

**January 3, 2023**  
**Millburn Township Committee Meeting**

Minutes of the 2023 Organization Meeting of the Township Committee of the Township of Millburn, in the County of Essex, New Jersey, held in the Town Hall starting at 7:00 PM on the above date.

The Municipal Clerk, Christine Gatti, welcomed those present and read the following notice.

In accordance with Section 5 of the Open Meetings Act, Chapter 231, Public Laws, 1975, be advised that notice of this meeting was made by posting on the Bulletin Board in Town Hall, and forwarding to the officially designated newspapers, that this meeting would take place at the Town Hall at 7:00 PM on Tuesday, January 3, 2023. Meeting details and the draft agenda were posted on the Township website.

All those in attendance joined in the Salute to the Flag.

Cantor Lorna Wallach, from Congregation B'nai Israel, opened the session with an inspirational message.

At the 2022 General Election, Annette Romano and Michael H. Cohen were elected to the Township Committee for terms of three years expiring on December 31, 2025.

Essex County Clerk, Christopher Durkin, administered the Oath of Office to Annette Romano to the Millburn Township Committee with a term expiration of December 31, 2025.

Essex County Clerk, Christopher Durkin, administered the Oath of Office to Michael H. Cohen to the Millburn Township Committee with a term expiration of December 31, 2025.

Annette Romano and Michael H. Cohen took their seats at the dais.

Upon call of the roll, the following Township Committee members were recorded present: Michael H. Cohen, Maggee Miggins, Tara B. Prupis, Annette Romano and Sanjeev Vinayak.

Also present were Business Administrator Alexander McDonald, Township Counsel Joseph Maraziti, Assistant Business Administrator Jesse Moehlman and Municipal Clerk Christine Gatti.

Municipal Clerk Gatti called for nominations for Mayor/Committee Chair for 2023.

Committeewoman Romano moved to nominate Committeewoman Miggins to serve as Mayor, which was seconded by Committeeman Cohen. Clerk Gatti asked Ms. Miggins if she accepted the nomination, which she did. Clerk Gatti called for any other nominations.

Receiving none, Clerk Gatti called a Roll Call Vote for Committeewoman Miggins for Mayor:

Ayes: Cohen, Miggins, Romano, Vinayak

Nays: Prupis

Motion passed. Committeewoman Miggins was elected Mayor/Chair for the year 2023.

Mayor Miggins thanked the Township Committee. She called for nominations for Deputy Mayor.

Committeeman Cohen nominated Committeeman Vinayak for Deputy Mayor for 2023, which was seconded by Ms. Romano. The nomination was accepted by Mr. Vinayak. Mayor Miggins called for any other nominations.

Receiving none, Mayor Miggins called for a Roll Call for Committeeman Vinayak for Deputy Mayor.

Ayes: All Ayes

Motion passed. Committeeman Vinayak was elected as Deputy Mayor for 2023.

Mayor Miggins acknowledged the dignitaries present and read a letter from Congresswoman Mikie Sherrill congratulating Michael Cohen and Annette Romano on their new positions on the Millburn Township Committee.

**Mayoral Appointments**

Mayor Miggins made the following Mayoral appointments:

Mayor Miggins made the following appointments to the 2023 Art Advisory Committee:

Victoria Plummer	Amy McGovern	Kathi Hecht, Advisor
Donna Davis	Andrew Permison	Maren Less
Laraine Barach	Judith Kramer, Advisor	Pamela Polifron
Oscar Peterson	Michelle SanFillipo, Advisor	Gail Turner
Annette Romano, Liaison	Molly Eisert	Nikhil Bansal

Mayor Miggins made the following appointments to the Environmental Commission:

- Elizabeth Vollavanh reappointed to a three-year term ending December 31, 2025
- Deborah Nevas reappointed to a three-year term ending December 31, 2025
- Roger Timpson appointed to a three-year term ending December 31, 2025
- Kristen Brasil appointed as Alternate #1 to an unexpired term ending December 31, 2023
- Abigail Packman reappointed as Alternate #2 to a two year term ending December 31, 2024

Mayor Miggins announced the appointment of Roger Timpson as Chairperson of the Environmental Commission for a one-year term ending December 31, 2023.

Mayor Miggins made the following appointments to the Historic Preservation Commission:

- Elizabeth Wanga, Class A, reappointed to a four-year term, ending December 31, 2026
- Mary Esquivel, Class C, reappointed to a four-year term ending December 31, 2026
- Jessica Glatt, Zoning Board of Adjustment Member, reappointed concurrent with her Zoning Board of Adjustment term ending December 31, 2026
- David Barton, Class C, appointed as Alternate #2 to a two-year term, ending December 31, 2024

Mayor Miggins made the following appointments to the Board of Recreation:

- Chris Drucker reappointed to a five-year term ending December 31, 2027

Mayor Miggins made the following appointments to the Planning Board:

- Beth Zall, Class IV, reappointed to a four-year term ending December 31, 2026
- Alison Canfield, Historic Preservation Commission Member, appointed as a Class II member for a one-year term ending December 31, 2023
- Corey Biller, Class IV, appointed to an unexpired term ending December 31, 2024
- Deborah Nevas, Environmental Commission Member, reappointed to a three-year term concurrent with her Environmental Commission term ending December 31, 2025
- David Cosgrove, Class IV, appointed to an unexpired term ending December 31, 2023 as Alternate #1

Mayor Miggins appointed Michael Cohen and Ellen Serruto as Trustees of the Cora Hartshorn Arboretum and Bird Sanctuary for one year terms ending December 31, 2023.

Mayor Miggins appointed herself as the Class 1 Mayor's Designee to the Planning Board for a one-year term ending December 31, 2023.

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Mayor Miggins announced the appointment of Michael Cohen as the member of the Board of Trustees of the Millburn Free Public Library for a one-year term ending December 31, 2023.

Mayor Miggins announced the designation of the following Township Committee Members as liaisons to boards and committees/commissions for 2023 as follows:

Board of Recreation	Maggee Miggins
Community Service Award	Annette Romano

Mayor Miggins announced the members of the Township Committee who will serve on the following ad hoc sub-committee:

Finance	Michael Cohen
	Sanjeev Vinayak

**Mayoral Appointments with Advice & Consent of Township Committee**

Mayor Miggins announced that pursuant to Statute and with the consent of the Township Committee, as Mayor, she would be the Group 1 member of the Emergency Management Council for a term corresponding with the official tenure as Mayor.

Mayor Miggins announced the reappointment, with consent of the Township Committee, to the Millburn Free Public Library of Dorothy Kelly for a five-year term ending on December 31, 2027.

Mayor Miggins announced the appointment, with the consent of the Township Committee of Annette Romano, as Liaison to the Senior Citizen Advisory Board, for one year ending on December 31, 2023.

Mayor Miggins announced the reappointment, with consent of the Township Committee, of Praveen Kandula as member of the Shade Tree Advisory Board for a three-year term ending on December 31, 2025.

Mayor Miggins announced the reappointment, with consent of the Township Committee, of Lisa Boldt as member of the Shade Tree Advisory Board for a three-year term ending on December 31, 2025.

Mayor Miggins announced the following appointments, with the consent of the Township Committee, to the 2023 Senior Citizen Advisory Board:

MaryAnn Moore	Ellen Steinberg	Madhusuda Kindaputam	
Ellen Prach, Chair	Anthony Wolk	Ellen Seruto	Carol Collins
Gail Turner	Robert Vorsanger	Suzanne Zimmer	Simon Wong
Lisa Chenofsky Singer	Jaimee Hawkins or town hall designee		Trina Frankel

Committeeman Vinayak moved that the Township Committee offer approval and consent to the Mayor's appointments, seconded by Committeewoman Romano and was carried unanimously by an all ayes vote.

**Township Committee Appointments**

Committeeman Cohen moved that Sanjeev Vinayak be appointed as members of the Board of Education, Township Committee, Board of Recreation Comm. Fields Committee for a one-year term ending December 31, 2023, seconded by Committeewoman Prupis and was carried unanimously by an all ayes vote.

Committeewoman Romano moved that the following people be appointed as members of the 2023 Community Service Award Committee, seconded by Deputy Mayor Vinayak and carried unanimously.

Laura Janay	Charu Goel	Binghu "Ben" Zhang
Elaine Becker	Jane Shan	Ying Gu
Jennifer Mann Rosenblatt	Jackie Benjamin Lieberberg	

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Committeewoman Prupis moved that Beth Nalitt, MD, be appointed as a regular member of the Board of Health for a three-year term ending December 31, 2025, seconded by Committeeman Cohen and carried unanimously.

Deputy Mayor Vinayak moved that Regina Truitt be appointed as an Alternate #1, of the Board of Health for a two-year term ending December 31, 2024, seconded by Mayor Miggins and carried unanimously.

Mayor Miggins moved that Trina Frankel, MD be appointed as an Alternate #2, of the Board of Health for a two-year unexpired term ending December 31, 2023, seconded by Committeewoman Romano and carried unanimously.

Committeeman Cohen moved that Annette Romano be appointed as 2023 Board of Education Liaison, seconded by Deputy Mayor Vinayak and carried unanimously.

Mayor Miggins moved that Joseph Angelo be appointed as Municipal Court Judge for a three-year term ending December 31, 2025, seconded by Deputy Mayor Vinayak and carried unanimously.

Committeewoman Prupis moved that Richard Kopleton be reappointed as Municipal Prosecutor for the year 2023, seconded by Mayor Miggins and carried unanimously.

Committeewoman Romano moved that Robert Bohrod be reappointed as Municipal Public Defender for the year 2023, seconded by Deputy Mayor Vinayak and carried unanimously.

Committeewoman Prupis moved that Jessica Glatt be reappointed to the Zoning Board of Adjustment to a four-year term ending December 31, 2026, seconded by Committeeman Cohen and carried unanimously.

Deputy Mayor Vinayak moved that Chandru Harjani be appointed to the Zoning Board of Adjustment to an unexpired term ending December 31, 2025, seconded by Committeewoman Romano and carried unanimously.

Committeewoman Romano moved that Gary Rosen be appointed to the Zoning Board of Adjustment to an unexpired term ending December 31, 2023, seconded by Committeewoman Prupis and carried unanimously.

Committeewoman Prupis moved that Ashley Avigdor to the Zoning Board of Adjustment for a four-year term ending December 31, 2026, seconded by Committeeman Cohen and carried unanimously.

Mayor Miggins moved that Regina Truitt, be appointed as Alternate #1 to the Zoning Board of Adjustment for a two-year term ending December 31, 2024, seconded by Deputy Mayor Vinayak and carried unanimously.

Deputy Mayor Vinayak moved that Michael Cohen be appointed as a Class 3 member to the Planning Board to a one-year term ending December 31, 2023, seconded by Committeewoman Romano and carried unanimously.

Committeewoman Prupis moved that Annette Romano, Township Committee Liaison, Alexander McDonald, Township Administrator and Brian Gilfedder, Police Chief be appointed as members of the 2023 Dispatch Joint Meeting, seconded by Mayor Miggins and carried unanimously.

Committeeman Cohen moved that Annette Romano, Sanjeev Vinayak, Alexander McDonald, Township Administrator, Donna Ruggiero, Tax Collector, Sergeant Peter Smeraldo, Police Dept. Rep., and a Parking Enforcement Officer be appointed as members of the 2023 Parking Ad Hoc Committee, seconded by Committeewoman Prupis and carried unanimously.

Committeewoman Prupis moved that the following be appointed as members of the Pedestrian Safety Advisory Board, seconded by Committeewoman Romano and carried unanimously.

Jeremy Sokop, Resident, appointed to a three-year term ending on December 31, 2025

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Sanjeev Vinayak, Township Committee Member  
Christine Burton, Superintendent of Schools or Designee  
Mara Epstein, Parent Teacher Organization Council Safety Committee Designee  
Christine Bugel, Assistant Engineer or Designee  
Brian Gilfedder, Police Chief or Designee  
Alex McDonald, Township Administrator or Designee

Committeewoman Prupis moved that Matt Laracy be reappointed as Treasurer for a term of one year ending December 31, 2023, seconded by Committeeman Cohen and carried unanimously.

Deputy Mayor Vinayak moved that Alexander McDonald be appointed as Millburn Public Agency Compliance Officer for a one-year term ending December 31, 2023, seconded by Mayor Miggins and carried unanimously.

Committeewoman Romano moved that the following members of the Clergy be appointed and designated as Chaplains to the Police Department for the year 2023, seconded by Mayor Miggins and carried unanimously:

Reverend M. Christen Beirne, St. Rose of Lima Church  
Rabbi Matthew D. Gewirtz, Congregation B’Nai Jeshurun  
Rabbi Ari Isenberg of Congregation B’nai Israel  
Reverend Christopher Diebold of Covenant Presbyterian Church

Committeewoman Prupis moved that the following members of the Clergy be reappointed as Chaplains to the Fire Department for the year 2023, seconded by Committeeman Cohen and carried unanimously:

Reverend M. Christen Beirne, St. Rose of Lima Church

Committeeman Cohen moved that Robert Hingel be appointed as Representative to the Essex County Transportation Advisory Board and the Lackawanna Coalition for one-year term ending December 31, 2023, seconded by Committeewoman Prupis and carried unanimously.

Deputy Mayor Vinayak moved that the following members be appointed to the Millburn Short Hills Business Organization, Inc., District Management Corporation Board of Trustees for the year 2023, seconded by Mayor Miggins and carried unanimously:

Les Clarke, Operator Trustee, appointed to a three-year term ending December 31, 2025  
Yale Klatt, Owner Trustee, appointed to a three-year term ending December 31, 2025  
Annette Romano, Township Committee Member, appointed to a one-year term ending December 31, 2023  
Richard Wasserman, Mayor’s Designee, appointed to a one-year term ending December 31, 2023 as a non-voting ex officio member  
Alex McDonald, Business Administrator, reappointed to a one year term ending December 31, 2023 as a non-voting ex officio member

Committeewoman Cohen moved that Annette Romano be appointed as a representative to the Joint Meeting of Essex & Union County, seconded by Deputy Mayor Vinayak and carried unanimously.

Mayor Miggins asked for a five-minute recess.

**Public Comment**

Mayor Miggins made the following statement: “When invited to speak, please come to the lectern, clearly state your name and address, and speak loudly so that your comments may be understood by all and properly recorded. Whenever an audience or Committee member reads verbatim from a prepared statement, please email a copy to the Township Clerk’s Office at [townclerk@millburntwp.org](mailto:townclerk@millburntwp.org). To help

facilitate an orderly meeting and to permit all to be heard, speakers were asked to limit their comments to one 3 minute session. You would be prompted when there was 30 seconds remaining. Each individual would be given one opportunity to make their public comment. Please be patient and we would address each member of the public that wishes to speak. This was a business meeting, please do not address professionals or staff directly and direct all of your comments to me. A reminder that we were all neighbors and personal attacks would not be tolerated.”

Mayor Miggins opened the public comment period.

Jeffrey Feld, resident, thought the invocation was wonderful. He commented on the virtual option being eliminated and felt this should be reconsidered. He voiced his feelings on various matters including the bill list and questioned if RFQ's were issued to fill professional positions. He commented on a possible typo regarding the Maraziti contract. He commented on the Local Assistance Board and suggested everyone review the statute.

Jay Morreale, resident, wished everyone a happy and healthy New Year and congratulated Michael Cohen and Annette Romano on their election victory. He followed up on the conceal and carry law. He asked questions pertaining to the Zoning Board Examination Committee and would like a history of this committee and an overview on how this committee would operate.

Ben Stoller, resident, congratulated Michael Cohen and Annette Romano and wished everyone a happy New Year. He requested an explanation as to why the Historical Preservation Society meeting was canceled in December. He voiced his feeling on having a Citizens Action Group to participate in the Affordable Housing negotiations so the residents can be heard and was in favor.

Seeing there were no further comments, Mayor Miggins closed the Public Comment.

Mr. McDonald confirmed there was not a typo regarding the Maraziti contract. He reviewed the history of the Land Use Sub-Committee and explained it was an internal working group and added that they review matters and bring them to the Township Committee as recommendations.

Mr. Maraziti reviewed the statute regarding the Local Assistance Board.

Ms. Prupis asked if all Boards and Committees were coming back in person and eliminating the virtual option and wondered who made the decision. Mayor Miggins responded that all the Boards and Committees would be back in person. Mr. McDonald explained that this was a condition prior to 2020, but if a professional or Township Committee member needed to call in, they could look to find a way to accommodate this. Ms. Prupis was not in favor of not having a virtual option.

### **CONSENT AGENDA**

Mayor Miggins asked if there were any questions or comments regarding the items on the consent agenda.

Ms. Prupis questioned Resolution #23-035 and wondered why two members stepped off of the Committee but no one was reappointed. This would be voted on separately.

Ms. Prupis referred to Resolution #23-020 for the Special Planner, and would like to know how this contract worked. Mr. McDonald stated that the Planner was only paid when they were needed.

Without additional comments or questions, Mayor Miggins asked for a motion to approve the items listed on the consent agenda, Resolutions 23-001 through 23-038 excluding Resolution 23-035, which would be voted on separately, the motion was made by Ms. Romano and seconded by Mr. Vinayak.

Roll Call Vote: All Ayes

### **RESOLUTION 23-001 ADOPTING 2023 TEMPORARY BUDGET**

**OF THE TOWNSHIP OF MILLBURN**

**WHEREAS**, N.J.S.A. 40A:4-19 of the Local Budget Law provides that where any contracts, commitments or payments are to be made prior to the adoption of the budget, temporary appropriations shall be made on or before the 30<sup>th</sup> day of the budget year; and

**WHEREAS**, the aggregate of such temporary appropriation is limited to 26.25% of the total appropriations in the preceding budget, exclusive of Debt Service, Capital Improvement Fund and Public Assistance, which amounts to \$15,701,824 for the Current Fund and 152,061 for the Parking Utility Budget;

**BE IT RESOLVED** that the following temporary appropriations are hereby made for 2023;

<b>Administrative and Executive:</b>	
<b>Salaries and Wages</b>	138,838
<b>Other Expenses</b>	46,410
<b>Governing Body:</b>	
<b>Salaries and Wages</b>	9,844
<b>Municipal Clerk:</b>	
<b>Salaries and Wages</b>	64,701
<b>Other Expenses</b>	25,856
<b>Elections</b>	
<b>Salaries and Wages</b>	2,625
<b>Other Expenses</b>	3,806
<b>Comptroller</b>	
<b>Salaries and Wages</b>	95,704
<b>Other Expenses</b>	12,731
<b>Annual Audit</b>	13,125
<b>EDP</b>	
<b>Other Expenses</b>	80,125
<b>Collection of Taxes:</b>	
<b>Salaries and Wages</b>	44,447
<b>Other Expenses</b>	14,333
<b>Tax Assessor:</b>	
<b>Salaries and Wages</b>	56,578
<b>Other Expenses</b>	16,144
<b>Legal Services and Costs:</b>	
<b>Other Expenses</b>	223,125
<b>Engineering Services and Costs:</b>	
<b>Salaries and Wages</b>	88,100
<b>Other Expenses</b>	29,400
<b>Historic Preservation</b>	
<b>Salaries and Wages</b>	1,313
<b>Other Expenses</b>	289
<b>Zoning Board</b>	
<b>Salaries and Wages</b>	14,692
<b>Other Expenses</b>	12,574
<b>Planning Board</b>	
<b>Salaries and Wages</b>	16,175
<b>Other Expenses</b>	11,209
<b>Construction Code</b>	
<b>Salaries and Wages</b>	161,753
<b>Other Expenses</b>	102,375
<b>Insurance:</b>	

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General Liability	260,640
Workers' Compensation	197,143
Employee Group Health	1,749,678
Health Waivers	
<b>Department of Public Safety:</b>	
Salaries and Wages	2,337,923
Other Expenses	157,500
<b>Crossing Guards:</b>	
Other Expenses	200,000
<b>Emergency Management:</b>	
Other Expenses	3,938
<b>Fire Department:</b>	
Salaries and Wages	1,875,360
Other Expenses	89,775
<b>Aid to Volunteer Ambulance:</b>	
Other Expenses	1,313
<b>Road Repairs and Maintenance:</b>	
Salaries and Wages	958,225
Other Expenses	62,213
<b>Snow Removal:</b>	
Salaries and Wages	51,250
Other Expenses	134,325
<b>Shade Tree:</b>	
Salaries and Wages	229,149
Other Expenses	143,588
<b>Sewer Sanitation:</b>	
Other Expenses	45,701
<b>Public Buildings and Grounds:</b>	
Other Expenses	109,883
<b>Vehicle Maintenance</b>	
Salaries and Wages	94,356
Other Expenses	62,738
<b>Health Department:</b>	
Salaries and Wages	5,392
Other Expenses	3,628
<b>Environmental Commission:</b>	
Other Expenses	656
<b>Public Assistance:</b>	
Other Expenses	5,500
<b>Parks and Playgrounds:</b>	
Salaries and Wages	198,884
Other Expenses	51,896
<b>Swimming Pool:</b>	
Salaries and Wages	30,188
Other Expenses	24,518
<b>Customer Service:</b>	
Salaries and Wages	48,526
Other Expenses	919
<b>Par 3:</b>	
Other Expenses	4,174
<b>Senior Citizens:</b>	
Salaries and Wages	37,742
Other Expenses	3,938



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<b>Celebrations:</b>		
	<b>Other Expenses</b>	7,875
<b>Municipal Court:</b>		
	<b>Salaries and Wages</b>	87,616
	<b>Other Expenses</b>	33,118
<b>Public Defender:</b>		
	<b>Other Expenses</b>	3,544
<b>Recycling and Landfill</b>		
	<b>Other Expenses</b>	1,050,625
<b>Utilities:</b>		
	<b>Gasoline, Diesel Fuel and Lubricants</b>	155,000
	<b>Street Lighting</b>	59,063
	<b>Natural Gas</b>	28,875
	<b>Telephone</b>	45,938
	<b>Fire Hydrant</b>	105,000
	<b>Electricity</b>	73,631
<b>Reserves</b>		
	<b>Accumulated Absences</b>	-
	<b>Snow Trust</b>	-
	<b>Tax Appeals</b>	
	<b>Litigation Trust</b>	-
	<b>EPL/POL Trust</b>	-
<b>Contingent</b>		-
	<b>OPERATIONS WITHIN CAPS</b>	<u><b>12,117,216</b></u>
<b>Public Employees' Retirement System</b>		380,136
<b>Public Employees' Retirement System ERI</b>		-
<b>Social Security System (O.A.S.I.)</b>		288,900
<b>Police and Firemen's Retirement System</b>		1,084,566
<b>State Unemployment Insurance</b>		
<b>DCRP</b>		6,562
	<b>TOTAL APPROPRIATION WITHIN CAPS</b>	<u><b>13,877,380</b></u>
<b>Free Public Library</b>		1,001,045
<b>Joint Outlet Sewer Maintenance</b>		431,265
<b>Special Improvement District:</b>		14,011
<b>Interlocal - Condo</b>		23,625
<b>Interlocal - Hepatitis</b>		-
<b>Interlocal - Plumbing (Maplewood)</b>		17,563
<b>Interlocal - Electric (Maplewood)</b>		15,294
<b>Interlocal - Livingston</b>		38,883
<b>Interlocal - Dispatch</b>		288,258
<b>Capital Improvement Fund</b>		1,000,000
<b>Bond Interest</b>		1,700,000
<b>Note Interest</b>		120,000
<b>Note Principal</b>		
<b>Note Interest</b>		

<b>TEMPORARY BUDGET PRIOR TO EXCLUSIONS</b>	<b>18,527,324</b>
<b>LESS ITEMS EXLUDED:</b>	
<b>DEBT SERVICE</b>	<b>(1,820,000)</b>
<b>CAPITAL IMPROVEMENT FUND</b>	<b>(1,000,000)</b>
<b>PUBLIC ASSISTANCE</b>	<b>(5,500)</b>
<b>TOTAL MUNICIPAL TEMPORARY BUDGET</b>	<b>15,701,824</b>
<b><u>PARKING UTILITY</u></b>	
<b>Salaries and Wages</b>	<b>78,750</b>
<b>Other Expenses</b>	<b>51,786</b>
<b>Utilities</b>	<b>9,713</b>
<b>Wireless Services</b>	<b>6,562</b>
<b>FICA</b>	<b>5,250</b>
<b>TOTAL PARKING UTILITY TEMPORARY BUDGET</b>	<b>152,061</b>

**RESOLUTION 23-002  
 AUTHORIZE THE 2023 CASH MANAGEMENT PLAN  
 OF THE TOWNSHIP OF MILLBURN**

**WHEREAS** The Township of Millburn is required to have a Cash Management Plan in accordance with N.J.S.A. 40A:5-14; and

**WHEREAS**, The Cash Management Plan has been prepared with N.J.S.A 40A:5-14 by the Chief Financial Officer and is on file with the Township Clerk;

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex that for the year 2023, that the Chief Financial Officer is directed to deposit, disburse, and invest the Township’s funds in accordance with the Cash Management Plan.

**RESOLUTION 23-003  
 AUTHORIZING THE CHIEF FINANCIAL OFFICER TO WIRE TRANSFER FUNDS FOR INVESTMENT AND  
 PAYMENT OF CAPITAL DEBT**

**BE IT RESOLVED** by the Township Committee of the Township of Millburn that the Chief Financial Officer is hereby authorized to wire transfer funds for investment of surplus funds, payment of capital debt, Library Levy, School Tax Levy, and County Tax Levy as they become available.

**RESOLUTION 23-004  
 ESTABLISH A BILL PAYMENT SCHEDULE**

**WHEREAS**, the Township of Millburn pays its bill and other obligations, with the approval of the Township Committee, on all regular Township Committee meeting dates; and

**WHEREAS**, the Chief Financial Officer deems it necessary to pay bills and obligations and certain other times in the absence of a Township Committee Meeting; and

**WHEREAS**, the following dates are set to be the cut-off dates for submission of bills and the scheduled dates for paying bills for 2023;

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	<u>Cut-Off Date</u>	<u>Payment Date</u>
January	1/3	1/17
February	1/23, 2/6	2/7, 2/21
March	2/21, 3/6	3/7, 3/21
April	3/20, 4/3	4/4, 4/18
May	4/17, 5/1	5/2, 5/16
June	5/19, 6/5	6/6, 6/20
July	6/30	7/18
August	7/31	8/15
September	8/21, 9/1	9/5, 9/19
October	9/18, 9/29	10/3, 10/17
November	10/27	11/13
December	11/16, 12/4	12/5, 12/19

**BE IT RESOLVED** that the Township Committee of the Township of Millburn in the County of Essex does hereby approve the above referenced dates for the payment of bills and other financial obligations of the Township.

**RESOLUTION 23-005**  
**DESIGNATE OFFICIAL NEWSPAPERS**

**BE IT RESOLVED** by the Township Committee of the Township of Millburn in the County of Essex, that the following newspapers be deemed as the “Official” newspapers for the year 2023:

THE ITEM OF MILLBURN AND SHORT HILLS  
 THE STAR LEDGER

**RESOLUTION 23-006**  
**FILING SIGNATURE WITH SECRETARY OF STATE**

**BE IT RESOLVED** by the Township Committee of the Township of Millburn that pursuant to N.J.S.A. 40A:9-129 that the Municipal Clerk be directed to file with the Secretary of State facsimiles of her signature and the Mayor’s signature, an impression of the municipal seal and a statement of their terms of office, showing the commencement and expiration dates.

**RESOLUTION 23-007**  
**AUTHORIZING THE NECESSITY TO ISSUE PAYMENTS OUTSIDE OF A SCHEDULED TOWNSHIP COMMITTEE MEETING**

**WHEREAS**, from time to time, there is a necessity to issue payments outside of a scheduled Township Committee meeting;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn that the Chief Financial Officer has authority to:

- 1) Issue payments for Payroll, Debt Service, Utilities, School Taxes, County Taxes, postage, State and County Agencies, and insurance costs.
- 2) All other bills that may require payment outside of Township Committee approval must contain the signature of approval of the Chief Financial Officer and Business Administrator.

**RESOLUTION 23-008**  
**ADOPT 2023 TOWNSHIP COMMITTEE MEETING SCHEDULE**

**WHEREAS**, in accordance with Chapter II, “Administration” of the Revised General Ordinances, Township of Millburn, Section 2-1.3b, “Regular Meetings”, the following dates are set for 2023:

January	3*, 17	* <i>Reorganization Meeting</i>
February	7, 21	
March	7, 21	

April	4, 18	
May	2, 16	
June	6, 20	
July	18	
August	15	
September	5, 19	
October	3, 17	
November	13*	* <i>Monday</i>
December	5, 19	
January	2*	* <i>2024 Reorganization Meeting</i>

**BE IT RESOLVED** in accordance with the Open Public Meetings Act (C. 231, P.L. 1975), that the Township Committee of the Township of Millburn in the County of Essex does hereby notify the public that meetings of the Township Committee for the year 2023 will be held in the Town Hall, Millburn, New Jersey, unless otherwise specifically noticed. Meetings will begin at 7:00 p.m., unless otherwise specifically noted. Millburn Town Hall will open for this meeting beginning at 6:30PM and details on the meeting and draft agenda may be located at town hall, on our website <https://www.twp.millburn.nj.us/AgendaCenter> or by contacting the Municipal Clerks Office.

**RESOLUTION 23-009**  
**ESTABLISH INTEREST AND PENALTY RATES ON NON-PAYMENT**  
**OF TAXES AND SEVEN DAY GRACE PERIOD**

**BE IT RESOLVED** that interest at the rate of eight percent (8%) per annum be charged for the non-payment of Taxes, Sewer fees, Special Improvement District taxes and other Municipal Charges or Assessments on or after the date when they shall become delinquent as provided by law, on the first \$1,500 of the delinquency, and eighteen percent (18%) per annum on any amount in excess of \$1,500, and said rates of interest are hereby fixed for the balance of the year 2023; and

**BE IT FURTHER RESOLVED** that an additional six percent (6%) penalty be charged for delinquencies in excess of \$10,000 remaining unpaid at the end of the calendar year in accordance with the amended provisions of N.J.S.A. 54:4-67; and

**BE IT FINALLY RESOLVED** that pursuant with the authority granted by N.J.S.A. 54:4-67, interest for delinquency in the payment of taxes and assessments shall not be charged for the failure to pay any such installment during the period of seven (7) days after any such installment became due and payable provided that payment of such installment is received within such seven (7) day period, provided further, however, that if any such installment is not paid within said seven (7) days, interest at the usual rate will be charged from the due date of such installment.

**RESOLUTION 23-010**  
**APPOINTMENT OF 2023 DOMESTIC VIOLENCE**  
**CRISIS INTERVENTION TEAM MEMBERS**

**BE IT RESOLVED** by the Millburn Township Committee that certain volunteers who have completed a 40-hour Domestic Violence training program, whose names will be held in confidence, are appointed as members of the Millburn Township Domestic Violence Crisis Intervention Team, to serve for a one-year term ending on December 31, 2023.

**RESOLUTION 23-011**  
**APPOINTMENT OF TOWNSHIP REPRESENTATIVES TO**  
**JOINT INSURANCE FUND COMMISSION**

**BE IT RESOLVED** by the Township Committee of the Township of Millburn, that Matt Laracy be appointed as Fund Commissioner and Jesse Moehlman as Alternate Fund Commissioner to the Joint Insurance Fund Commission.

**RESOLUTION 23-012**  
**ADOPT PERSONNEL POLICIES AND PROCEDURES**

**WHEREAS**, it is the policy of The Township of Millburn to treat employees and prospective employees in a manner consistent with all applicable employment laws and regulations including, but

not limited to Title VII of the Civil Rights Act of 1964, as amended by the Equal Opportunity Act of 1972, the Age Discrimination in Employment Act, the Equal Pay for Equal Work Act, the Fair Labor Standards Act, the New Jersey Law Against Discrimination, the Americans with Disabilities Act, the Family and Medical Leave Act, the Conscientious Employee Protection Act, the Public Employee Occupational Safety and Health Act, (the New Jersey Civil Service Act,) (the New Jersey Attorney General's guidelines with respect to Police Department personnel matters,) the New Jersey Workers Compensation Act, the Federal Consolidated Omnibus Budget Reconciliation Act (COBRA) and the Open Public Meeting Act; and

**WHEREAS**, the Township Committee has determined that there is a need for personnel policies and procedures to ensure that employees and prospective employees are treated in a manner consistent with these laws and regulations;

**NOW, THEREBY, BE IT RESOLVED** by the Township Committee that the Personnel Policies and Procedures Manual is hereby adopted.

**RESOLUTION 23-013**  
**ESTABLISH THE TOWNSHIP'S FUND BALANCE POLICY**

**WHEREAS**, The Township Committee of the Township of Millburn wish establish policies to ensure the financial stability of the Township; and

**WHEREAS**, the Fund Balance policy established herein will serve as guidance, for staff and elected official for budgeting and other purposes; and

**WHEREAS**, the Fund Balance policy will help to ensure the financial strength and long-term financial stability of the Township; and

**WHEREAS**, the Fund Balance policy will be periodically reviewed and updated to ensure that it is in consonance with the needs and desires of the Township;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Millburn that the Fund Balance policy (attached) be approved.

**RESOLUTION 23-014**  
**AUTHORIZING THE CANCELLATION OF SMALL BALANCES**

**WHEREAS**, NJSA 40A:5-17.1 allows a resolution for the cancellation of small balances to be prepared every January for the current year end; and

**WHEREAS**, the new tax software program has the ability to automatically cancel these balances pursuant to State Statute;

**BE IT RESOLVED**, that the Millburn Township Committee hereby authorizes the Tax Collector to cancel all small balances pursuant to State Statute at the end of the calendar year; and to include Taxes, Sewer and Special Improvement District small balances;

**BE IT FURTHER RESOLVED**, that the Tax Collector is required to include in the Statutory Annual Year End report to the Township Administrator and Governing Body the amount of the cancellations.

**RESOLUTION 23-015**  
**AUTHORIZING THE AWARD OF CONTRACT FOR LEGAL SERVICES – TOWNSHIP ATTORNEY [MARAZITI FALCON, L.L.P.]**

**WHEREAS**, legal services are required of a Township Attorney, for the normal duties of said position which are described in Section 2-3.1 of the Code of the Township of Millburn and for additional legal services authorized, such as in connection with litigation or other proceedings in or before any court, arbitration board, commission or the like, or examination of title to or other interest in real estate, or any other services appropriate to an attorney; and

**WHEREAS**, Maraziti Falcon, L.L.P. is qualified in training and experience to perform such services; and

**WHEREAS**, Maraziti Falcon, L.L.P. has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et. seq.) requires that resolution authorizing the payment of such payment of such professional fees, without competitive bidding must be publicly advertised.

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex as follows:

1. That the Mayor and Township Clerk are hereby authorized and directed to execute an agreement, in a form subject to the approval of the Township Attorney, with Maraziti Falcon, L.L.P. to be retained as Township Attorney of the Township of Millburn for the year 2023 at a retainer fee of \$240,000.00, as stated in the proposal dated December 1, 2022; and

2. That additional legal services, detailed in the proposal dated December 1, 2022, will be at the rate of: \$175.00 per hour for partner; \$165.00 per hour for senior associate; \$150.00 per hour for associates and the Chief Financial Officer has certified funds in the maximum amount of \$450,000.00.

3. That the Township will be notified by the professional when 80% of the \$450,000.00 estimate for professional service is reached.

4. That this contract is made without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because of the qualitative nature of the service to be performed.

5. That a notice of this resolution shall be published in The Item of Millburn and Short Hills as required by law within ten days of its passage.

**RESOLUTION 23-016**  
**AUTHORIZING THE AWARD OF FOR COMPUTER MAINTENANCE [ATON COMPUTING]**

**WHEREAS**, there exists a need for specialized computer maintenance services for the Township’s computers; and

**WHEREAS**, ATON Computing, 1114 Goffle Road, PO Box 6, Hawthorne, NJ 07506 can provide such specialized services; and

**WHEREAS**, ATON Computing has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 (et seq.) requires that the authorizing of the award of a contract for professional services without competitive bids must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex, as follows:

1. The Mayor and the Township Clerk are hereby authorized and directed to execute a professional services agreement in a form subject to the approval of the Township Attorney with ATON Computing for computer maintenance services for the Township’s computers.

2. This contract is awarded without competitive bidding as “professional services” under the provisions of the Local Public Contracts Law because the contract is for specialized services to be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law.

3. Fees for scope of contract are \$107.10 per hour plus reasonable expenses as per their proposal dated December 8, 2022 and the Chief Financial Officer has certified funds in the estimated maximum amount of \$120,000.00.

4. A notice of this contract award and the adoption of this resolution shall be published in The Item of Millburn Short Hills as required by law within ten (10) days of passage of this resolution.

**RESOLUTION 23-017**  
**AUTHORIZING THE AWARD OF FOR LEGAL SERVICES [ROGUT MCCARTHY LLC]**

**WHEREAS**, the Local Bond Law of New Jersey and, in particular, N.J.S.A. 40A:2-38.1, provides that a municipality may agree with an attorney with respect to the issuance of bonds and provides that no municipality shall compensate an attorney for services rendered in connection with the issuance of bonds other than a reasonable rate agreed upon prior to the rendering of services; and

**WHEREAS**, the Township of Millburn, in the County of Essex, New Jersey, desires to appoint a law firm to serve as bond counsel for the year 2023; and

**WHEREAS**, the law firm of Rogut McCarthy LLC, of 37 Alden Street, Cranford, NJ 07016 is qualified in training and experience to perform such services; and

**WHEREAS**, Rogut McCarthy LLC has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex, New Jersey, as follows:

Section 1. The Township of Millburn, in the County of Essex, New Jersey (the "Township") hereby appoints Rogut McCarthy LLC (the "Law Firm") to act as bond counsel for the Township of Millburn until December 31, 2023 and hereby agrees, prior to the issuance of any bonds, that the Law Firm shall be compensated for professional services rendered in accordance with the Fee Schedule attached to the contract dated December 2, 2022 and the Mayor and the Township Clerk are hereby authorized and directed to execute a professional services agreement in a form subject to the approval of the Township Attorney with Rogut McCarthy LLC and the Chief Financial Officer has certified funds in the estimated maximum amount of \$25,000.00.

Section 2. No appropriation is required for the appointment of the Law Firm hereby authorized because the appropriations to pay such fees are appropriated in bond ordinances and chargeable to the cost of the improvements. Appropriations to pay for services rendered and not included in bond ordinances will be made as required.

Section 3. This appointment is made without competitive bidding as a contract for professional services under the provisions of the Local Public Contracts Law of New Jersey (N.J.S.A. 40A:11-1 et seq.) because legal services are a recognized exception to such Law.

Section 4. Notice of this action shall be published in accordance with law.

**RESOLUTION 23-018**  
**AUTHORIZING THE AWARD OF A CONTRACT FOR LEGAL SERVICES – SPECIAL TAX COUNSEL [Chiesa, Shahinian and Giantomasi PC]**

**WHEREAS**, there exists a need in 2023 for special tax counsel in connection with legal services as are necessary to defend certain petitions of tax appeal and/or complaints filed with the Essex County Board of Taxation and/or New Jersey Tax Court for calendar year 2023; and

**WHEREAS**, Chiesa, Shahinian and Giantomasi PC is qualified in training and experience to perform such services; and

**WHEREAS**, Chiesa, Shahinian and Giantomasi PC has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (NJSA 40A:11 et seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex as follows:

1. That the Mayor and Township Clerk are hereby authorized and directed to execute a Professional Services agreement in a form subject to the approval of the Township Attorney between Chiesa, Shahinian and Giantomasi PC and the Township of Millburn, in connection with legal services as are necessary to defend certain petitions of tax appeals and/or complaints filed with the Essex County Board of Taxation and/or New Jersey Tax Court for calendar year 2023. Hourly compensation: \$150.00 per hour attorney rate, \$75.00 p/hr paralegal rate, plus out-of-pocket costs and disbursements and the Chief Financial Officer has certified funds in the estimated maximum amount of \$125,000.00.
2. That this contract is made without competitive bidding as “professional services” under the provisions of the Local Public Contracts Law of the qualitative nature of the services to be performed.
3. That a notice of this resolution shall be published in The Item of Millburn and Short Hills as required by law.

**RESOLUTION 23-019**  
**AUTHORIZING THE AWARD OF A CONTRACT FOR LABOR RELATIONS COUNSEL**  
**[CLEARY GIACOBBE ALFIERI & JACOBS LLC]**

**WHEREAS**, there exists a need in 2023 for labor relations counsel in connection with legal services as are necessary for the management of labor relations of the Township, including but not limited to participation in collective bargaining negotiations, grievances, administrative proceedings, arbitration and litigation through December 31, 2023; and

**WHEREAS**, Cleary Giacobbe Alfieri Jacobs LLC is qualified in training and experience to perform such services; and

**WHEREAS**, Cleary Giacobbe Alfieri Jacobs LLC has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (NJSA 40A:11 et seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex as follows:

1. That the Mayor and Township Clerk are hereby authorized and directed to execute a Professional Services agreement in a form subject to the approval of the Township Attorney between Cleary Giacobbe Alfieri Jacobs LLC, 169 Ramapo Valley Road, Upper Level 105, Oakland, New Jersey 07436 and the Township of Millburn, in connection with legal services as are necessary for the management of labor relations of the Township, including but not limited to participation in collective bargaining negotiations, grievances, administrative proceedings, arbitration and litigation through December 31, 2023 and the Chief Financial Officer has certified funds in the estimated maximum amount of \$50,000.00. Hourly compensation: \$170.00 per hour for all attorneys.
2. That this contract is made without competitive bidding as “professional services” under the provisions of the Local Public Contracts Law of the qualitative nature of the services to be performed.
3. That a notice of this resolution shall be published in The Item of Millburn and Short Hills as required by law.

**RESOLUTION 23-020**



**AUTHORIZING THE AWARD OF A CONTRACT FOR PLANNING CONSULTANT SERVICES [KYLE + MCMANUS ASSOCIATES]**

**WHEREAS**, there exists a need for Professional Planning Consultant Services related to affordable housing planning for the Township of Millburn; and

**WHEREAS**, the Millburn Township Committee has determined that those services shall be performed by Elizabeth McManus, PP, AICP, LEED AP, of Kyle + McManus Associates, P.O. Box 236, 2 East Broad Street, 2nd Floor, Hopewell, NJ 08525; and

**WHEREAS**, Kyle + McManus Associates can provide such specialized consultant services and has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Millburn in the County of Essex as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a professional services agreement, in a form subject to the approval of the Township Attorney, with Elizabeth McManus, PP, AICP, LEED AP, of Kyle + McManus Associates, P.O. Box 236, 2 East Broad Street, 2nd Floor, Hopewell, NJ 08525 for this professional service.
2. This contract is made without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because of the qualitative nature of the service provided.
3. Fees for services are authorized as per their proposal dated December 12, 2022 and the Chief Financial Officer has certified funds in the maximum amount of \$50,000.00.
4. A copy of this resolution shall be published in The Item of Millburn Short Hills as required by law, within ten (10) days of its passage.

**RESOLUTION 23-021  
AUTHORIZING THE AWARD OF CONTRACT FOR  
HISTORIC PRESERVATION CONSULTANT SERVICES [BARTON ROSS & PARTNERS LLC]**

**WHEREAS**, there exists a need in 2023 for the performance of a Historic Preservation Consultant and other related work for the year 2023 for the Township of Millburn, in the County of Essex, New Jersey; and

**WHEREAS**, Barton Ross, of Barton Ross & Partners, LLC, is qualified in training and experience to perform such services; and

**WHEREAS**, Barton Ross, of Barton Ross & Partners, LLC, has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Millburn in the County of Essex as follows:

1. The Mayor and the Township Clerk are hereby authorized and directed to execute a professional services agreement in a form subject to the approval of the Township Attorney with Barton Ross, of Barton Ross & Partners, LLC, 184 S. Livingston Avenue, Suite 9-140, Livingston, NJ 07039 for this professional through December 31, 2023.

2. This contract is made without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because of the qualitative nature of the service provided.
3. Fees for services are at a rate of \$75.00 per hour and are authorized as per proposal dated December 1, 2022 and the Chief Financial Officer has certified funds in the estimated maximum amount of \$49,000.00.
4. A copy of this resolution shall be published in The Item of Millburn Short Hills as required by law, within ten (10) days of its passage.

**RESOLUTION 23-022**  
**AUTHORIZING THE AWARD OF A CONTRACT FOR SOFTWARE, MAINTENANCE,**  
**GIS AND RELATED SERVICES [SPATIAL DATA LOGIC]**

**WHEREAS**, there exists a need for specialized software, maintenance, GIS and other related services for the township; and

**WHEREAS**, Spatial Data Logic, 285 Davidson Avenue, Suite 302, Somerset, NJ can provide such specialized services; and

**WHEREAS**, Spatial Data Logic has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Millburn in the County of Essex as follows:

1. The Mayor and the Township Clerk are hereby authorized and directed to execute a professional services agreement in a form subject to the approval of the Township Attorney with Spatial Data Logic, 285 Davidson Avenue, Suite 302, Somerset, NJ 08873 for this professional service.
2. This contract is made without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because of the qualitative nature of the service provided.
3. Fees for services are authorized as per proposal dated December 1, 2022 and the Chief Financial Officer has certified funds in the maximum amount of \$54,000.00.
4. A copy of this resolution shall be published in The Item of Millburn Short Hills as required by law, within ten (10) days of its passage.

**RESOLUTION 23-023**  
**AUTHORIZING THE AWARD OF A CONTRACT FOR SPECIAL COUNSEL**  
**[JARDIM, MEISNER & SUSSER, P.C.]**

**WHEREAS**, the Township of Millburn requires the services of Special Counsel to assist with election guidance legal services; and

**WHEREAS**, the Township Committee has determined that it is in the interest of the Township to retain the services of Scott D. Salmon of Jardim, Meisner & Susser, P.C.; and

**WHEREAS**, the Jardim, Meisner & Susser, P.C. has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) requires public advertisement of the award of a contract for professional services, which is exempt from the requirement of competitive bidding;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Millburn, in the County of Essex as follows:

1. That the Mayor is hereby authorized and directed to execute an agreement in a form subject to the approval of our Township Attorney with Scott D. Salmon of Jardim, Meisner & Susser, P.C., 30B Vreeland, Suite 100, Florham Park, NJ 07932, for the provision of election guidance legal services as set forth in the proposal of August 26, 2022, and the Chief Financial Officer has certified funds for this service in the an estimated not to exceed amount of \$40,000.00. Hourly compensation: \$210.00 per hour for partners and \$175 per hour for associates.
2. That this contract is made without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because of the qualitative nature of the service to be performed.
3. That a notice of this resolution shall be published in The Item of Millburn and Short Hills as required by law within ten days of its passage.

**RESOLUTION 23-024**

**AUTHORIZING AND AWARDING A PROFESSIONAL SERVICES CONTRACT WITH BRIGHT VIEW ENGINEERING FOR THE PERFORMANCE OF TRAFFIC ENGINEERING CONSULTING SERVICES**

**WHEREAS**, the Township of Millburn requires the performance of on call professional Traffic Engineering Consultant Services; and

**WHEREAS**, Bright View Engineering, 651 Old Mount Pleasant Avenue, Suite 100, Livingston, NJ, 07039, can provide such specialized traffic engineering services; and

**WHEREAS**, Bright View Engineering has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 (et seq.) requires that the authorizing of the award of a contract for professional services without competitive bids must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex, as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract, in a form subject to the approval of the Township Attorney, with Bright View Engineering, 651 Old Mount Pleasant Avenue, Suite 100, Livingston, NJ, 07039 for on call professional Traffic Engineering Consultant Services, as detailed in their submitted proposal dated December 14, 2022 for 2023 services, in an amount not to exceed \$50,000.00.
2. This contract is awarded without competitive bidding as “professional services” under the provisions of the Local Public Contracts Law because the contract is for specialized services to be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law.
3. A notice of this contract award and the adoption of this resolution shall be published in The Item of Millburn Short Hills as required by law within ten (10) days of passage of this resolution.

**RESOLUTION 23-025**

**AUTHORIZING AND AWARDING A PROFESSIONAL SERVICES CONTRACT WITH MEEKER SHARKEY HURLEY FOR THE PERFORMANCE OF RISK MANAGEMENT SERVICES**

**WHEREAS**, the Township of Millburn requires the performance of Risk Management; and

**WHEREAS**, Meeker Sharkey Hurley, PO Box 227, Liberty Corner, NJ, 07938, can provide such specialized risk management services; and

**WHEREAS**, Meeker Sharkey Hurley has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law, N.J.S.A. 40A:11-1 (et seq.) requires that the authorizing of the award of a contract for professional services without competitive bids must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex, as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract, in a form subject to the approval of the Township Attorney, Meeker Sharkey Hurley, PO Box 227, Liberty Corner, NJ, 07938 for the performance of Risk Management services, as detailed in their submitted proposal dated December 1, 2022 for 2023 services, in an amount not to exceed \$50,000.00.
2. This contract is awarded without competitive bidding as “professional services” under the provisions of the Local Public Contracts Law because the contract is for specialized services to be performed by persons authorized by law to practice a recognized profession, whose practice is regulated by law.
3. A notice of this contract award and the adoption of this resolution shall be published in The Item of Millburn Short Hills as required by law within ten (10) days of passage of this resolution.

**RESOLUTION 23-026**  
**AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL PLANNING SERVICES**  
**[TOPOLOGY NJ, LLC]**

**WHEREAS**, there exists a need for retention of a Township Planner; and

**WHEREAS**, the planning firm awarded contract by the Township of Millburn will provide on call planning services, assist in the support of the Township’s Housing Element and Fair Share Plan, support the efforts of both the Township’s Planning Board and Board of Adjustment as required, provide defenses in any relevant or related litigation and provide other services as requested by the township consistent with the functions of Township Planner; and

**WHEREAS**, Topology NJ, LLC, 60 Union Street, Suite 1N, Newark, New Jersey 07105 can provide such specialized services; and

**WHEREAS**, Topology NJ, LLC has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Millburn in the County of Essex as follows:

1. The Mayor and the Township Clerk are hereby authorized and directed to execute a professional services agreement in a form subject to the approval of the Township Attorney with Topology NJ, LLC, 60 Union Street, Suite 1N, Newark, New Jersey 07105 for this professional service.
2. This contract is made without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because of the qualitative nature of the service provided.
3. Fees for services are authorized as per proposal dated December 7, 2022 and the Chief Financial Officer has certified funds in the maximum amount of \$75,000.00.
4. A copy of this resolution shall be published in The Item of Millburn Short Hills as required by law, within ten (10) days of its passage.

**RESOLUTION 23-027**  
**AUTHORIZING AND AWARDING A PROFESSIONAL SERVICES CONTRACT WITH HOPLITE**  
**COMMUNICATIONS FOR 5G TELECOMMUNICATION CONSULTANT SERVICES**

**WHEREAS**, the Township of Millburn requires the performance of 5G Telecommunication Consulting Services; and

**WHEREAS**, Hoplite Communications is qualified in training and experience to perform such services; and

**WHEREAS**, Hoplite Communications has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (N.J.S.A. 40A:11 et. seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract, in a form subject to the approval of the Township Attorney, with Hoplite Communications, 197 Route 18, Suite 3000, East Brunswick, New Jersey 08816 for Professional 5G Telecommunication Consulting Services; as detailed in their submitted proposal dated October 11, 2022, in an amount not to exceed \$25,000.00 in 2023.
2. That this contract is made without competitive bidding as “professional services” under the provisions of the Local Public Contracts Law of the qualitative nature of the services to be performed.
3. That a notice of this resolution shall be published in The Item of Millburn and Short Hills as required by law.

**RESOLUTION 23-028**  
**AUTHORIZING THE AWARD OF A CONTRACT FOR LEGAL SERVICES – SPECIAL TAX COUNSEL**  
**[DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C.]**

**WHEREAS**, there exists a need in 2023 for special tax counsel in connection with legal services as are necessary to defend certain petitions of tax appeal and/or complaints filed with the Essex County Board of Taxation and/or New Jersey Tax Court for calendar year 2023 when there is conflict with regular tax counsel; and

**WHEREAS**, DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. is qualified in training and experience to perform such services; and

**WHEREAS**, DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (NJSA 40A:11 et seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex as follows:

1. That the Mayor and Township Clerk are hereby authorized and directed to execute a Professional Services agreement in a form subject to the approval of the Township Attorney between DiFrancesco, Bateman, Kunzman, Davis, Lehrer & Flaum, P.C. and the Township of Millburn, in connection with legal services as are necessary to defend certain petitions of tax appeals and/or complaints filed with the Essex County Board of Taxation and/or New Jersey Tax Court for calendar year 2023. Hourly compensation: \$150.00 per hour attorney rate and the Chief Financial Officer has certified funds in the estimated maximum amount of \$25,000.00.

2. That this contract is made without competitive bidding as “professional services” under the provisions of the Local Public Contracts Law of the qualitative nature of the services to be performed.
3. That a notice of this resolution shall be published in The Item of Millburn and Short Hills as required by law.

**RESOLUTION 23-029**  
**AUTHORIZING AND AWARDING A PROFESSIONAL SERVICES CONTRACT WITH CASEY & KELLER, INC.**  
**FOR LAND SURVEYING SERVICES**

**WHEREAS**, the Township of Millburn has a need for professional land surveying services; and

**WHEREAS**, Casey & Keller, Inc. is qualified in training and experience to perform such services;  
and

**WHEREAS**, Casey & Keller, Inc. is hereby appointed as Millburn Township Land Surveyor; and

**WHEREAS**, Casey & Keller, Inc. has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (NJSA 40A:11 et seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex as follows:

1. The Mayor and the Municipal Clerk are hereby authorized and directed to execute a contract, in a form subject to the approval of the Township Attorney, with Casey & Keller, Inc., 258 Main Street, Milburn, New Jersey 07041 for land surveying services, as detailed in their submitted proposal dated December 7, 2022, in an amount not to exceed \$40,000.00.
2. That this contract is made without competitive bidding as “professional services” under the provisions of the Local Public Contracts Law of the qualitative nature of the services to be performed.
3. That a notice of this resolution shall be published in The Item of Millburn and Short Hills as required by law.

**RESOLUTION 23-030**  
**AUTHORIZING THE AWARD OF A CONTRACT FOR PROFESSIONAL ANIMAL CONTROL SERVICES**  
**[ANIMAL CONTROL SOLUTIONS LLC]**

**WHEREAS**, there exists a need for specialized animal control services in the township; and

**WHEREAS**, Animal Control Solutions, LLC, 2 Marshall Drive, Flemington, NJ 08822 can provide such specialized services; and

**WHEREAS**, Animal Control Solutions, LLC has provided the Business Entity Disclosure Certification in accordance with the N.J.S.A. 19:44A-20.8 and completed Political Contribution Disclosure Form; and

**WHEREAS**, the Local Public Contracts Law (NJSA 40A:11-1 et seq.) requires that a resolution authorizing the payment of such professional fees, without competitive bidding must be publicly advertised;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Committee of the Township of Millburn in the County of Essex as follows:

1. The Mayor and the Township Clerk are hereby authorized and directed to execute a professional services agreement in a form subject to the approval of the Township Attorney with Animal Control Solutions, LLC, 2 Marshall Drive, Flemington, NJ 08822 for this professional service.
2. This contract is made without competitive bidding as a “professional service” under the provisions of the Local Public Contracts Law because of the qualitative nature of the service provided.
3. Fees for 2023 services are authorized the Chief Financial Officer has certified funds in the estimated maximum amount of \$56,700.00.
4. A copy of this resolution shall be published in The Item of Millburn Short Hills as required by law, within ten (10) days of its passage.

**RESOLUTION 23-031**

**AUTHORIZING THE QUALIFIED PURCHASING AGENT TO CONTRACT WITH CERTAIN APPROVED STATE CONTRACT VENDORS AND CERTAIN COOPERATIVE PRICING VENDORS FOR CONTRACTING UNITS PURSUANT TO N.J.S.A. 40A:11-12a**

**WHEREAS**, the Township of Millburn, pursuant to N.J.S.A. 40A:11-12a 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 and other approved Cooperative Purchasing Programs for any State or Cooperative Purchasing contracts entered into on behalf of the State by the Division of Purchase and Property in the Department of the Treasury and/or by the approve the Cooperative Purchasing Program; and

**WHEREAS**, the Township of Millburn is a member of the Morris County Cooperative Pricing Council; and

**WHEREAS**, The Township of Millburn is a member of the Middlesex Regional Educational Services Commission (MRESC); and

**WHEREAS**, The Township of Millburn is a member of the Educational Services County Co-op:

**WHEREAS**, The Township of Millburn is a member of the Cranford Police Cooperative Pricing Council:

**WHEREAS**, The Township of Millburn is a member of the Sourcewell Cooperative:

**WHEREAS**, the Township of Millburn, has the need on a timely basis to purchase goods or services utilizing State contracts, Morris County Cooperative Pricing Council Contract, MRESC, Cranford Police Pricing Council, Sourcewell Cooperative and the Educational Services County Co-op; and

**WHEREAS**, the Township of Millburn may enter into contracts with the State Contract and Morris County Cooperative Pricing Council Contract Vendors, MRESC, Cranford Cooperative Police Pricing Council, Sourcewell Cooperative and Educational Services County Co-op through this resolution and properly executed contracts, which shall be subject to all the conditions applicable to the current State and Cooperative Purchasing Program contracts;

**WHEREAS**, the Township of Millburn may enter into contracts with other allowable cooperative pricing units upon certification of compliance with NJSA 40A:11 and approval of the qualified purchasing agent;

**NOW, THEREFORE, BE IT RESOLVED**, that the Township of Millburn authorizes the Purchasing Agent to purchase certain goods or services from those approved New Jersey State Contract, Morris County Cooperative Pricing Council Vendors, MRESC, Cranford Police Cooperative Pricing Council, Sourcewell Cooperative and Educational Services County Co-op pursuant to all conditions of the individual State and Cooperative Purchasing contracts; and

**BE IT FURTHER RESOLVED**, that the Governing Body of the Township of Millburn pursuant to N.J.A.C. 5:30-5.5(b), the certification of available funds, shall either certify the full maximum amount against the budget at the time the contract is awarded, or no contract amount shall be chargeable or

certified until such time as the goods or services are ordered or otherwise called for prior to placing the order, and a certification of availability of funds is made by the Chief Finance Officer; and

**BE IT FURTHER RESOLVED**, that the duration of the contracts between the Township of Millburn and the State Contract, Morris County Cooperative Pricing Council Vendors, MRESC vendors, Cranford Police Cooperative Pricing Council, and The Educational Services County Commission of Morris County shall be from January 1, 2023 to December 31, 2023.

**RESOLUTION 23-032**  
**APPOINTMENT OF TOWNSHIP REPRESENTATIVES TO**  
**ESSEX COUNTY COMMUNITY DEVELOPMENT BLOCK GRANT COMMITTEE**

**BE IT RESOLVED** by the Township Committee of the Township of Millburn, that Martha Callahan, Township Engineer, and Christine Bugel, Assistant Township Engineer, be appointed as representatives to the Essex County Community Development Block Grant Committee.

**RESOLUTION 23-033**  
**APPOINTMENT OF TOWNSHIP REGISTRAR AND**  
**DEPUTY REGISTRAR OF VITAL STATISTICS**

**WHEREAS**, it is necessary to appoint a Registrar and Deputy Registrar of Vital Statistics for the Township of Millburn for 2023;

**WHEREAS**, these appointments are effective January 1, 2023 through December 31, 2023 unless otherwise amended;

**WHEREAS**, the following individuals are qualified for the appointments;

**NOW THEREFORE BE IT RESOLVED** by the Township Committee of the Township of Millburn, in the County of Essex, that the following are appointed to the position of Registrar and Deputy Registrar of Vital Statistics for the Township of Millburn through December 31, 2023:

Mary Iadanza, CMR – Registrar of Vital Statistics  
Rose Saponara, CMR – Deputy Registrar of Vital Statistics (Livingston)

**RESOLUTION 23-034**  
**RESOLUTION TO PROVIDE FOR THE APPOINTMENT OF INDIVIDUALS TO THE ADVISORY COMMITTEE**  
**ON CULTURE, ENGAGEMENT, DIVERSITY AND ARTS (CEDA)**

**WHEREAS**, Millburn Township is a community composed of people with a wide variety of faiths, philosophies and backgrounds and can become stronger, more cohesive and more interesting by embracing its diversity; and

**WHEREAS**, the Township Committee created the Advisory Committee to the Advisory Committee on Culture, Engagement, Diversity and Arts (CEDA) in 2019 in order to assist local cultural organizations in highlighting programs that recognize and showcase the diversity in culture and art in Millburn Township;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Committee in the Township of Millburn, in the County of Essex and State of New Jersey on the 3<sup>rd</sup> day of January, 2023 as follows:

- 1.) There is hereby reconstituted an Advisory Committee to the Advisory Committee on Culture, Engagement, Diversity and Arts (CEDA) wherein the purpose is to:
  - a. share the rich background of our community and seeking to be a resource for diversity needs within the community
  - b. assist local organizations in highlighting programs that recognize the diversity in culture in Millburn Township
  - c. assist with requests for visual art placement in Millburn Township
- 2.) The board shall consist of seven (7) or more Millburn Township residents, appointed by the Mayor, with advice and consent of the Township Committee, to serve until December 31, 2023:



Michael Cohen, Township Committee Member  
Louie Shen, Millburn Board of Education Representative  
Jackie Benjamin Lieberberg, Millburn Township Resident  
Deena Shoshkes, Millburn Township Resident  
Ann Shoshkes, Millburn Township Resident  
Cathy Harvey, Millburn Township Resident  
Amol Chopra, Millburn Township Resident  
David Sorkin, Millburn Township Resident  
Christine Lassiter, Millburn Township Resident  
Dean Shulman, Millburn Township Resident  
Richard Wasserman, Millburn Township Resident  
Jane Shan, Millburn Township Resident  
Sandi Chung, Millburn Township Resident  
Hawley Abelow, Paper Mill Playhouse Representative

- 3.) The Board shall select a chairperson among its members. The Chairman shall submit an annual written report to the Mayor and Township Committee.
- 4.) The board shall also select a secretary among its members. The secretary shall schedule meetings, issue notices and keep minutes.
- 5.) Cultural, Diversity & Arts Advisory Committee shall meet quarterly through the end of the year, but may meet more frequently in its discretion as needed.
- 6.) The Resolution shall take effect immediately.

**RESOLUTION 23-036**  
**RESOLUTION TO RECONSTITUTE AND PROVIDE FOR THE OPERATION OF A ZONING CODE**  
**EXAMINATION SUBCOMMITTEE**

**WHEREAS**, the Mayor with approval of the Millburn Township Committee desires to constitute and provide for the operation of a Zoning Code Examination Subcommittee (“Subcommittee”); and

**WHEREAS**, the Subcommittee shall meet and evaluate the current Zoning Code of the Township of Millburn and reflect on the current zoning needs of the township while maintaining the objectives of the Millburn Township Master Plan; and

**WHEREAS**, the Subcommittee shall make periodic reports to the Township Committee as necessitated and formulate recommendations to the Committee outlining proposed action as it relates to amending the Zoning Code;

**NOW, THEREFORE, BE IT RESOLVED**, by the Township Committee of the Township of Millburn in the County of Essex, State of New Jersey, as follows:

- 1) The individuals to serve on the Subcommittee shall be:
  - a) Committeeman Sanjeev Vinayak and Committeewoman Maggee Miggins;
  - b) Jessica Glatt, Zoning Board of Adjustment
  - c) Craig Ploetner, Zoning Board of Adjustment
  - d) Alison Canfield, Historic Preservation Commission
  - e) Alex McDonald, Business Administrator or designee
  - f) Eileen Davitt, Zoning Officer
- 2) These individuals shall serve until the later of the following: Conclusion of the project and delivery of a final product to the Township Committee, unless a vacancy shall occur by virtue of a person leaving office or being otherwise unavailable to serve, in which event, the Township Committee shall appoint a substitute.

**RESOLUTION 23-037  
CONFIRM APPOINTMENTS TO THE  
ESSEX COUNTY SOLID WASTE ADVISORY COUNCIL**

**BE IT RESOLVED** by the Township Committee confirms that Jesse Moehlman be appointed as the Millburn Township Representative to the Essex County Solid Waste Advisory Council and Tom Doty as the Alternate with their two-year terms ending on December 31, 2024.

**RESOLUTION 23-038  
AUTHORIZING A MODIFICATION OF THE COMPOSITION OF THE LOCAL ASSISTANCE  
BOARD FROM THREE (3) MEMBERS TO FIVE (5) MEMBERS**

**WHEREAS**, pursuant to N.J.S.A. 44:8-114(a) public assistance for people in need who meet eligibility requirements set forth by the State of New Jersey is administered in the Township by a Local Assistance Board (“LAB”); and

**WHEREAS**, under N.J.A.C. 10:90-12.9 (the “Regulations”) the Township, through adoption of a resolution, shall organize the LAB, specify the composition of the LAB and determine the terms of the members of the LAB; and

**WHEREAS**, it is further stated in the Regulations that the LAB shall be composed of either three (3) or five (5) members, as determined by the municipal governing body and that one member must be a woman; and

**WHEREAS**, presently, the Township has a LAB composed of three (3) members and the Township desires to modify the composition of the LAB by this Resolution in accordance with the Regulations, to be made up of five (5) members; and

**WHEREAS**, as required by the Regulations, for municipalities with a board of five (5) members, the term of one (1) member shall be for one (1) year only, and such one year term must be assigned to the member of the Township Committee if there is a member of the Township Committee on the board and the other four (4) members serve terms of four (4) years each, with those terms staggered in order that only one expires at the end of each successive year; and

**WHEREAS**, the terms of all three (3) members that comprise the existing LAB expire on December 31, 2022.

**NOW, THEREFORE, BE IT RESOLVED** by the Millburn Township Committee, County of Essex, State of New Jersey, as follows:

1. The Township of Millburn hereby modifies its Local Assistance Board composition from a three (3) member Board to a five (5) member Board.
2. The modified LAB, upon adoption of this Resolution, shall be composed of the following member for the one year term of service:
  - a. Current Board member, Annette Romano, shall remain on the Board until December 31, 2023, commencing a one-year term on January 1, 2023.
3. As to the other four (4) members to serve terms that are staggered in order that only one expires at the end of each successive year, the Board shall be composed of the following members for the terms of service as follows:
  - b. Current Board member, Suzanne Zimmer, shall remain on the Board until December 31, 2023 commencing a one-year term on January 1, 2023.
  - c. Current Board member, Ellen Serruto, shall remain on the Board until December 31, 2024, commencing a two-year term on January 1, 2023.
  - d. Trina Frankel shall commence a three-year term on January 1, 2023 and ending December 31, 2025.
  - e. Ann Shoshkes shall commence a four-year term on January 1, 2023 and ending December 31, 2026.
3. This Resolution shall take effect immediately January 1, 2023.

**RESOLUTION**

**Resolution 23-035**

Mayor Miggins brought forth Resolution 23-035. Mayor Miggins asked for a motion to approve Resolution 23-035. Ms. Romano made a motion to approve Resolution 23-035 which was seconded by Mr. Cohen.

Roll Call Vote: All Ayes; except Ms. Prupis, Nay

**RESOLUTION 23-035**  
**RECONSTITUTE AND APPOINT MEMBERS TO THE**  
**FLOOD MITIGATION ADVISORY COMMITTEE**

**WHEREAS**, the Township of Millburn (“Township”) experienced devastating flooding as the result of Tropical Storm Ida, in September 2021, that severely impacted both residential and commercial properties within the Township; and

**WHEREAS**, the Township has periodically experienced substantial flooding events over the last several decades; and

**WHEREAS**, the Township Committee desires to implement an approach which will obtain a study of the most current hydrological and engineering information concerning the flooding conditions in the Township and convene meetings of a committee hereinafter established, known as the Flood Mitigation Advisory Committee, to analyze, consider and make recommendations to the Township Committee;

**NOW THEREFORE, BE IT RESOLVED** by the Township Committee in the Township of Millburn, in the County of Essex and State of New Jersey on this 3<sup>rd</sup> day of January, 2023 as follows:

- 1) The Flood Mitigation Advisory Committee is hereby established and shall consist of five public officials and up to nine public members to serve until December 31, 2023; and
- 2) The officials of the Township designated to serve on the Advisory Committee are:
  - a) Committeewoman Maggee Miggins
  - b) Committeeman Sanjeev Vinayak
  - c) The Business Administrator or designee
  - d) The Township Engineer or designee
  - e) The Superintendent of Public Works or designee
- 3) The public members designated to serve on the Advisory Committee are
  - a) Sara Sherman
  - b) Mike Roberts
  - c) Vic Benes
  - d) Miriam Kurtsoy
  - e) Jim McKenna
  - f) Joe Esposito
  - g) Neeraj Napal
- 4) The Flood Mitigation Advisory Committee shall meet no less frequently than once per month and will formulate a Report to the Township Committee consisting of recommended measures and actions for implementation and funding by the Township Committee.

**ADJOURNMENT**

Mayor Miggins asked for a motion to adjourn. Ms. Prupis made a motion to adjourn the meeting, which was seconded by Deputy Mayor Vinayak and was carried unanimously. The meeting was adjourned at 7:55 PM.

**January 3, 2023** |  
**Millburn Township Committee Meeting**

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Christine Gatti, RMC  
Municipal Clerk

Approved: March 21, 2023