

The Regular meeting of the Township Council of the Township of Livingston was held on the above date at 7:30 p.m. at Town Hall, 357 Livingston Avenue, Livingston, New Jersey. The Mayor stated that all the requirements of the "Open Public Meetings Act" had been met. "Annual Notice" was faxed to the West Essex Tribune and the Star Ledger on January 3, 2018.

Present: Mayor Meinhardt; Councilmembers Anthony, Fernandez, Klein, Silverman; Deputy Township Manager Jones; Township Attorney Weiner; Township Clerk Turtletaub

Silent Meditation and Pledge of Allegiance

Mayor Meinhardt asked everyone to stand for the Pledge of Allegiance, followed by a Moment of Silence.

Presentations

a) Livingston Young Families Club—Livingston residents Jun Zhang and Ken Ye and their two children gave a presentation explaining the program and activities of the Livingston Young Families Club. The Club, established in November 2015, has about 80 member families, and 140 school age children, with its mission defined as "to help children within the club develop skills in public service and build up experiences in community activities in the forms of family volunteering and family participation."

b) Public Service Recognition Week—Mayor Meinhardt read and presented a Proclamation celebrating Public Service Recognition Week. Township Manager Barry Lewis, Deputy Township Manager Russ Jones and Township Clerk Glenn Turtletaub participated on behalf of all Township employees.

c) "Pick It Up" Livingston—Mayor Meinhardt thanked Chair Shira Rost, and read and presented a Proclamation recognizing Committee members and volunteers for their work during the recently held "Pick It Up Livingston".

Essex County Update/Questions

Eileen Fishman, Liaison to Livingston on behalf of County Executive Joseph DiVincenzo, highlighted upcoming County events, including the Computer and Electronics Recycling Day, the Memorial Day Plant Sale, and the showing of movies at Kip's Castle.

Public Hearing on 2018 Municipal Budget

R-18-105 Adoption of 2018 Municipal Budget

SECTION 2 - UPON ADOPTION FOR YEAR 2018

RESOLUTION R-18-105

Be It Resolved by the Township Council of the Township of Livingston, County of Essex, that the budget hereinbefore set forth is hereby adopted and shall constitute an appropriation for the purposes stated of the sums therein set forth as appropriations, and authorization of the amount of:

- (a) \$31,962,802.98 (Item 2 below) for municipal purposes, and
- (b) \$0.00 (Item 3 below) for school purposes in Type I School Districts only (N.J.S. 18A:9-2) to be raised by taxation and,
- (c) \$0.00 (Item 4 below) to be added to the certificate of amount to be raised by taxation for local school purposes in Type II School Districts
- (d) \$365,328.00 (Sheet 43) Open Space, Recreation, Farmland and Historic Preservation Trust Fund Levy
\$2,682,274.21 Minimum Library Levy

On motion duly made and seconded, and on voice vote, all members present voted to close the hearing.

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

R-18-94b Amending 2018 Municipal Budget As Introduced

WHEREAS, the local municipal budget for the year 2018 was introduced on 19th day of March, 2018; and

WHEREAS, the public hearing on said budget has been held as advertised; and

WHEREAS, it is desired to amend said approved budget;

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 following amendments to the approved budget of 2018 have been approved by the Township Council of the Township Livingston, County of Essex on April 23, 2018.

BE IT FURTHER RESOLVED, that said Amendment to the Budget be published in the West Essex Tribune In the issue of April 26, 2018, and

BE IT FURTHER RESOLVED, that a hearing on the Amendment to the Budget a will be held at the Livingston Municipal Building on May 7, 2018 at 7:30 p.m. at which time and place objections to said Amendment to the Budget for the year 2018 may be presented by taxpayers or other interested persons.

CURRENT FUND

	FROM	TO
1. Surplus Anticipated	900,000.00	892,717.94
Total Surplus Anticipated	900,000.00	892,717.94
3. Miscellaneous Revenues-Section D		
Township of Millburn-Health Services	118,000.00	118,953.00
Subtotal Miscellaneous Revenues - Section D	161,600.00	162,553.00
3. MISCELLANEOUS REVENUES - Section G		
Water Utility Debt Service Reimbursement	41,674.00	43,756.00
Sewer Utility Debt Service Reimbursement	32,002.00	33,601.00
Pool Utility Debt Service Reimbursement	30,133.00	29,630.00
Subtotal Miscellaneous Revenues-Section G	1,604,089.97	1,607,267.97
Subtotal General Revenues(Items 1, 2, 3 and 4)	9,890,283.36	9,887,132.30
6. Amount to be Raised by Taxes for Support of Municipal Budget		
a) Local Tax for Municipal Purposes Including Reserve for Uncollected Taxes	31,289,325.75	31,962,802.98
b) Addition to Local School District Tax		

C) Minimum Library Tax	2,655,454.13	2,682,274.21
Total Amount to be Raised by Taxes for Support of Municipal Budget	34,645,077.19	34,645,077.19
7. Total General Revenues	<u>44,535,360.55</u>	<u>44,532,209.49</u>
(a) Operations - Excluded from "CAPS"		
Shared Service Agreements		
Township of Milburn Health Services		
Salaries & Wages	100,523.04	98,552.00
Other Expenses	20,809.02	20,401.00
Livingston Board of Education Goose Control		
Other Expenses	15,300.00	15,000.00
Township of Milburn Human Services Admin.		
Salaries & Wages	29,172.00	28,600.00
Total Interlocal Municipal Service Agreements	257,604.06	254,353.00
Total Operations - Excluded from "CAPS"	5,062,326.97	5,059,075.91
D) Debt Service - Excluded from CAPS		
Payment of Bond Anticipation Notes and Capital Notes	80,800.00	80,900.00
Total Debt Service - Excluded from CAPS	<u>7,120,710.30</u>	<u>7,120,810.30</u>
9. Total General Appropriations	<u>44,535,360.55</u>	<u>44,532,209.49</u>

DEDICATED WATER UTILITY BUDGET

	FROM	TO
ANTICIPATED REVENUES:		
Surplus Anticipated	410,098.84	451,238.94
Total Surplus Anticipated	410,098.84	451,238.94
Total Water Revenues	<u>5,869,098.84</u>	<u>5,910,238.94</u>
Other Expenses	3,568,485.72	3,478,739.72
Debt Service		
Interest on Notes	179,860.00	221,000.00
Statutory Expenditures		
Contributions to Public Employees' Retirement System	<u>0.00</u>	<u>89,746.00</u>
Total General Appropriations	<u>5,869,098.94</u>	<u>5,910,238.94</u>

DEDICATED SEWER UTILITY BUDGET	FROM	TO
ANTICIPATED REVENUES:		
Surplus Anticipated	300,349.86	327,099.86
Total Surplus Anticipated	300,349.86	327,099.86
 Total Sewer Revenues	<u>3,550,349.86</u>	<u>3,577,099.86</u>
 Other Expenses	1,801,812.12	1,707,620.12
 Debt Service		
Interest on Notes	132,250.00	159,000.00
 Statutory Expenditures		
Contributions to Public Employees'		
Retirement System	<u>0.00</u>	<u>94,192.00</u>
 Total General Appropriations	<u>3,550,349.86</u>	<u>3,577,099.86</u>

DEDICATED SWIMMING POOL UTILITY BUDGET	FROM	TO
 Other Expenses	172,906.88	171,237.88
 Statutory Expenditures		
Contributions to Public Employees'		
Retirement System	0	1,669.00
 Total General Appropriations	<u>524,620.00</u>	<u>524,620.00</u>

On motion duly made and seconded, and on voice vote, all members present voted to close the hearing.
On motion duly made and seconded, and on roll call vote, all members present voted YES.

Final Hearing Ordinances

a) Ord. 4-2018 Bond Ordinance Providing an Appropriation of \$3,350,000 For Improvements to Water Utility System and Authorizing the Issuance of \$3,350,000 Bonds or Notes of the Township for Financing Part of the Appropriation
BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$3,350,000 FOR IMPROVEMENTS TO WATER UTILITY SYSTEM IN AND BY THE TOWNSHIP OF LIVINGSTON, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$3,350,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION was read by title. There being no speakers, on motion duly made and seconded, and on voice vote, the hearing was closed. On motion duly made and seconded, and on roll call vote, all members present voted YES. It was ordered advertised according to law.

b) Ord. 5-2018 Bond Ordinance Providing an Appropriation of \$33,000 for Pool Utility Improvements Authorizing the Issuance of \$33,000 Bonds or Notes of the Township for Financing Part of the Appropriation
BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$33,000 FOR POOL UTILITY IMPROVEMENTS IN AND BY THE TOWNSHIP OF LIVINGSTON, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$33,000 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION was read by title. There being no speakers, on motion duly made and seconded, and on voice vote, the hearing was closed. On motion duly made and seconded, and on roll call vote, all members present voted YES. It was ordered advertised according to law.

c) Ord. 6-2018 Bond Ordinance Providing An Appropriation Of \$1,628,515 For Improvements To Sewer Utility System and Authorizing The Issuance Of \$1,628,515 Bonds Or Notes Of The Township For Financing Part of the Appropriation
BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$1,628,515 FOR IMPROVEMENTS TO SEWER UTILITY SYSTEM IN AND BY THE TOWNSHIP OF LIVINGSTON, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHORIZING THE ISSUANCE OF \$1,628,515 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION was read by title. There being no speakers, on motion duly made and seconded, and on voice vote, the hearing was closed. On motion duly made and seconded, and on roll call vote, all members present voted YES. It was ordered advertised according to law.

d) Ord. 7-2018 Bond Ordinance Providing an Appropriation of \$4,373,300 for Various Improvements and Authorizing the Issuance of \$4,165,047 Bonds or Notes of the Township for Financing Part of the Appropriation
BOND ORDINANCE PROVIDING AN APPROPRIATION OF \$4,373,300 FOR VARIOUS IMPROVEMENTS IN AND BY THE TOWNSHIP OF LIVINGSTON, IN THE COUNTY OF ESSEX, NEW JERSEY AND AUTHOIRIZING THE ISSUANCE OF \$4,165,047 BONDS OR NOTES OF THE TOWNSHIP FOR FINANCING PART OF THE APPROPRIATION was read by title. There being no speakers, on motion duly made and seconded, and on voice vote, the hearing was closed. On motion duly made and seconded, and on roll call vote, all members present voted YES. It was ordered advertised according to law.

Resolutions

a) R-18-107 Change Order 1 for Professional Services: Primary Digester Upgrade

WHEREAS, the Township Council of the Township of Livingston entered into a Contract (“Contract #C1700009”) with Mott MacDonald, LLC to provide professional engineering services for the Primary Digester Upgrades; and

WHEREAS, the initial Contract was not to exceed One Hundred Ten Thousand Dollars and Zero Cents (\$110,000.00); and

WHEREAS, in order to provide additional engineering services for the project re-bid and additional “out of scope” design for the digester mixing system, a Change Order has been requested for the following:

A. SUPPLEMENTAL	
Design for Re-bid	\$2, 500.00
Bid Phase Services	\$5, 200.00
Mixing System Design	\$9, 500.00
Total	\$17, 200.00

WHEREAS, the total change order increases the contract amount by 15.6% or \$17,200.00 making the new contract sum \$127,200.00; and

WHEREAS, this Change Order has been recommended by the Superintendent of Sewer Operations and Township Manager; and

WHEREAS, the Chief Financial Officer has certified that funds are available in account C-09-55-017-001-002.

NOW, THEREFORE, BE IT RESOLVED, the Township Council of the Township of Livingston, Essex County, approves the execution and payment of Change Order Number One to the Contract with Mott MacDonald, LLC; that this resolution is without prejudice to any rights of the Township of Livingston, that the Township has, had, or may have to charge back or to seek cost of said change orders from third-party and the Township hereby reserves all of its rights hereto.

BE IT FURTHER RESOLVED that a copy of this resolution shall be published in the West Essex Tribune as required by law.

b) R-18-108 Approving 2018 Budget—Livingston Community Partnership Corporation (BID)

BE IT RESOLVED that the Township Council of the Township of Livingston, Essex County, NJ that the attached annual budget in the amount of \$377,760.00 for the year 2018 submitted by the Livingston Community Partnership Corporation is approved.

c) R-18-109 Authorizing Sale of Surplus

WHEREAS, the Township of Livingston has determined that the property described on Schedule A attached hereto and incorporated herein is no longer needed for public use; and

WHEREAS, some items are appropriate for sale and will be auctioned pursuant to N.J.S.A. 40A:12-13; and

WHEREAS, the Local Unit Technology Pilot Program and Study Act (P.L. 2001, c. 30) authorizes the sale of surplus personal property no longer needed for public use through the use of an online auction service; and

WHEREAS, the Township of Livingston intends to utilize the online auction services of USGovBid located at www.usgovbid.com; and

WHEREAS, the sales are being conducted pursuant to the Division of Local Government Services' Local Finance Notice 2008-9; 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 Township of Livingston is hereby authorized to sell the surplus personal property as indicated on Schedule A on an online auction website entitled www.usgovbid.com.

Public Comment

Mayor Meinhardt and Township Manager Lewis discussed and explained the Public Charitable Trust legislation recently signed by Governor Murphy, and stated that the Township would be introducing an Ordinance.

Walter LeVine, 345 Walnut Street, suggested that the Township seek delay of the County-ordered revaluation. Mayor Meinhardt and Township Manager Lewis explained that the Township had already made that argument successfully to the County Board, and that the Revaluation had been delayed one year as a result, but that the County directed that the process move forward and that the Township proceed to advertise and select a Revaluation company.

Adjournment

At 8:03 p.m., the Regular Meeting adjourned.

EDWARD MEINHARDT, Mayor

GLENN R. TURTLETAUB, Township Clerk