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex that the following persons are hereby appointed to the Arts Council of Livingston for the term of one year, ending December 31, 2023:

|                    |                   |
|--------------------|-------------------|
| Gerry Adelson      | Vineeta Khanna    |
| Art Altman         | Walter LeVine     |
| Eric Baltuch       | Sheila Lurie      |
| Robert Berger      | Sherri Marrache   |
| Christopher Bickel | James McIlivane   |
| Ellie Cohen        | Gary O'Neill      |
| Joan Cohen         | Emil Olson        |
| Theodore Cohn      | Sam Ratner        |
| Larry Cooper       | Adrienne Santola  |
| Tony Critelli      | Ira Sessler       |
| Anne Fung          | Evan Slater       |
| Alan Glazer        | Jerard Stephenson |
| Pat Ippolito       | Peter Stern       |
| Saba Kahn          | Harry Tuber       |
| Mike Karp          | Margie Wasserman  |

Res 23-012 Advisory Committee on Holiday Decorations

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Advisory Committee on Holiday Decorations for the term of one year, ending December 31, 2023:

|               |                  |
|---------------|------------------|
| Marie Bennett | Adrienne Santola |
|---------------|------------------|

Res 23-013 Advisory Committee for Disabilities

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Advisory Committee for Disabilities for the term of one year, ending December 31, 2023:

|                        |                       |
|------------------------|-----------------------|
| Maria Abeles           | Nikki Heifler         |
| Barbara Anelle         | Aaron Henslovitz      |
| Patty Arnold           | Alan Karpas           |
| Charles "Buddy" August | Ronnie Konner         |
| Arjun Bansal           | Kim Krentcil          |
| Joanne Bastante-Howard | Gene Lee              |
| Brenda Beavers         | Marvin Leiken         |
| Wendy Berlin           | Evan Marcus           |
| Trudy Bier             | Marnie McNany         |
| Phyllis Billet         | Ryan McNany           |
| Farida Brewster        | Ana Millan            |
| Pam Chirls             | Leon Morton           |
| Melissa Cohen          | Ashley Mui            |
| Sally Cohen            | Brigitte Nevola       |
| Marty Cowen            | Sandy Newman          |
| Helen Engel            | Mary "Dee Dee" Pulver |
| Rudy Fernandez         | Jennifer Quirk        |
| Cheryl Francione       | Heidi Rome            |
| Bruce Freeman          | Blair Rosenthal       |
| Robert Gebroe          | Lisa Steiger          |
| Laura Glassman         | Phyllis Tait          |
| Hildy Gogal            | Pamela Tepper         |

Renee Green  
Ethan Haber  
Alice Han

Erik Trojian  
Andrea Tuber  
Gala Vaynerman

Res 23-014 Advisory Committee on Transportation

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Advisory Committee on Transportation for the term of one year, ending December 31, 2023:

|                    |                   |
|--------------------|-------------------|
| Buddy August       | Alan Karpas       |
| David Berger       | Ron Lefkon        |
| Sgt Nick Collins   | Lisa Marazzo      |
| Richard Cornell    | Mary Ann McGowan  |
| Captain John Drumm | Kanti Mehta       |
| Hari Eppanapally   | Jason Oshins      |
| Al Epstein         | David Reinfield   |
| Bruce Freeman      | Marshall Saunders |
| Barry Goldberg     | Barry Schram      |
| Merle Kalishman    | Jason Sharenow    |

Res 23-015 Advisory Committee on Senior Citizens

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Advisory Committee on Senior Citizens for the term of one year, ending December 31, 2023:

|                      |                 |
|----------------------|-----------------|
| Terry Alan           | Rita Levey      |
| Brenda Beavers       | Barry Lewis     |
| Jessica Bielen       | Elaine Meltzer  |
| Brian Boyle          | Ana Millan      |
| Stella Cosmas        | Jayu Parikh     |
| Tony Del Tufo        | Diane Pondiscio |
| Margaret (Peg) Ernst | Phil Pondiscio  |
| Dr. Hyman Fisher     | Charlie Quinn   |
| Fred Friedman        | Claire Scholz   |
| Joan Friedman        | Gella Seiden    |
| Eleanor Halper       | Deepak Sethi    |
| Walter Joyce         | Jean Stoloff    |
| Alan Karpas          | Phyllis Velardi |
| Joy Klapal           | Jennifer Walker |
|                      | Betty Weber     |

Res 23-016 Age Friendly /Livingston of All Ages Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Age Friendly /Livingston of All Ages Committee for the term of one year, ending December 31, 2023:

|                 |                  |
|-----------------|------------------|
| Corinne Judge   | Neena Philip     |
| Kim Krentcil    | Joan Speare      |
| Steve Kroll     | Jennifer Walker  |
| Nancy Lorre     | Marjorie Wang    |
| Anakaren Millan | Debbie Weinstein |

Res 23-017 Arts Council of Livingston

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex County, that the following persons are hereby appointed to the Arts Council of Livingston for the term of one year, ending December 31, 2023:

|                  |                   |
|------------------|-------------------|
| Martha Ackermann | Barbara Kanefsky  |
| Sandra Anton     | Sheila Lurie      |
| Larry Bergmann   | Punit Mahajan     |
| Punam Bhargava   | Hugh Mahon        |
| Fatima Calcado   | Mo Menzel         |
| Frank Dyer       | Vivian Olshen     |
| Lois Dyer        | Chas Palminteri   |
| Carla Francis    | Robert Patton     |
| Bonnie Garely    | Francesca Pelaggi |
| Freya Gervasi    | Neena Philip      |
| Joyce Gore       | Betty Rubin       |
| Ellen Hanauer    | Bhanu Salandra    |

Sandra Hanton  
Scott Hoffman  
Helene Jaffe  
Marilyn Kalb

Barbara Sax  
Gella Seiden  
Divya Seth  
Joanne Williams

Res 23-018 Blue Ribbon Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Blue Ribbon Committee for the term of one year, ending December 31, 2023:

|                  |                   |
|------------------|-------------------|
| Peter Boockvar   | Lee Peyser        |
| Denise Dunton    | Alan Pines        |
| Andrew Fawer     | Mina Rasis        |
| Curtis Foster    | Jonathan Schwartz |
| Alan Glazer      | Jeffrey Spector   |
| Marlene Lavemann | Jim Wang          |
| Scott Loventhal  | Dina Wright       |

Res 23-019 Camuso Collection Preservation Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Camuso Collection Preservation Committee for the term of one year, ending December 31, 2023:

|                   |                        |
|-------------------|------------------------|
| Martha Ackermann  | Jim Kedrie             |
| Gerry Adelson     | Vinny Kulik            |
| Matt Berger       | Matt Ladolcetta        |
| Kathe Conlon      | Beth Lippman           |
| Thomas Cooney     | Paul Lippman           |
| Nancy Dinar       | Hugh Mahon             |
| Richard Dinar     | Steve McCormick        |
| Paul Egledrum     | Priti Mehta            |
| Cathy Fitzpatrick | Stacey Melhorn         |
| Tim Foley         | Matt Moores            |
| Kevin Francione   | Michael Neary          |
| Dan Goldman       | Bunnie Ratner          |
| Gina Goldman      | Lance Rogers           |
| Joyce Gore        | Jim Rothenberger       |
| Rich Gore         | Adrienne Santola       |
| Sondra Hantman    | Steve Santola          |
| Pat Ippolito      | Christopher Southworth |
| Jay Isherwood     | Mike Stolfi            |
| Alan Karpas       | Gabriela Vieira        |

Res 23-020 Committee for Diversity and Inclusion

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex County, that the following persons are hereby appointed to the Committee for Diversity and Inclusion for the term of one year, ending December 31, 2023:

|                       |                         |
|-----------------------|-------------------------|
| Stacey Abenstein      | Amanda Jones            |
| Simone Anthony-Brown  | Saba Khan               |
| Alyse Berger Heilpern | Sharon (Cantor) Knoller |
| Larry Bergmann        | Marlene Laveman         |
| Paul Boxer            | Dan (Pastor) Martian    |
| Scott Brody           | Andrew Miller           |
| Pam Chirls            | Kevin Mullaney          |
| Simeon (Rabbi) Cohen  | Nalit Patel             |
| Steven Delman         | Neena Philip            |
| Billy Fine            | Cassandra Porter        |
| Sara Goldstein        | Ava Reinfeld            |
| Xiaoshan He           | Dr. Asha Samant         |
| Joanna Heller         | Xiaole (George) Shen    |
| Amy Ipp               | Marjorie Wang           |

Res 23-021 Consumer Affairs Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Consumer Affairs Committee for the term of one year, ending December 31, 2023:

Manuel Ferreira  
Gary Laveman

Walter LeVine  
James Lynch  
Jason Sharenow

Res 23-022 Fourth of July Celebration Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Fourth of July Celebration Committee for the term of one year, ending December 31, 2023:

|                       |                      |
|-----------------------|----------------------|
| David "Jack" Ackerman | Steven Lichtenstein  |
| Justin Escher Alpert  | Debbie Lombardi      |
| Ketan Bhuptani        | Chief Gary Marshuetz |
| Dennis Britt          | Ron Mayer            |
| John Del Buono        | Scott Maynard        |
| Ira Drucks            | Chief Chris Mullin   |
| Capt. John Drumm      | Jason Sharenow       |
| Yvonne Ferreira       | Ron Valentine        |
| Scott Harrison        | Gabriela Vieira      |
| Jeremy Kirchen        | Jennifer Walker      |
|                       | David Warner         |

Res 23-023 Green Team

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Green Team for the term of one year, ending December 31, 2023:

|                  |                |
|------------------|----------------|
| Joan Cohen       | Walter LeVine  |
| Anthony Critelli | Beth Lippman   |
| Denise Dunton    | Tom Measday    |
| Frank Goldstein  | Don Newell     |
| Russ Jones       | Lorri Patino   |
| Alan Karpas      | James Perrette |
| Melissa Kimmel   | Gary Thein     |

Res 23-024 Livingston Animal Shelter Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Livingston Animal Shelter Committee for the term of one year, ending December 31, 2023:

|                    |                  |
|--------------------|------------------|
| Captain John Drumm | Sherri Marrache  |
| James Feinberg     | Elayne Meltzer   |
| Diane Finneran     | Mary Beth Picini |
| Sean Flinn         | Christina Slater |
| Alan Karpas        | Gary Thein       |
| Walter LeVine      |                  |

Res 23-025 Livingston Municipal Alliance Committee (LMAC)

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Livingston Municipal Alliance Committee (LMAC) for the term of one year, ending December 31, 2023:

|                         |                   |
|-------------------------|-------------------|
| Patty Arnold            | Ann Ferreira      |
| Shourya Bansal          | Cindy Goldstein   |
| Suzy Berman             | Laura Goren       |
| Sage Blinderman         | Maren Harris      |
| Matthew Block           | Joy Klapal        |
| Paul Boxer              | Zanna Lantzman    |
| Rachel Brandt-Greenfeld | James Lynch       |
| Joanne Browne           | Kevin Mullaney    |
| Soma Chaudhuri          | Jennifer Quirk    |
| Pam Chirls              | Julia Revoredo    |
| Sinead Crews            | Danielle Santola  |
| John Crump              | Stacie Testa      |
| Monte Ehrenkranz        | Jennifer Walker   |
| James Feinberg          | Steffanie Welling |
|                         | Xin Yang          |

Res 23-026 Livingston Public Broadcasting Committee (LPBC)

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Livingston Public Broadcasting Committee (LPBC) for the term of one year, ending December 31, 2023:

|                  |                  |
|------------------|------------------|
| Jesse Allard     | Daniella Krasney |
| Patty Arnold     | Donald Lane      |
| Jonathan Aronoff | Jason Lee        |
| Ryan Barckley    | Karina Lerner    |
| Stu Bodow        | Nicholas Meaney  |
| Rori BoGruber    | Nilesh Mhatre    |
| Sean Carney      | Steve Milano     |
| Adam Cohen       | Aaron Misthal    |
| Rick Diamond     | Wafaa Mohammed   |
| Avi Felberbaum   | Mara Rubin       |
| Manuel Ferreira  | Milind Sapre     |
| Jenna Foley      | Don Schwartz     |
| Jacob Goren      | Abigail Selikoff |
| Rori Gruber      | Frank Sheehan    |
| Tom Hong         | Sheryl Starr     |
| Ronnie Konner    | Carter Winner    |

Res 23-027 Livingston Public Broadcasting Executive Board

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Livingston Public Broadcasting Executive Board for the term of one year, ending December 31, 2023:

|              |                  |
|--------------|------------------|
| Jesse Allard | Aaron Misthal    |
| Rick Diamond | Abigail Selikoff |
| Rori Gruber  | Frank Sheehan    |

Res 23-028 Local Emergency Planning Council

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Local Emergency Planning Council for the term of one year, ending December 31, 2023:

|                   |                          |
|-------------------|--------------------------|
| Erica Bennington  | Judith A. Heller         |
| Dr. Matthew Block | Barry Lewis              |
| Craig Dufford     | Stuart Lukowiak          |
| Rudy Fernandez    | Chief Gary Marshuetz     |
| Al Fortner        | Chief Christopher Mullin |
| Jeanette Harduby  | Michael Raimo            |

Res 23-029 Parade Day (Memorial Day) Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Parade Day (Memorial Day) Committee for the term of one year, ending December 31, 2023:

|                   |                      |
|-------------------|----------------------|
| Brian Boyle       | Gene Manto           |
| Peter Brady       | Chief Gary Marshuetz |
| William Brady     | Jeanne Parke         |
| Angelo DeGirolamo | Ron Parke            |
| Tony Del Tufo     | Fred Picini          |
| Fred Friedman     | John Powers          |
| Norman Gudema     | Michael Sikora       |
| Martin Halo       | Jennifer Walker      |
| Steve Hoffman     | Gerard Wolfe         |

Res 23-030 Recycling & Reclamation Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Recycling & Reclamation Committee for the term of one year, ending December 31, 2023:

|               |                |
|---------------|----------------|
| Laurie Babij  | Melissa Kimmel |
| Eric Baltuch  | Walter LeVine  |
| Linda Doherty | Tom Measday    |
| Scott Goldman | James Perrette |
| Judy Grebel   | Gary Thein     |

Robert Janukowicz  
Russ Jones

Walter Veit  
Zhimin Wang

Res 23-031 Social Justice Advocacy Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Social Justice Advocacy Committee for the term of one year, ending December 31, 2023:

|                          |                        |
|--------------------------|------------------------|
| Stacey Abenstein         | Saba Khan              |
| Martha Ackerman          | Marlene Laveman        |
| Gabrielle Altstedter     | Alexander Mancher      |
| Sharon Apple             | Dan Martian (Pastor)   |
| Aziza Arnette            | Deirdre McGagh         |
| Jenissa Arnette          | Shiray McLean          |
| Brenda Beavers           | Meso Mengesha          |
| Jen Best                 | Bridgette Nevola       |
| Tiffany Burroughs        | Farha Northover        |
| Madelyn Ferrans          | Nalit Patel            |
| Beagy Fils-Aime          | Melissa Prince-Barry   |
| Susan Gillespie (Pastor) | Mary (DeeDee) Pulver   |
| Joyce Gore               | Dev Rathod             |
| Alex Herbst              | Kiran Reddy            |
| Keith Hines              | David Vaisberg (Rabbi) |
| Amy Ipp                  | Leigh Weaver           |
| Brandon Isaacson         | Debbie Weinstein       |

Res 23-032 Technology Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Technology Committee for the term of one year, ending December 31, 2023:

|                   |                |
|-------------------|----------------|
| Phil Chaiklin     | Craig Lerman   |
| Rob Coonce        | Mike Mas       |
| Nicholas D'Angelo | David Massoni  |
| Oren David        | Ken Nevola     |
| Carrie Duranceau  | Mark Orciuoli  |
| Manuel Ferreira   | John Powers    |
| Nilesh Hmh        | Mina Rasis     |
| Russ Jones        | Steven Wachtel |
|                   | Jim Wang       |

Res 23-033 The Trails & Greenways Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the The Trails & Greenways Committee for the term of one year, ending December 31, 2023:

|                        |                    |
|------------------------|--------------------|
| Tina Anapolsky         | Robert Hunter      |
| Charles "Buddy" August | Robert Janukowicz  |
| Christopher Bickel     | Michael N. Karp    |
| Marie Bond             | Rebecca Kondstandt |
| Joan Cohen             | Steven Kwiat       |
| Richard A. Cornell     | Walter LeVine      |
| Anthony Critelli       | Gary P. O'Neill    |
| Annette Friedman       | Andrew Ruiz        |
| Anne Fung              | Ray Siegel         |
| Jun Gao                | Gary Thein         |
|                        | Debbie Weinstein   |

Res 23-034 Township Golf Tournament Committee

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Township Golf Tournament Committee for the term of one year, ending December 31, 2023:

|                |                 |
|----------------|-----------------|
| Ron Barbella   | Pat Ippolito    |
| Robert Bucich  | Jody Lanzet     |
| Michael Duffy  | John Powers     |
| Fern Epstein   | Gerry Spiesbach |
| James Feinberg | Andrea Ubaldi   |
| Lewis Gelman   | Marjorie Wang   |

**Res 23-035 Vision 20/20 Committee**

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex County, that the following persons are hereby appointed to the Vision 20/20 Committee for the term of one year, ending December 31, 2023:

|                    |                      |
|--------------------|----------------------|
| Stacey Abenstein   | Steve Kroll          |
| Martha Ackermann   | Walter LeVine        |
| Sudeep Amin        | Nancy Lorre          |
| Ankit Bawa         | Chief Gary Marshuetz |
| Lisa Bayer         | Andrew Miller        |
| Larry Bergmann     | Nalit Patel          |
| Dr. Matthew Block  | Cassandra Porter     |
| Stu Bodow          | John Powers          |
| Debbie Burak       | Anurag Rochlani      |
| Theodore Cohn      | Shira Rost           |
| Linda Doherty      | Elliot Sherman       |
| Captain John Drumm | Joan Speare          |
| Manuel Ferreira    | Ron Valentine        |
| Michael Fink       | Pegeen C. Williams   |
| Jeff Grabelle      | Dina Wright          |
| Alan Karpas        |                      |

**Res 23-036 Welcome to Livingston Committee**

BE IT RESOLVED by the Township Council of the Livingston Township in the County of Essex that the following persons are hereby appointed to the Welcome to Livingston Committee for the term of one year, ending December 31, 2023:

|                       |                  |
|-----------------------|------------------|
| Stacey Abenstein      | Amy Ipp          |
| Nada Akmal            | Saba Khan        |
| Alyse Berger Heilpern | Kim Krentcil     |
| Roberta Blitz         | Priti Mehta      |
| Joanna Heller         | Debbie Weinstein |

**Res 23-037 Designating Official Newspapers**

BE IT RESOLVED by the Council of the Township of Livingston in the County of Essex, that until further order of the Council, the West Essex Tribune, a newspaper published and circulating in the Township of Livingston, is hereby designated as the official newspaper of the Township of Livingston for the purpose of all ordinances and other public notices and advertisements required by law to be published by the Township.

BE IT FURTHER RESOLVED that the Star Ledger is also designated as an official newspaper to advertise public notices as required by law to be published by the Township.

**Res 23-038 Adoption of 2023 Calendar of Township Council Meetings**

BE IT RESOLVED that the Township of Livingston in the County of Essex hereby adopts the following as the 2023 Calendar of Township Council Meetings, to be held at 357 South Livingston Ave, Livingston, New Jersey, unless 48-hour notice determines otherwise.

**2023 Township of Livingston Township Council Annual Meeting Calendar**

| 2023     | Date            | Conference | Regular          | Notes  |
|----------|-----------------|------------|------------------|--|
| January  | 2*<br>9<br>23   | 7pm<br>7pm | 7:30pm<br>7:30pm | *REORGANIZATION MEETING<br>Conference Meeting May Continue After the Regular Meeting |
| February | 13<br>27        | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting                            |
| March    | 13<br>27        | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting                            |
| April    | 10<br>24        | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting                            |
| May      | 15<br>30 (Tues) | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting                            |
| June     | 12<br>26        | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting                            |

|           |                       |            |                  |   |
|-----------|-----------------------|------------|------------------|---|
| July      | 10<br>24              | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting |
| August    | 7<br>21               | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting |
| September | 13 (Wed)<br>26 (Tues) | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting |
| October   | 16<br>30              | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting |
| November  | 13<br>27              | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting |
| December  | 11<br>18              | 7pm<br>7pm | 7:30pm<br>7:30pm | Conference Meeting May Continue After the Regular Meeting |

Faxed to the West Essex Tribune and Star Ledger on January 3, 2023

**Res 23-039 AUTHORIZING 2023 TEMPORARY BUDGET APPROPRIATIONS**

WHEREAS, N.J.S. 40A:4-19 authorizes temporary appropriations to provide for the period between the beginning of the budget year and the adoption of the budget, where contracts, commitments or payments are to be made prior to the adoption of the budget for any fiscal year; and

WHEREAS, contracts, commitments or payments are to be made by the Township of Livingston for the purpose and amounts required in the manner and time therein provided; and

WHEREAS, the adoption of this resolution is prior to the 30th day of January, 2023; and

WHEREAS, 26.25% of the total appropriations in the 2022 Municipal Budget, exclusive of any appropriations made for debt service, capital improvement fund and public assistance are:

|                                      |                  |
|--------------------------------------|------------------|
| Current Fund                         | \$ 10,045,000.00 |
| Water Utility Operating Fund         | 1,276,000.00     |
| Sewer Utility Operating Fund         | 956,000.00       |
| Swimming Pool Utility Operating Fund | 48,000.00        |

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Livingston that the attached 2022 Temporary Appropriations are hereby authorized to provide for contracts, commitments and payments prior to the adoption of the 2023 Municipal Budget.

**Township of Livingston**

**2023 Temporary Emergency Budget**

| <b>Current Fund</b>          | <b>Res 23-039</b>         |                       |
|------------------------------|---------------------------|-----------------------|
|                              | <b>Salary &amp; Wages</b> | <b>Other Expenses</b> |
| Administrative and Executive | \$ 113,300.00             | \$ 14,000.00          |
| Public Communications        | 16,600.00                 | 9,000.00              |
| Human Resources              | 45,500.00                 | 20,000.00             |
| Mayor and Council            | 7,300.00                  |                       |
| Township Clerk               | 80,000.00                 | 23,000.00             |
| Information Technology       | 39,000.00                 | 38,000.00             |
| Financial Administration     | 101,000.00                | 8,000.00              |
| Audit of Accounts            |                           | 13,000.00             |
| Assessment of Taxes          | 56,000.00                 | 24,000.00             |
| Reserve for Tax Appeals      |                           | 200,000.00            |
| Collection of Taxes          | 26,000.00                 | 11,000.00             |
| Legal Services and Costs     | 12,500.00                 | 140,000.00            |

|                                       |                 |                 |
|---------------------------------------|-----------------|-----------------|
| Engineering Services and Costs        | 27,000.00       | 2,000.00        |
| Planning Board                        | 42,000.00       | 22,000.00       |
| Zoning Board                          | 35,000.00       | 1,000.00        |
| Construction Code Office              | 248,000.00      | 26,000.00       |
| DPW: Streets and Roads                | 751,000.00      | 210,000.00      |
| Public Buildings and Grounds          | 13,000.00       | 71,000.00       |
| Parks                                 | 26,000.00       | 15,700.00       |
| Vehicle Maintenance                   | 60,000.00       | 120,000.00      |
| Police                                | 2,600,000.00    | 123,000.00      |
| Police Dispatch/911                   | 118,000.00      | 16,000.00       |
| Fire                                  | 197,000.00      | 28,000.00       |
| Aid to Volunteer Fire Companies       | 8,000.00        | -               |
| Municipal Court                       | 89,000.00       | 6,600.00        |
| Health Department                     | 132,000.00      | 13,500.00       |
| Senior, Youth & Leisure Services      | 165,000.00      | 29,000.00       |
| Open Space Committee                  |                 | 3,000.00        |
| Environmental Commission              |                 | 1,000.00        |
| Broadcast Committee                   |                 | 9,000.00        |
| Other Insurance                       |                 | 12,000.00       |
| General Liability Insurance           |                 | 160,000.00      |
| Workers Compensation                  |                 | 44,000.00       |
| Group Health Insurance                |                 | 880,200.00      |
| Group Health Insurance - Waivers      |                 | 28,000.00       |
| Dental Insurance                      |                 | 47,000.00       |
| Unemployment                          |                 | 6,500.00        |
| Reserve for Accumulated Absenses      |                 | 140,500.00      |
| Solid Waste Collection/Disposal       |                 | 290,000.00      |
| Solid Waste Disposal-Tipping Fees     |                 | 350,000.00      |
| Recycling                             |                 | 171,000.00      |
| Community Services Act                |                 | 10,000.00       |
| Electricity                           |                 | 145,000.00      |
| Street Lighting                       |                 | 116,000.00      |
| Telephone                             |                 | 40,000.00       |
| Gasoline                              |                 | 105,000.00      |
| Social Security/FICA                  |                 | 184,000.00      |
| Defined Contribution Retirement Prog. |                 | 6,500.00        |
| Stormwater Management                 | 30,000.00       | 36,000.00       |
| Maintenance of Free Public Library    |                 | 775,000.00      |
| Add'l Funding to Public Library       |                 | 216,000.00      |
| Interlocal Health Services            | 25,800.00       | 7,000.00        |
| Interlocal Human Services             | 5,300.00        | -               |
| Sub-Totals                            | \$ 5,069,300.00 | \$ 4,966,500.00 |

**Total Subject to 26.25% Limitation**

**\$ 10,035,800.00**

|                                     |    |          |    |        |
|-------------------------------------|----|----------|----|--------|
| Administration of Public Assistance | \$ | 9,000.00 | \$ | 200.00 |
|-------------------------------------|----|----------|----|--------|

**Municipal Debt Service**

|                                     |  |  |  |                     |
|-------------------------------------|--|--|--|---------------------|
| Bond Principal                      |  |  |  | 3,130,000.00        |
| Interest on Bonds                   |  |  |  | 1,261,817.00        |
| Interest on Bond Anticipation Notes |  |  |  | -                   |
| NJ DEP Loan Principal               |  |  |  | 5,208.00            |
| NJ DEP Loan Interest                |  |  |  |                     |
| Downtown Business Improvement Loan  |  |  |  | -                   |
| Subtotal - Debt Service             |  |  |  | <u>4,397,025.00</u> |

|   |           |                        |           |                            |
|---|-----------|------------------------|-----------|----------------------------|
| <b>Total Not Subject to 26.25% Limitation</b> | <b>\$</b> | <b><u>9,000.00</u></b> | <b>\$</b> | <b><u>4,397,225.00</u></b> |
|---|-----------|------------------------|-----------|----------------------------|

|                               |  |  |  |                                |
|-------------------------------|--|--|--|--------------------------------|
| <b>TOTAL TEMPORARY BUDGET</b> |  |  |  | <b><u>\$ 14,442,025.00</u></b> |
|-------------------------------|--|--|--|--------------------------------|

**Township of Livingston  
2023 Temporary Budget**

**Res 23-039**

|                             |  |  |                             |
|-----------------------------|--|--|-----------------------------|
| <b><u>Water Utility</u></b> |  |  | <b><u>Appropriation</u></b> |
|-----------------------------|--|--|-----------------------------|

|   |           |                            |  |
|---|-----------|----------------------------|--|
| Salary & Wages                            | \$        | 363,000.00                 |  |
| Other Expenses                            |           | 880,000.00                 |  |
| PERS                                      |           |                            |  |
| Social Security                           |           | <u>33,000.00</u>           |  |
| <b>Total Subject to 26.25% Limitation</b> | <b>\$</b> | <b><u>1,276,000.00</u></b> |  |

Debt Service

|   |           |                          |  |
|---|-----------|--------------------------|--|
| Bond Principal                                | \$        | 580,000.00               |  |
| Interest on Bonds                             |           | 356,160.00               |  |
| Interest on Bond Anticipation Notes           |           | <u>-</u>                 |  |
| <b>Total Not Subject to 26.25% Limitation</b> | <b>\$</b> | <b><u>936,160.00</u></b> |  |

|                             |  |  |                             |
|-----------------------------|--|--|-----------------------------|
| <b><u>Sewer Utility</u></b> |  |  | <b><u>Appropriation</u></b> |
|-----------------------------|--|--|-----------------------------|

|   |           |                          |  |
|---|-----------|--------------------------|--|
| Salary & Wages                            | \$        | 330,000.00               |  |
| Other Expenses                            |           | 600,000.00               |  |
| PERS                                      |           |                          |  |
| Social Security                           |           | <u>26,000.00</u>         |  |
| <b>Total Subject to 26.25% Limitation</b> | <b>\$</b> | <b><u>956,000.00</u></b> |  |

Debt Service

|   |           |                          |
|---|-----------|--------------------------|
| Bond Principal                                | \$        | 230,000.00               |
| Interest on Bonds                             |           | 200,000.00               |
| Interest on Bond Anticipation Notes           |           | -                        |
| <b>Total Not Subject to 26.25% Limitation</b> | <b>\$</b> | <b><u>430,000.00</u></b> |

| <u>Swimming Pool Utility</u>              | <u>Appropriation</u>       |
|---|----------------------------|
| Salary & Wages                            |                            |
| Other Expenses                            | 48,000.00                  |
| Social Security                           |                            |
| DCRP                                      |                            |
| <b>Total Subject to 26.25% Limitation</b> | <b>\$ <u>48,000.00</u></b> |

Debt Service

|   |           |                 |
|---|-----------|-----------------|
| Interest on Bond Anticipation Notes           |           | -               |
| <b>Total Not Subject to 26.25% Limitation</b> | <b>\$</b> | <b><u>-</u></b> |

Res 23-040 CASH MANAGEMENT PLAN

**I. STATEMENT OF PURPOSE**

This Cash Management Plan (the "Plan") is prepared pursuant to the provisions of N.J.S.A.40A: 5-14 in order to set forth the basis for the deposits ("Deposits") and investment ("Permitted Investments") of certain public funds of the Township of Livingston, pending the use of such funds for the intended purposes. The Plan is intended to assure that all public funds identified herein are deposited in interest or dividend bearing accounts, except for those funds restricted by Federal or State regulations, or otherwise invested in Permitted Investments hereinafter referred to. The intent of the Plan is to provide that the decisions made with regard to the Deposits and the Permitted Investments will be done to insure the safety, the liquidity (regarding its availability for the intended purposes), and the maximum investment return within such limits. The Plan is intended to insure that any Deposit or Permitted Investment matures within the time that approximates the prospective need for the funds deposited or invested so that there is not a risk to the market value of such Deposits or Permitted Investments.

**II. CASH MANAGEMENT POLICY**

**Objectives:**

The priority of investing policies shall be, in order of descending importance, security, liquidity, and yield.

(1) Security: The safety of principal is the foremost objective of the cash management plan. Investments shall be undertaken in a manner that seeks to ensure the preservation of capital in the overall portfolio. The objective is to mitigate credit risk and interest rate risk.

(2) Credit Risk: Credit risk is the risk of loss due to failure of the security issuer or backer. Credit risk may be mitigated by:

(a) Limiting investment to the safest types of securities.

(b) Pre-qualifying the financial institutions, broker/dealers, intermediaries, and advisors with which an entity will do business.

(c) Diversifying the investment portfolio so that potential losses on individual securities will be minimized.

(3) Interest Rate Risk: Interest rate risk is the risk that the market value of the securities in the Portfolio will fall due to changes in general interest rates. Interest rate risk may be mitigated by:

(a) Structuring the investment portfolio so that securities mature to meet cash requirements for ongoing operations, thereby avoiding the need to sell securities on the open market prior to maturity, and

(b) By investing operating funds primarily in shorter-term securities.

(4) **Liquidity:** The investment portfolio must remain sufficiently liquid structuring the portfolio so that securities mature concurrent with cash needs to meet anticipated demands (static liquidity). Furthermore, since all possible cash demands cannot be anticipated, the portfolio should consist largely of securities with active secondary or resale markets (dynamic liquidity).

(5) **Yield:** The investment portfolio must be designed with the objective of attaining a market rate of return throughout budgetary and economic cycles, taking into account the investment risk constraints and liquidity needs. Return on investments of least importance compared to the safety and liquidity objective described above. The core of investments is limited to relatively low risk securities in anticipation of earning a fair return relative to the risk being assumed. The Chief Financial Officer shall carefully evaluate any investment offering above market yields. Securities shall not be sold prior to maturity with the following exceptions:

- (a) A declining credit security could be sold early to minimize the loss of principal.
- (b) A security swap would improve the quality, yield, or target duration in the portfolio.
- (c) Liquidity needs of the local unit require that the security be sold.

(6) **Prudence**

The standard of prudence to be used by investment officials shall be the "prudent person" standard and shall be applied in the context of managing the overall portfolio in accordance with the State Law and this policy. The Chief Financial Officer, acting in accordance with the written procedures and this cash management plan and exercising due diligence shall be relieved of personal responsibility of an individual security's credit risk or market price changes, provided that the liquidity of the sale of securities are carried out in accordance with the terms of the cash management plan and policy.

(7) **Ethics and Conflicts of Interest**

The designated officials involved in the investment process shall not have personal business activity that could conflict with the proper execution and management of the investment program, or that could impair their ability to make impartial decisions. Actions of individuals involved in administering the cash management plan shall be governed by the Local Government Ethics Law. They shall disclose any personal financial/investment positions that could be related to the performance of the investment portfolio. The designated officials shall refrain from undertaking personal investment transactions with the same individual with whom business is conducted on behalf of the Township of Livingston.

(8) **Delegation of Authority**

Authority to manage the cash management plan is granted to the Chief Financial Officer pursuant to N.J.S.A.40A:5-14. Responsibility for the operation of the cash management plan is hereby delegated to the Chief Financial Officer. No person may engage in a cash or investment transaction except as provided under the terms of the policy and the written procedures established by the Chief Financial Officer. The Chief Financial Officer shall be responsible for all transactions undertaken and shall establish a system of controls to regulate the activities of subordinate officials.

**III. IDENTIFICATION OF FUNDS AND ACCOUNTS TO BE COVERED BY THE PLAN.**

The Plan is intended to cover the deposit and/or investment, whenever not legally prevented, of all funds and accounts of the Township of Livingston.

**IV. DESIGNATION OF OFFICIALS OF THE TOWNSHIP OF LIVINGSTON AUTHORIZED TO MAKE DEPOSITS AND INVESTMENTS UNDER THE PLAN.**

The Chief Financial Officer is hereby authorized and directed to deposit and/or invest the funds referred to in the Plan. Prior to making any such Deposits or any Permitted Investments, the Chief Financial Officer of the Township of Livingston is authorized to supply to all depositories or any other parties with whom the Deposits or Permitted Investments are made a written copy of this Plan.

**V. DESIGNATION OF DEPOSITORIES.**

The following banks and financial institutions are hereby designated as official depositories for the Deposit of all public funds referred to in the Plan, including any certificates of Deposit which are not otherwise invested in Permitted Investments as provided for in this Plan:

- Bank of America
- Bank of New York Mellon
- Capital One Bank
- Citibank, N.A.
- Columbia Bank
- Citizens (Investors) Bank

First Bank  
J.P. Morgan Chase Bank  
M.B.I.A. (Municipal Investors Service Corporation)  
M&T Bank  
New Jersey Cash Management Fund  
NJARM (New Jersey Asset & Rebate Management Program)  
Provident Bank  
Somerset Regal Bank  
Santander Bank  
TD Bank  
Valley Bank  
Wells Fargo

Also, for purposes of investing, any other institution presenting a GUDPA certificate may be used. All such depositories shall acknowledge in writing receipt of this Plan by sending a copy of such acknowledgment to the Designated Officials referred to in Section IV above.

#### **VI. AUTHORIZED INVESTMENTS.**

Except as otherwise specifically provided for herein, the Chief Financial Officer is hereby authorized to invest the public funds covered by this Plan, to the extent not otherwise held in Deposits, in the following Permitted Investments.

- (1) Bonds or other obligations of the United States of America or obligations guaranteed by the United States of America.
- (2) Government money market mutual funds.
- (3) Any obligation that a federal agency or federal instrumentality has issued in accordance with an act of Congress, which security has a maturity date no greater than 397 days from the date of purchase, provided that such obligation bears a fixed rate of interest no dependent on any index or other external factor.
- (4) Bonds or other obligations of the Local Unit or bonds or other obligations of school districts of which the Local Unit is a part of within which the school district is located.
- (5) Bonds or other obligations, having a maturity date no more than 397 days from the date of purchase, approved by the Division of Investment of the Department of the Treasury for investment by Local Units.
- (6) Local government investment pools.
- (7) Deposits with the State of New Jersey Cash Management Fund established pursuant to section 1 of P.L.1977, c.281 (C.52:18A-90A); or
- (8) Agreements for the repurchases of fully collateralized securities if
  - (a) the underlying securities are permitted investments pursuant to paragraphs (1) and (3) of this subsection;
  - (b) the custody of collateral is transferred to a third party;
  - (c) the maturity of the agreement is not more than 30 days;
  - (d) the underlying securities are purchased through a public depository as defined in section 1 of P.L. 1970, c.236 (C.17:9-41); and
  - (e) a master repurchase agreement providing for the custody and security of collateral is executed.

For the purposes of the above language, the terms "government money market mutual fund" and "local government investment pool" shall have the following definitions:

**Government Money Market Mutual Fund.** An investment company of investment trust:

- (a) which is registered with the Securities and Exchange Commission under the "Investment Company Act of 1940," 15 U.S.C. sec 80a-1 et seq., and operated in accordance with 17 C.F.R. SEC. 270.2A7.
- (b) the portfolio of which is limited to U.S. Government securities that meet the definition of any eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities; and
- (c) which has:

(i) Attained the highest ranking or the highest letter and numerical rating of a nationally recognized statistical rating organization; or

(ii) Retained an investment advisor registered or exempt from registration with the Securities and Exchange Commission pursuant to the "Investment Advisors Act of 1940," 15 U.S.C. sec. 80b-1 et seq., with experience investing in U.S. Government securities for at least the most recent past 60 months and with assets under management in excess of \$500 million.

**Local Government Investment Pool.** An investment pool:

(a) which is managed in accordance with 17C.f.R. sec. 270.2a-7;

(b) which is rated in the highest category by a nationally recognized statistical rating organization;

(c) which is limited to U.S. Government securities that meet the definition of an eligible security pursuant to 17 C.F.R. sec. 270.2a-7 and repurchase agreements that are collateralized by such U.S. Government securities;

(d) which is in compliance with rules adopted pursuant to the "Administrative Procedure Act," P.L. 1968, c.41 O(c.52: 14B-1 et seq.) by Local Finance Board of the Division of Local Government Services in the Department of Community Affairs, which rules shall provide for disclosure and reporting requirements, and other provisions deemed necessary by the board to provide for the safety, liquidity and yield of the investments;

(e) which does not permit investments in instruments that: are subject to high price volatility with changing market conditions; cannot reasonably be expected, at the time of interest rate adjustment, to have a market value that approximates their par value; or utilize an index that does not support a stable net asset value; and

(f) which purchases and redeems investments directly from the issuer, government money market mutual fund, or the State of New Jersey Cash Management Fund, or through the use of a national State bank located within this State, or through a broker-dealer which, at the time of purchase or redemption, has been registered continuously for a period of at least two years pursuant to *section* 9 of P.L. 1967 c.9 (C.49:3-56) and has at least \$25 million in capital stock (or equivalent capitalization if not a corporation), surplus reserves for contingencies and undivided profits, or through a securities dealer who makes primary markets in U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities and reports daily to the Federal Reserve Bank of New York its position in and borrowing on such U.S. Government securities.

## **VII. SAFEKEEPING CUSTODY PAYMENT AND ACKNOWLEDGMENT OF RECEIPT OF PLAN.**

To the extent that any Deposit or Permitted Investment involves a document or security which is not physically held by the Township of Livingston, then such instrument of security shall be covered by all custodial agreements with an independent third party, which shall be a bank or financial institution in the State of New Jersey. Such institution shall provide for the designation of such investments in the name of the Township of Livingston to assure that there is not unauthorized use of the funds or the Permitted Investments or Deposits. Purchase of any Permitted Investments that involve securities shall be executed by a "delivery versus payment" method to ensure that such Permitted Investments are either received by the Township of Livingston or by a third-party custodian prior to or upon the release of the Township of Livingston's funds.

To assure that all parties with whom the Township of Livingston deals with by way of Deposits or Permitted Investments are aware of the authority and the limits set forth in this Plan, all such parties shall be supplied with a copy of this Plan in writing and all such parties shall acknowledge the receipt of the Plan in writing, a copy of which shall be on file with the Chief Financial Officer.

## **VIII. REPORTING REQUIREMENTS**

The Chief Financial Officer shall issue a written report within fifteen (15) calendar days of the close of each month, detailing any Deposits of Permitted Investments made pursuant to this Plan, which shall include, at a minimum, the following information.

(a) The name of any institution holding funds of the Township of Livingston as a Deposit of a Permitted Investment.

(b) The amount of securities or Deposits purchased or sold during the immediately preceding month.

(c) The class or type of securities purchased or Deposits made.

(d) The book value of such Deposits or Permitted Investments. To the extent that such amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.

(e) The earned income on such Deposits or Permitted Investments. To the extent that such

amounts are actually earned at maturity, this report shall provide an accrual of such earnings during the immediately preceding month.

(f) The fees incurred to undertake such Deposits or Permitted Investments.

(g) The market value of all Deposits or Permitted Investments as of the end of the immediately preceding month.

(h) All other information which may be deemed reasonable from time to time by the governing body of the Township.

**IX TERM OF PLAN.**

The Plan shall be in effect from January 1, 2023 to December 31, 2023. To the extent that any amendment is adopted by the Township Council, the Chief Financial Officer is directed to supply copies of the amendments to all of the parties who otherwise have received the copy of the originally approved Plan.

**Res 23-041 AUTHORIZING INTEREST TO BE CHARGED ON DELINQUENT TAXES**

BE IT RESOLVED by the Township Council of the Township of Livingston in the County of Essex that:

1. Under and by virtue of the provisions of Chapter 435 of the Laws of 1979 (N.J.S. 54:4-67, as amended and supplemented), the Council does hereby fix and establish the rate of interest to be charged for the nonpayment of taxes and other municipal liens at eight (8) percent per annum on the first \$1,500.00 of the delinquency and eighteen (18) percent per annum on any amount in excess thereof.

2. No interest shall be charged upon any installment of taxes or other municipal liens if payment of such installment is made within ten (10) days after the date upon which the same became due and payable; but if any such installment is not paid within such period of ten (10) days, the full interest or penalty rate, as herein fixed in Section 1 hereof, shall attach from the date upon which the installment shall have become due and payable.

3. The provisions of any resolution or resolutions heretofore adopted which are inconsistent herewith, are hereby, to that extent, rescinded and repealed.

4. This resolution shall take effect immediately and shall be applicable to installments of taxes or other municipal liens which shall become due and payable on January 1, 2023 and thereafter.

**Res 23-042 ESTABLISHING INTEREST PENALTIES**

WHEREAS, N.J.S.A 54:4-67 permits a municipality to charge a taxpayer with a tax delinquency in excess of \$10,000.00 a penalty not to exceed 6% of the amount of the delinquency if the taxpayer fails to pay that delinquency prior to the end of the calendar year; and

WHEREAS, the Township Council has determined that penalties charged by the Township on delinquent taxes should conform with the provisions of N.J.S.A. 54:4-67;

NOW, THEREFORE, BE IT RESOLVED by the Township Council of the Township of Livingston, County of Essex, State of New Jersey that the Township shall charge a taxpayer a penalty of 6% on any tax delinquency in excess of \$10,000 which delinquency is not paid prior to the end of the calendar year.

**Res 23-043 Increasing Deferred Local School District Tax (Approved 12/5/2022)**

**Res 23-044 AUTHORIZING APPLICATION TO DIVISION OF LOCAL GOVERNMENT SERVICES TO CONDUCT AN ELECTRONIC TAX SALE**

WHEREAS, N.J.S. 54:5-19.1 authorized electronic tax sales pursuant to rules and regulations promulgated by the Director of the Division of Local Government Services; and

WHEREAS, the Director of Local Government Services has approved NJ Tax Lien Investors/RealAuction.com to conduct electronic tax sale, and

WHEREAS, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process; and

WHEREAS, the Township of Livingston wishes to participate in the electronic tax sale; and

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Livingston, in the County of Essex, State of New Jersey, that the Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government Services if necessary.

**Res 23-045 AUTHORIZING MAILING FEES**

WHEREAS, NJSA 54:5-19.1 authorizes electronic tax sales pursuant to rules and regulations to be promulgated by the Director of the Division of Local Government Services, and

WHEREAS, the rules and regulations require a municipality to send two (2) notices of the sale to all properties included in said sale; and

WHEREAS, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

WHEREAS, in an effort to more fairly assign greater fiscal responsibility to delinquent taxpayers, the Township of Livingston wishes to charge \$25.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

NOW, THEREFORE, BE IT RESOLVED, by the council of the Township of Livingston that a fee of \$25.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2023 electronic tax sale.

**Res 23-046 AUTHORIZING TRANSACTION FEE FOR ELECTRONIC PAYMENTS**

WHEREAS, N.J.A.C. 5:30-9 permits a local unit to establish a transaction fee or a flat fee to offset the costs of electronic receipt transactions; and

WHEREAS, the Township accepts electronic payments for property taxes, water and sewer charges; and

WHEREAS, it is the desire of the Township of Livingston to establish a convenience fee for electronic payments;

NOW, THEREFORE, BE IT RESOLVED, by the Township Council of the Township of Livingston, County of Essex, State of New Jersey that a convenience fee of \$0.35 per transaction be established for electronic payments.

**Res 23-047 Appointment of Public Agency Compliance Officer**

BE IT RESOLVED by the Township Council of Township of Livingston in the County of Essex, that Karen Sullivan be appointed PUBLIC AGENCY COMPLIANCE OFFICER, commencing on January 1, 2023 and ending December 31, 2023.

BE IT FURTHER RESOLVED, that a copy of this Resolution shall be published in the West Essex Tribune within ten days of its passage.

**Res 23-048 Authorizing Purchases Under the State of New Jersey Cooperative Purchasing Program**

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-12(a) and N.J.A.C. 5:34-7.29(c) may by resolution and without advertising for bids, purchase any goods or services under the State of New Jersey Cooperative Purchasing Program for any State contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of Treasury; and,

WHEREAS, the Township of Livingston has the need on a timely basis to purchase goods or services utilizing State contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced State contract vendors through this resolution and properly executed purchase orders, which shall be subject to all the conditions applicable to current State contracts.

NOW, THEREFORE, BE IT RESOLVED that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved New Jersey State contract vendors on the attached list, pursuant to all the conditions of the individual State contracts; and

BE IT FURTHER RESOLVED by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED that the duration of this authorization shall be until December 31, 2023 or upon the expiration of the vendors' contract, whichever event first occurs.

| <b>R-23-048</b>  |  |                          |
|--|--|--------------------------|
| <b><u>Commodity/Service</u></b>  | <b><u>Vendor</u></b>                   | <b><u>Contract #</u></b> |
| Aboveground Fuel Tanks Installation, Removal, Repair and Related Equipment | Ted Slack Environmental Services, Inc. | 42266                    |
| Aboveground Fuel Tanks Installation, Removal, Repair and Related Equipment | Independence Constructors              | 42270                    |
| Auctioneering Services: Internet Auctions to Sell Surplus Property         | Municibid                              | 19-GNSV1-00696           |
| Automotive Lubricants  | IEH Auto Parts, LLC                    | 20-FLEET-01344           |

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|---|---|---|
| Breakaway Upost Sign Support  | Garden State Highway Products                 | 19-FLEET-01137                                  |
| M0483- Computers, Equipment, Peripherals & Related Services                             | Dell Marketing L.P.                           | 19-TELE-00656                                   |
| M0483- Computers, Equipment, Peripherals & Related Services                             | CDW Government, LLC                           | 89980   |
| M0483- Computers, Equipment, Peripherals & Related Services                             | Gold Type Business Machines, Inc.             | 89980   |
| M0483- Computers, Equipment, Peripherals & Related Services                             | SHI International Corp.                       | 89980   |
| M0483- Computers, Equipment, Peripherals & Related Services                             | Wireless Electronics                          | 89980   |
| M0483- Computers, Equipment, Peripherals & Related Services                             | Ocean Computer Group, Inc.                    | 19-TELE-00656                                   |
| M0483- Computers, Equipment, Peripherals & Related Services                             | EMC Corporation                               | 89968   |
| M0483- Computers, Equipment, Peripherals & Related Services                             | HP, Inc.                                      | 89974   |
| M4002- NAPS0 ValuePoint Cloud Solutions   | SHI International Corp.                       | 21-TELE-01360                                   |
| Computers, Equipment, Peripherals & Related Services                                    | CDW Government, LLC                           | 40166   |
| Computers, Equipment, Peripherals & Related Services                                    | Microsoft                                     | 40166   |
| Computers, Equipment, Peripherals & Related Services                                    | SHI International Corp.                       | 40166   |
| Copiers, Multifunction Devices  | Xerox Corporation                             | 40469   |
| Copiers, Maintenance and Supplies   | Ricoh USA, Inc.                               | 40467   |
| Fence, Chain Link (Installation & Replacement)  | Consolidated Steel & Aluminum Fence Co., Inc. | 88680   |
| Firefighter Protective Clothing and Equipment   | ESI Equipment, Inc.                           | 17-FLEET-00820                                  |
| Firefighter Protective Clothing and Equipment   | Skylands Area Fire Equipment & Training, LLC  | 17-FLEET-00810                                  |
| Firefighter Protective Clothing and Equipment   | Firefighter One, LLC                          | 17-FLEET-00807 & 17-FLEET 00819                 |
| Facilities, Maintenance Repair & Operations (MRO) & Industrial Supplies                 | Grainger                                      | 19-FLEET-00566                                  |
| Facilities, Maintenance Repair & Operations (MRO) & Industrial Supplies                 | Fastenal                                      | 19-FLEET-00565                                  |
| Facilities, Maintenance Repair & Operations (MRO) & Industrial Supplies (Custom Orders) | Fastenal                                      | 19-FLEET-00678                                  |
| Facilities, Maintenance Repair & Operations (MRO) & Industrial Supplies                 | MSC Industrial Supply, Co.                    | 23-FLEET-27129                                  |
| Influenza Vaccine   | FFF Enterprises, Inc.                         | 41502   |
| Inspection of Fire Suppression  | Johnson Controls Fire Protection              | 83717   |
| Law Enforcement Firearms Equipment and Supplies   | Atlantic Tactical, Inc.                       | 17-FLEET-00732 & 17-FLEET-00787                 |
| Law Enforcement Firearms Equipment and Supplies   | Beyer Fleet, LLC                              | 17-FLEET-00719                                  |
| Law Enforcement Firearms Equipment and Supplies   | Beyer Fleet, LLC                              | 17-FLEET-00749                                  |
| Law Enforcement Firearms Equipment and Supplies   | Beyer Fleet, LLC                              | 17-FLEET-00792                                  |
| Law Enforcement Firearms Equipment and Supplies   | Beyer Fleet, LLC                              | 17-FLEET-00761                                  |
| Law Enforcement Firearms Equipment and Supplies   | Beyer Fleet, LLC                              | 17-FLEET-00728                                  |
| Law Enforcement Firearms Equipment and Supplies   | Beyer Fleet, LLC                              | 17-FLEET-00768                                  |
| Law Enforcement Firearms Equipment and Supplies   | Eagle Point Gun Shop                          | 17-FLEET-00721                                  |
| Law Enforcement Firearms Equipment and Supplies   | Elite Emergency Lights, LLC                   | 17-FLEET-00749                                  |
| Law Enforcement Firearms Equipment and Supplies   | Gen-EI Safety and Industrial Products         | 17-FLEET-00722                                  |
| Law Enforcement Firearms Equipment and Supplies   | General Sales Administration                  | 17-FLEET-00760                                  |
| Law Enforcement Firearms Equipment and Supplies   | Lawman Supply Co., NJ Inc.                    | 17-FLEET-00740, 17-FLEET-00754 & 17-FLEET-00751 |

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| Law Enforcement Firearms Equipment and Supplies                              | SF Mobile Vision, Inc.                      | 17-FLEET-00731   |
| Law Enforcement Firearms Equipment and Supplies                              | MPH Industries, Inc.                        | 17-FLEET-00755   |
| Law Enforcement Firearms Equipment and Supplies                              | Turn Out Fire and Safety                    | 17- FLEET-00751, 17-<br>FLEET-00752, 17-<br>FLEET-00778, 17-<br>FLEET-00813, & 16-<br>FOOD-00113 |
| Mailroom Equipment and Maintenance   | Quadient, Inc.                              | 41267  |
| Maintenance & Repair Heavy Duty Vehicles                                     | Route 23 AutoMall                           | 89262  |
| Maintenance & Repair Heavy Duty Vehicles                                     | A. Lembo Car & Truck Collision, Inc.        | 89274  |
| Marine Craft: Boat, Motor, Trailer   | Firefighter One, LLC                        | 86336  |
| OEM Automotive Parts for Light Duty Vehicles                                 | Beyer Bros Corp                             | 19-FLEET-00922   |
| OEM Automotive Parts for Light Duty Vehicles                                 | Beyer Ford, LLC                             | 19-FLEET-00913   |
| OEM & NON-OEM Maintenance and Repair Services for Light/Medium Duty Vehicles | American Hose & Hydraulics Co.              | 40866  |
| OEM & NON-OEM Maintenance and Repair Services for Light/Medium Duty Vehicles | Beyer Bros Corp                             | 40801  |
| OEM & NON-OEM Maintenance and Repair Services for Light/Medium Duty Vehicles | Route 23 AutoMall                           | 40812  |
| Non-OEM Automotive Parts & Accessories for Light Duty Vehicles               | Samuels, Inc. d/b/a Buy-Wise Auto Parts     | 85992  |
| Parks & Playground Equipment   | Ben Shaffer Recreation, Inc.                | 16-FLEET-00135   |
| Parks & Playground Equipment   | MRC, Inc.                                   | 16-FLEET-00121   |
| Parts & Repairs for Road Maintenance Equipment                               | Trius, Inc.                                 | 85856  |
| Parts & Repairs for Road Maintenance Equipment                               | W.E. Timmerman Co., Inc.                    | 85857  |
| Parts & Repairs for Lawn & Grounds Equipment                                 | Storr Tractor Company                       | 43038  |
| Purchasing Card System for the State of NJ                                   | Bank of America Company NA                  | 84675  |
| Radio Communication Equipment  | Gold Type Business Machines, Inc.           | 83909  |
| Radio Communication Equipment  | Micro Strategies, Inc.                      | 83921  |
| Radio Communication Equipment and Accessories                                | Motorola Communications & Electronics, Inc/ | 83909  |
| Radio Communication Equipment and Accessories                                | Philip M. Casciano Associates, Inc.         | 83900  |
| Radio Communication Equipment and Accessories                                | Regional Communications                     | 83909  |
| Rock Salt, Treated Salt & Solar Salt   | East Cost Salt Dist., Inc.                  | 20-FLEET-01520   |
| Rock Salt, Treated Salt & Solar Salt   | Morton Salt, Inc.                           | 20-FLEET-01519   |
| Signs- reflective fluorescent roll-up warning signs                          | Garden State Highway Products               | 20-FLEET-01159   |
| Snow Plow Parts, and Grader & Loader Blades                                  | A & K Equipment Company, Inc.               | 88273  |
| Software Reseller Services   | Dell Marketing L.P.                         | 20-TELE-01510  |
| Statewide Equipment and Space Rental   | United Rentals North America, Inc.          | 19-GNSV2-00853   |
| Telecommunications Equipment & Services                                      | Johnston GP, Inc.                           | 80802  |
| Tires, Tubes and Services  | Firestone Complete AutoCare                 | 19-FLEET 00708   |
| Tires, Tubes and Services  | Cleveland Auto Tire                         | 19-FLEET 00708   |
| Tires, Tubes and Services  | C and C Tire, Inc.                          | 19-FLEET 00708   |
| Tree Trimming, Pruning & Removal Services                                    | Rich Tree Service, Inc.                     | 18-DPP-00645   |
| Office Supplies & Recycled Copy Paper  | W B Mason Company, Inc.                     | 0000003  |

|  |                         |                |
|--|-------------------------|----------------|
| Ultra Low Sulfur Diesel and Biodiesel                            | National Fuel Oil, Inc. | 19-FOOD-01100  |
| Vehicle Lifts, with Garage and Fleet Maint., Equipment           | Stertil-Koni            | 22-FLEET-01984 |
| Vehicles, Trucks, Pick-Up Class 1                                | Chas S. Winner Inc.     | 17-Fleet-00212 |
| Vehicles, Trucks, Class 2, Pickup/Utility, with Snow Plow Option | Chas S. Winner Inc.     | 88726          |
| Vehicles, Trucks, Class 3, Pickup/Utility, with Snow Plow Option | Chas S. Winner Inc.     | 88758          |
| Wireless Voice, Data and Accessories                             | Verizon Wireless        | 22-TELE-05441  |

**Res 23-049 AUTHORIZING PURCHASES UNDER ESSEX COUNTY COOPERATIVE PRICING SYSTEM**

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-11(6) and N.J.A.C. 5:34-7.1 et seq. may by resolution and without advertising for bids, purchase any goods or services under a County Cooperative Pricing System of which the Township is a member; and,

WHEREAS, the Township of Livingston is a member of the Essex County Cooperative Pricing System and has the need on a timely basis to purchase goods or services using those contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced County contract vendors through this resolution and properly executed purchase orders as needed, which shall be subject to all the conditions applicable to current County contracts.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved Essex County Cooperative Pricing System vendors on the attached list, pursuant to all the conditions of the individual County contracts; and

BE IT FURTHER RESOLVED, by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED, that the duration of this authorization shall be until December 31, 2023 or upon the expiration of the vendors' contract, whichever event first occurs.

**R-23-049**

| <b>Commodity/Service</b>      | <b>Vendor</b>       | <b>Contract #</b> |
|-------------------------------|---------------------|-------------------|
| Furnish and Deliver Rock Salt | Morton Salt, Inc.   | 22-021            |
| Furnish and Deliver Rock Salt | Atlantic Salt, Inc. | 22-021            |

**Res 23-050 Authorizing Purchases Under Bergen County Cooperative Pricing System**

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-11(6) and N.J.A.C. 5:34-7.1 et seq. may by resolution and without advertising for bids, purchase any goods or services under a County Cooperative Pricing System of which the Township is a member; and,

WHEREAS, the Township of Livingston is a member of the Bergen County Cooperative Pricing System #CK04 and has the need on a timely basis to purchase goods or services using those contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced County contract vendors through this resolution and properly executed purchase orders as needed, which shall be subject to all the conditions applicable to current contracts.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved Bergen County Cooperative Pricing System #CK04 vendors on the attached list, pursuant to all the conditions of the individual contracts; and

BE IT FURTHER RESOLVED, by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED, that the duration of this authorization shall be until December 31, 2023 or upon the expiration of the vendors' contract, whichever event first occurs.

**R-23-050**

| <b>Commodity/Service</b>   | <b>Vendor</b>           | <b>Contract #</b> |
|--|-------------------------|-------------------|
| Commercial/Grounds Maintenance Equipment & Accessories / Catalog | Storr Tractor Company   | 22-09             |
| Commercial/Grounds Maintenance Equipment & Accessories / Catalog | Power Place, Inc.       | 22-09             |
| Computer Equipment & Peripherals                                 | SHI International Corp. | 22-24             |

**Res 23-051 AUTHORIZING PURCHASES UNDER CRANFORD POLICE COOPERATIVE PRICING SYSTEM**

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-11(6) and N.J.A.C. 5:34-7.1 et seq. may by resolution and without advertising for bids, purchase any goods or services under a Cooperative Pricing System of which the Township is a member; and,

WHEREAS, the Township of Livingston is a member of the Cranford Police Cooperative Pricing System Purchasing Program and has the need on a timely basis to purchase goods or services using those contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced contract vendors through this resolution and properly executed purchase orders as needed, which shall be subject to all the conditions applicable to current contracts.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved Cranford Police Cooperative Pricing System Purchasing Program vendors on the attached list, pursuant to all the conditions of the individual contracts; and

BE IT FURTHER RESOLVED, by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED, that the duration of this authorization shall be until December 31, 2023 or upon the expiration of the vendors' contract, whichever event first occurs.

**R-23-051**

| <b>Commodity/Service</b>         | <b>Vendor</b>  | <b>Contract #</b> |
|----------------------------------|----------------|-------------------|
| Police & Administrative Vehicles | Gentilini Ford | 22-01<br>(1, 1a)  |
| Police & Administrative Vehicles | Koch 33 Ford   | 22-01<br>(2, 2a)  |
| Police & Administrative Vehicles | Hertrich Fleet | 22-01<br>(3,4)    |

**Res 23-052 AUTHORIZING PURCHASES UNDER MORRIS COUNTY COOPERATIVE PRICING SYSTEM**

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-11(6) and N.J.A.C. 5:34-7.1 et seq. may by resolution and without advertising for bids, purchase any goods or services under a County Cooperative Pricing System of which the Township is a member; and,

WHEREAS, the Township of Livingston is a member of the Morris County Cooperative Pricing System and has the need on a timely basis to purchase goods or services using those contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced County contract vendors through this resolution and properly executed purchase orders as needed, which shall be subject to all the conditions applicable to current County contracts.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved Morris County Cooperative Pricing System vendors on the attached list, pursuant to all the conditions of the individual County contracts; and

BE IT FURTHER RESOLVED, by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED, that the duration of this authorization shall be until December 31, 2023 or upon the expiration of the vendors' contract, whichever event first occurs.

**R-23-052**

| <b>Commodity/Service</b>   | <b>Vendor</b>                   | <b>Contract #</b> |
|--|---------------------------------|-------------------|
| Landscaping Materials & Supplies                                   | Ben Shaffer Recreation          | 42                |
| Landscaping Materials & Supplies                                   | Grass Roots Turf Products, Inc. | 42                |
| Landscaping Materials & Supplies                                   | Fibar Group, LLC                | 42                |
| Preventative Maintenance/Repair of Emergency Generators            | Genserve, Inc.                  | 46                |
| Rock Salt and Calcium Chloride                                     | Morton Salt                     | 3                 |
| Water Meters/Data Recorders & Radio Frequency Meter Interface Unit | Rio Supply, Inc.                | 47                |

**Res 23-053 AUTHORIZING PURCHASES UNDER SOMERSET COUNTY COOPERATIVE PRICING SYSTEM**

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-11(6) and N.J.A.C. 5:34-7.1 et seq. may by resolution and without advertising for bids, purchase any goods or services under a County Cooperative Pricing System of which the Township is a member; and,

WHEREAS, the Township of Livingston is a member of the Somerset County Cooperative Pricing System and has the need on a timely basis to purchase goods or services using those contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced County contract vendors through this resolution and properly executed purchase orders as needed, which shall be subject to all the conditions applicable to current County contracts.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved Somerset County Cooperative Pricing System vendors on the attached list, pursuant to all the conditions of the individual County contracts; and

BE IT FURTHER RESOLVED, by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED, that the duration of this authorization shall be until December 31, 2023 or upon the expiration of the vendors' contract, whichever event first occurs.

**R-23-053**

| <b>Commodity/Service</b>                                   | <b>Vendor</b>                       | <b>Contract #</b> |
|--|-------------------------------------|-------------------|
| Equipment and Tool Rental                                  | Pumping Services, Inc.              | 00<br>28-<br>22   |
| Landscape Chemical Treatment & Fertilization               | TruGreen Limited Partnership        | 01<br>10-<br>20   |
| Traffic Control Signs, Supports, Hardware & Safety Devices | Garden State Highway Products, Inc. | 00<br>99-<br>21   |
| Uniforms   | Flemington Department Store         | 00<br>04-<br>22   |

**Res 23-054 AUTHORIZING PURCHASES UNDER UNION COUNTY COOPERATIVE PRICING SYSTEM**

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-11(6) and N.J.A.C. 5:34-7.1 et seq. may by resolution and without advertising for bids, purchase any goods or services under a County Cooperative Pricing System of which the Township is a member; and,

WHEREAS, the Township of Livingston is a member of the Union County Cooperative Pricing System and has the need on a timely basis to purchase goods or services using those contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced County contract vendors through this resolution and properly executed purchase orders as needed, which shall be subject to all the conditions applicable to current County contracts.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved Union County Cooperative Pricing System vendors on the attached list, pursuant to all the conditions of the individual County contracts; and

BE IT FURTHER RESOLVED, by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED, that the duration of this authorization shall be until December 31, 2023 or upon the expiration of the vendors' contract, whichever event first occurs.

**R-23-054**

| <b>Commodity/Service</b>                         | <b>Vendor</b>                      | <b>Contract #</b> |
|--|------------------------------------|-------------------|
| Electronic Network Equipment, Security & Cabling | Johnston Communications            | 23-2021           |
| Road Sweeping Disposal Services                  | Deer Carcass Removal Services, LLC | 6-2021            |

**Res 23-055 AUTHORIZING PURCHASES UNDER THE EDUCATIONAL SERVICES COMMISSION OF NEW JERSEY PURCHASING PROGRAM**

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-11(6) and N.J.A.C. 5:34-7.1 et seq. may by resolution and without advertising for bids, purchase any goods or services under a Cooperative Pricing System of which the Township is a member; and,

WHEREAS, the Township of Livingston is a member of the Educational Services Commission of New Jersey Purchasing Program and has the need on a timely basis to purchase goods or services using those contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced contract vendors through this resolution and properly executed purchase orders as needed, which shall be subject to all the conditions applicable to current contracts.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved Educational Services Commission of New Jersey Purchasing Program vendors on the attached list, pursuant to all the conditions of the individual contracts; and

BE IT FURTHER RESOLVED, by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED, that the duration of this authorization shall be until December 31, 2023 or upon the expiration of the vendors' contract, whichever event first occurs.

**R-23-055**

| <b>Commodity/Service</b>                               | <b>Vendor</b>                           | <b>Contract #</b> |
|--|---|-------------------|
| Document Management for Records Retention and Disposal | Alpine Consulting, Inc. d/b/a Accu Scan | ESCNJ 22/23-11    |
| Document Management for Records Retention and Disposal | Foveonics Imaging Technologies, Inc.    | ESCNJ 22/23-11    |
| Grounds Equipment                                      | Bobcat of Central Jersey                | ESCNJ 18/19-25    |
| Grounds Equipment                                      | North Jersey Bobcat, Inc.               | ESCNJ 18/19-25    |
| Grounds Equipment                                      | Jesco, Inc.                             | ESCNJ 18/19-25    |
| Grounds Equipment                                      | Storr Tractor Company                   | ESCNJ 18/19-25    |
| Job Order Contracting: General Contracting             | Murray Paving & Concrete, LLC           | ESCNJ 20/21-03    |

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| Playground Equipment, Site Furnishings, Outdoor Circuit Training Equipment & Related Products | Ben Shaffer Recreation, Inc.                        | ESCNJ 20/21-22  |
| Playground Surfacing  | Whirl Corporation, Inc.                             | ESCNJ 20/21-02  |
| Roofing and Building Envelope Services  | Weatherproofing Technologies, Inc.                  | ESCNJ/AE PA-21D |
| Technology Supplies and Services  | CDW-G   | ESCNJ/AE PA-22G |
| Vehicles- Cars, Crossovers, Pick-Up Trucks, SUVs & Vans                                       | Beyer Bros. Corp.                                   | ESCNJ 20/21-09  |
| Vehicles- Cars, Crossovers, Pick-Up Trucks, SUVs & Vans                                       | Mall Chevrolet                                      | ESCNJ 20/21-09  |
| Vehicles- Class 4-8 Trucks  | Campbell Freightliner                               | ESCNJ 20/21-55  |
| Vehicles- Class 4-8 Trucks  | Hudson County Motors                                | ESCNJ 20/21-55  |
| Vehicles- Class 4-8 Trucks  | Eagle Equipment Inc. d/b/a Peirce Equipment Company | ESCNJ 20/21-55  |
| Vehicles- Class 4-8 Trucks  | Timmerman Equipment Company                         | ESCNJ 20/21-55  |
| Vehicles- Class 4-8 Trucks  | Trius, Inc.   | ESCNJ 20/21-55  |
| Vehicles- Class 4-8 Trucks  | United Ford, LLC                                    | ESCNJ 20/21-55  |

**Res 23-056 AUTHORIZING PURCHASES UNDER THE NORTH JERSEY WASTEWATER COOPERATIVE PRICING SYSTEM**

WHEREAS, the Township of Livingston, pursuant to N.J.S.A. 40A:11-11(6) and N.J.A.C. 5:34-7.1 et seq. may by resolution and without advertising for bids, purchase any goods or services under a Cooperative Pricing System of which the Township is a member; and,

WHEREAS, the Township of Livingston is a member of the North Jersey Wastewater Cooperative Pricing System Purchasing Program and has the need on a timely basis to purchase goods or services using those contracts; and

WHEREAS, the Township of Livingston intends to enter into contracts with the attached referenced contract vendors through this resolution and properly executed purchase orders as needed, which shall be subject to all the conditions applicable to current contracts.

NOW, THEREFORE, BE IT RESOLVED, that the Township Council of the Township of Livingston authorizes the purchase of certain goods and services from those approved North Jersey Wastewater Cooperative Pricing System Purchasing Program vendors on the attached list, pursuant to all the conditions of the individual contracts; and

BE IT FURTHER RESOLVED, by the Township Council that, pursuant to the N.J.A.C. 5:30-5.5(b), the certification of available funds shall be certified at such time as the goods or services are called for prior to placing the order, and a certification of availability of funds is made by the Chief Financial Officer via an authorized purchase order; and

BE IT FURTHER RESOLVED, that the duration of this authorization shall be until December 31, 2023 or upon the expiration of the vendors' contract, whichever event first occurs.

**R-23-056**

| <b>Commodity/Service</b>   | <b>Vendor</b>                              | <b>Contract #</b> |
|--|--|-------------------|
| Furnish & Deliver Various Manufactures Equipment and Spare Parts for a Two (2) Year Period | Pumping Services, Inc.                     | B270-2            |
| Furnish & Deliver Various Manufactures Equipment and Spare Parts for a Two (2) Year Period | Rapid Pump and Meter Service Company, Inc. | B270-13           |
| Various Manufacturer Pumps & Motors Repair & Replacement & Installation                    | Pumping Services, Inc.                     | B331-12           |
| Various Manufacturer Pumps & Motors Repair & Replacement & Installation                    | Rapid Pump and Meter Service Company, Inc. | B331-7            |

Res 23-057 Appointing Representatives Essex County Community Development Committee

BE IT RESOLVED by the Township Council of the Township of Livingston that the following persons are hereby appointed 2023 Representatives to the Essex County Community Development Committee:

Township Council Appointment: Deputy Mayor

Township Manager Appointment: Deputy Township Manager Russell A. Jones, Jr.

BE IT FURTHER RESOLVED that a certified copy of this resolution be forwarded to the Director of the Essex County Division of Housing and Community Development.

Appointments by Mayor

Mayor Vieira read the following names of appointees:

**Appointments to the Planning Board**

Barry Lewis—Class I Member

Ann Cucci--Class II Member

**Appointments to Livingston Environmental Commission**

Walter LeVine (Chairperson)

Adam Lippman

Anne Fung (Alt. 1)

**Appointments to Livingston Library Board of Trustees**

Peggy Slatkin (Co-President)

Mayor Vieira stated that Michael Affrunti was not listed in the hard copy Agenda as Alternate 2 for the Zoning Board, but was included in the online version of the Agenda, and also was appointed by today's January 2, 2023 Resolution. The Mayor also stated that Council member Meinhardt was the liaison to the Memorial Day Parade Committee, not Council member Bagolie.

**Township Council Liaisons for 2023**

**Councilmember Meinhardt**

Advisory Committee on Youth Appreciation Week

Blue Ribbon Committee on the Redevelopment of the Livingston Mall

Livingston Municipal Alliance (LMAC)

Memorial Day Parade Committee

Sports Council

Vision 20/20

**Mayor Vieira**

Advisory Committee on Transportation

Age Friendly / Livingston of All Ages Committee

Arts Council of Livingston

Camuso Collection Preservation Committee

Fourth of July Celebration Committee

Library Board of Trustees

Welcome to Livingston Committee

Senior Advisory Committee

**Councilmember Anthony**

Ad Hoc Licari and Strahman Tracts Committee

Animal Shelter Committee

Business Improvement District

Livingston Public Broadcasting Committee

Open Space Trust Committee

Livingston Environmental Commission

**Councilmember Bagolie**

Advisory Committee for Disabilities (LACD)  
Advisory Committee on Senior Youth & Leisure Services  
Emergency Planning Council  
Livingston Committee for Diversity & Inclusion  
Planning Board

**Councilmember Klein**

Ad Hoc Licari and Strahman Tracts Committee  
HCHY  
Livingston Green Team  
Recycling & Reclamation Committee  
Technology Management Committee  
Trails and Greenways Committee

**Appointments and Designations by Township Manager**

Township Manager Lewis announced his following appointments for 2023:

Livingston Public Broadcasting Executive Board  
Patty Arnold

Local Assistance Board  
Michelle Cohen  
Melissa Kimmel  
Robyn Russo

Open Space Trust Committee  
Russell Jones (Township Manager's designee)

**Public Comment**

On motion duly made and seconded, and on voice vote, the Township Council opened public comment.

Matthew Boxer, 6 Trombley Dr, recounted an article from the West Essex Tribune regarding Mayor Vieira's involvement in a secret recording made at a Democratic County Committee meeting before the elections, and stated that nominating Vieira as Mayor (after that incident) is not how to foster trust.

Council member Tency Eason of Orange, NJ, congratulated Mayor Vieira on his nomination.

There being no more speakers, on motion duly made and seconded, and on voice vote, the Township Council closed public comment.

**Remarks**

Township Manager Lewis  
Councilmember Meinhardt  
Councilmember Klein  
Councilmember Bagolie  
Deputy Mayor Anthony  
Mayor Vieira

Township Manager Lewis and Council members thanked the residents, Township employees, committee volunteers, as well as their families, and mentioned individualized highlights throughout the past year. Mayor Vieira's speech is copied here as written:

*Good Afternoon,*

*I too want to again wish you all a happy and healthy 2023. I want to thank my council colleagues for the honor of being selected as this year's mayor for this wonderful township of Livingston.*

*Before I continue, I need to thank my family who allow me to take time away from family life to be a council member and now mayor for this year. My wife, Gaby and my son Michael and my daughter Samantha – Thank you – you are*

*my life... and the Township of Livingston needs to know that without your love and your support .... and your patience with me, I could not do for Livingston – what I do.*

*Apparently, Gaby has now found a way to make sure I find the time to keep my family promises and complete her to-do-list... Gaby has threatened to come to our council meetings and use her 3-minute public comment time to read the list of chores she thinks I'm avoiding. Gaby, I promise you that if you stay away from that microphone, I'll get at least half the listed chores done.*

*In all seriousness, thank you all for your love and support and being my rock.*

*Mom, thank you for being a part of today's swearing in ceremony. 21 years ago, when dad died, our family could have fallen apart, and we could have all went our separate ways. You wouldn't let that happen. You and dad did a great job in raising Maryann, Michele and myself. Of course, we all wish dad could be here witnessing his son become mayor, but we know he is looking down with his big smile as a proud father and husband.*

*For the rest of my family here today, my Aunt Ida, brother-in-law John, nieces and nephews, Kurt, Colin, Taylor and Tyler, my cousin Joann and of course how can I forget Lauren. Thank you for being a part of this very special day. And for my other family members watching on Facebook, thank you and wish you could be here today. My best friends are also here today. Thank you, Tom Keegan and Tom Carroll, for your friendship. Tom, I know you miss Santosh as much as I do, and I know our memories of him will last our lifetime.*

*Who could have imagined that a kid, born and raised in the City Orange could have the opportunity to become Mayor of Livingston. Growing up, the only thing I knew about Livingston was that my Aunt Connie, Uncle Ray and cousins Debbie and Denise with their dog Happy lived here. And that's all I knew. Today, Debbie and Denise are watching this reorganization meeting on Facebook and what I can tell them is... today, I know Livingston.*

*I also want to welcome both here in person and watching on Facebook the many friends I have from the City of Orange Township. Thank you for sharing in this day. It's a known fact that anyone who has ever lived in Orange, always keeps a piece of Orange with them in their heart. (Isn't that right Bob Hunter and Jimmy Rothenberger).*

*It was in Orange, where at a very young age I worked in my first election. At the age of 13, my friend Tom Carroll got me involved in the Joel Shain -vs- Ray Codey election – yes, at the age of 13. Tom, it seems like a long time ago but if you did not ask that 13-year-old kid to help out, just maybe I would not be here today and giving back to a community that I have come to love.*

*I also probably wouldn't be here today if it wasn't for my cousin John Alati, who became my political mentor. There wasn't a decision I made about my political career without discussing it with John first. I miss those discussions. John was taken from our family in 2021- but a lot of what you see in me is a result of John Alati's mentoring. (LindaGail – Thank you for being here today, John will always be remembered).*

*Commissioner Pat Sebold, I also want to thank you for your leadership, support and friendship. Know that I will always stand by you.*

*For all those who stood by me this year – and you know who you are. Thank you. Your support means so much to me.*

*I want to welcome to Livingston some of my colleagues from the New Jersey Council on Special Transportation who are attending today. I am proud of this organization and for being it's longtime President.*

*As a council member since 2019, I have always spoken about how great the Livingston community is. And the word is COMMUNITY. Livingston is a community made up of many different nationalities, religions, cultures and beliefs and we come together as one community – a community where we learn from one another, support each other and in times of crisis we come together as one town to have each other's back. That's what makes Livingston so special.*

*I am dedicating this mayoral term to OUR COMMUNITY. I dedicate it to promoting the organizations which support our residents such as Livingston Neighbors Helping Neighbors, the Livingston Kiwanis Club, Rotary, Lions, Unico, Horseneck Riding Club, Livingston Philanthropies, Livingston Chinese Association, Sanskriti, the YMCA, our numerous temples, synagogues and church associated organizations and so many others. As long as we remember that we are ONE COMMUNITY– we can live together as ONE COMMUNITY.*

Today's agenda also shows what makes a great community. Take a look at the list of resident's names that have asked to be a part of our volunteer committees. They were not forced to join, ...they requested to join and to be part of our community.

Not shown on the agenda are also the many volunteers who make up our auxiliary police and volunteer fire and first aid. Thank you to all our committee and public safety volunteers. And while I mention our volunteer public safety members, they need our sincere thanks. These public safety volunteers help keep our taxes low whereby Livingston does not need a paid fire department or paid first aid squad. But they need help – they need more fire and first aid volunteers and if you are interested, reach out to them and apply.

I also want to thank each and every one of our town's employees, our police department, our DPW workers....EVERYONE. You make us look good and the residents of Livingston are lucky to have you all working for them.

It's been an honor to work with Carolyn and Liz, and the rest of the Clerk's Office staff, as well as Barry and the Town Managers Office, along with Russ, Ann, and Jarrid. Thank you for your dedication to Livingston. New to Livingston this year besides Liz is Adam Loehner. Adam in your 6 months here – we have all witnessed your dedicated work. Currently Adam is working on a new sound and recording system for our council chambers which should hopefully be complete by the end of January. This has been a long time coming and I know with Adam responsible for its implementation, the job will get done.

I also want to say thank you to our retired clerk Glenn Turtletaub. Hopefully we can get Glenn to attend a Council meeting this year where we can rightfully honor him for his many years as our Town Clerk.

Rudy Fernandez, it's been a pleasure and definitely a learning experience serving with you. Congratulations on your appointment to the Planning Board and as I have already told you, you are on my phones speed dial. Expect my phone calls.

Councilwoman Bagolie, welcome to the town council. I have gotten to know Rosy for the past 11 months. Rosy already comes to this council with so much knowledge of local government. Thank you for seconding my nomination as Mayor. I appreciate the friendship we have built and look forward to many years of working with you. I know your voice will be heard.

Councilman Anthony, congratulations on now becoming the longest current serving member of the town council as well as Deputy Mayor. I look forward to us continuing to work together for the betterment of our Livingston Community.

Council Meinhardt, thank you for leading our Council last year as Mayor. You were able to take us from Zoom back to in-person council meetings. On a personal note, I want to say thank you. As your deputy Mayor, I watched you and even took mental notes knowing that this year would be my first time as serving as mayor. I have learned from you.

Councilman Klein, I have always said that I am a Council Member because of both the Livingston Democratic County Committee and you. And I will never forget your support and friendship. You were even the one who slipped me a cheat sheet on how to make motions on resolutions and ordinances. I've already passed that sheet to councilwoman Bagolie. Your cheat sheet will live for a long time. Thank you for that humbling nomination. I sincerely appreciate our friendship.

As I conclude, this year, I will be reaching out to the new Board of Education President to discuss hopefully meeting 5 on 5 at least 2-3 times in 2023. It is important that the council and school board continue to have open communications.

I also look forward to the Welcome to Livingston Committee and having this committee start planning ways of welcoming our newest town residents.

Another promise I can make is not to hide from the harder decisions or topics that we as a council must further address. Pools, cannabis, school space, building and construction and saving more open space in our town. These are important issues and we as a council have a responsibility to fully address them.

During this past election, we continued to hear the word Transparency. This council has been transparent however, maybe we can change the ways we show transparency so there are no questions or accusations. My promise to Livingston is... We will continue to be open and transparent.

*A few weeks ago, my friend Maxine Fine reminded me of something I did when I was sworn in as councilman on February 25, 2019. And I am going to do it again. I have always made it a point to be available to all our residents at any time - that's what I was elected to do. For those who need me, my phone number is (973) 250-9600.*

*Again, wishing you all a happy, safe, and healthy 2023 and thank you for this honor.*

Benediction

Rabbi David Z. Vaisberg of Temple B'nai Abraham led the Benediction.

Adjournment

There being no further business, on motion duly made and seconded, the meeting adjourned at 1:08 p.m.

Carolyn Mazzucco,RMC      Township Clerk