

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #081-2023

RESOLUTION AUTHORIZING THE HIRING AND APPOINTMENT OF BRIAN SMITH AS A FULL-TIME EMPLOYEE IN THE DEPARTMENT OF PUBLIC WORKS

WHEREAS, the Department of Public Works has a need to hire a full-time Mechanic due to a recent resignation; and

WHEREAS, after considering all interested and qualified candidates, the Superintendent of Public Works has recommended that Brian Smith be hired as a full-time Mechanic in the Department of Public Works with an effective starting date of June 5, 2023, and at the annual salary of \$69,545.64 to be pro-rated for calendar year 2023.

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Mendham that Brian Smith is hereby appointed to the full-time position of Mechanic in the Department of Public Works with an effective starting date of June 5, 2023, and shall be compensated at an annual salary of \$69,545.64 to be pro-rated for calendar year 2023, and shall be eligible for those benefits afforded to all regular full-time employees as set forth in the Borough's Personnel Policy and Procedure Manual.

This resolution shall take effect immediately.

Dated: May 22, 2023

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #082-2023

**RESOLUTION AUTHORIZING A SECOND ONE-YEAR EXTENSION OF A COMPETITIVE CONTRACT
WITH PEGGNET COMPUTERS FOR INFORMATION TECHNOLOGY SERVICES**

WHEREAS, pursuant to Resolution #093-2021 adopted on June 9, 2021, the Borough of Mendham awarded a Competitive Contract for Information Technology Services to Peggnet Computers, which contract documents provide for up to two, one-year contract extensions, upon agreement by the parties; and

WHEREAS, the Borough adopted Resolution #073-2022 on March 23, 2022 to extend the initial contract for the first one-year extension, Year 2, to May 31, 2023; and

WHEREAS, the contract for Year 2 expires on May 31, 2023, and provides for a Year 3 contract amount of \$69,930.00; and

WHEREAS, the contract amount is the same as Year 1 & 2; and

WHEREAS, the Borough has determined that the services are being performed in an effective and efficient manner; and

WHEREAS, the parties wish to extend the contract for the second one-year term, from June 1, 2023 to May 31, 2024, under the existing contract terms; and

WHEREAS, the Chief Financial Officer of the Borough of Mendham has certified that sufficient funds are available for this contract.

NOW, THEREFORE, BE IT RESOLVED by the Mayor and Council of the Borough of Mendham, County of Morris, State of New Jersey, that a second one-year extension of the Competitive Contract with Peggnet Computers is hereby authorized, which contract shall run from June 1, 2023, through May 31, 2024, at a total amount of \$69,930.00, under the existing contract terms.

This resolution shall take effect immediately.

Dated: May 22, 2023

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #083-2023

RESOLUTION AUTHORIZING THE EXECUTION OF A SHARED SERVICES AGREEMENT BETWEEN THE BOROUGH OF MENDHAM AND THE BOARD OF EDUCATION OF THE WEST MORRIS REGIONAL HIGH SCHOOL DISTRICT TO PROVIDE THE SERVICES OF A SPECIAL LAW ENFORCEMENT OFFICER CLASS II/CLASS III FOR PURPOSES OF SCHOOL SECURITY AT THE WEST MORRIS MENDHAM HIGH SCHOOL FOR THE 2023-2024 SCHOOL YEAR

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., permits a local unit of the State to enter into an agreement with any other local unit to provide or receive any service that each local unit participating in the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the State of New Jersey has created a new class of special police officer, known as a Special Law Enforcement Officer Class II/Class III (“SLEO II/III”), solely for the purpose of school security, as set forth in N.J.S.A. 40A:14-146.10 et seq.; and

WHEREAS, the Borough of Mendham (the “Borough”) and the Board of Education of the West Morris Regional High School District (the “Board of Education”) desire to enter into a Shared Services Agreement (the “Agreement”) with regard to providing the services of a SLEO II/III for purposes of school security at the West Morris Mendham High School for the 2023-2024 school year; and

WHEREAS, the SLEO II/III shall be an hourly, part-time, “at will” employee of the Borough, at a rate of \$35.00 - \$37.00 an hour, subject to the rules and regulations of the Mendham Borough Police Department, and shall be under the direction and supervision of the Chief of Police; and

WHEREAS, the Board shall reimburse the Borough for all costs relating to the hiring, training, outfitting and employment of the SLEO II/III per the Agreement; and

WHEREAS, the Board shall reimburse the Borough for the vehicle utilized onsite, training and administration fees in the amount of \$4,150.00; and

WHEREAS, the Board and the Borough have memorialized their agreement for the SLEO II/III in a Shared Services Agreement, a copy of which is attached hereto and made part of this resolution.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Mendham that the Mayor and Borough Clerk are hereby authorized to execute the agreement between the Borough

of Mendham and the Board of Education of the West Morris Regional High School District to enter into a Shared Services Agreement (the "Agreement") with regard to providing the services of a SLEO II/III for purposes of school security at the West Morris Mendham High School for the 2023-2024 school year; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the Board of Education of the West Morris Regional High School District; and

BE IT FURTHER RESOLVED that all Borough officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

This resolution shall take effect immediately.

Dated: May 22, 2023

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #084-2023

**RESOLUTION AUTHORIZING THE EXECUTION OF AN INTERLOCAL SERVICES AGREEMENT
BETWEEN THE BOROUGH OF MENDHAM AND THE BOARD OF EDUCATION OF THE WEST
MORRIS REGIONAL HIGH SCHOOL DISTRICT FOR THE HIRING OF A SCHOOL RESOURCE
OFFICER TO WORK AT THE WEST MORRIS MENDHAM HIGH SCHOOL
FOR THE 2023-2024 SCHOOL YEAR**

WHEREAS, the Uniform Shared Services and Consolidation Act, N.J.S.A. 40A:65-1 et seq., permits a local unit of the State to enter into an agreement with any other local unit to provide or receive any service that each local unit participating in the agreement is empowered to render within its own jurisdiction; and

WHEREAS, the Borough of Mendham (the “Borough”) and the Board of Education of the West Morris Regional High School District (the “Board of Education”) desire to enter into an Interlocal Services Agreement (the “Agreement”) for the hiring of a School Resource Officer (“SRO”) to work at the West Morris Mendham High School for the 2023-2024 school year; and

WHEREAS, the SRO shall be an employee of the Borough, subject to the rules and regulations of the Mendham Borough Police Department, and shall be under the direction and supervision of the Chief of Police; and

WHEREAS, the Board of Education shall pay the sum of \$69,339.00 to the Borough as a contribution to the salary of the SRO for school fiscal year 2023-2024 in quarterly payments as provided for in the Agreement; and

WHEREAS, the Board of Education and the Borough have memorialized their agreement for the SRO in an Interlocal Services Agreement, a copy of which is attached hereto and made part of this Resolution.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Mendham that the Mayor and Borough Clerk are hereby authorized to execute the Interlocal Services Agreement between the Borough of Mendham and the Board of Education of the West Morris Regional High School District for the hiring of a School Resource Officer to work at the West Morris Mendham High School for the 2023-2024 school year; and

BE IT FURTHER RESOLVED that a certified copy of this Resolution shall be provided to the Board of Education of the West Morris Regional High School District; and

BE IT FURTHER RESOLVED that Borough officials and employees are hereby authorized

and directed to take all action necessary and appropriate to effectuate the terms of this Resolution.

This resolution shall take effect immediately.

Dated: May 22, 2023

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #085-2023

**RESOLUTION AUTHORIZING SUBMITTAL OF A GRANT AGREEMENT FOR THE
NEW JERSEY LEAD GRANT ASSISTANCE PROGRAM**

WHEREAS, effective July 22, 2022, the Legislature enacted P.L. 2021, c. 182, “An Act concerning certain lead-based paint hazard, and residential rental property, and establishing lead-based paint hazard programs, supplementing P.L. 2003, c. 311 (C. 52:27D-437.1 et al.) amending various parts of the statutory law, and making an appropriation;” and

WHEREAS, pursuant to N.J.S.A. 52:27D-437.16(b)(1), a municipality that maintains a permanent local agency for the purpose of conducting inspections and enforcing laws, ordinances, and regulations concerning buildings and structures, is required to inspect for lead-based paint hazards in certain specified single-family, two-family, and multiple rental dwellings, at the time periods set forth in the statute; and

WHEREAS, pursuant to N.J.S.A. 52:27D-437.16(b)(2) a municipality that does not maintain such a permanent local agency must hire a lead evaluation contractor, certified to provide lead paint inspection services by DCA, or enter a shared services agreement as permitted by law, for the purpose of conducting the inspections for lead-based paint hazards; and

WHEREAS, Pursuant to Section 9 of P.L. 2021, c. 182, the State of New Jersey has allocated the sum of \$3,900,000.00 to effectuate the purposes of P.L. 2021, c. 182 (C. 52:27D-437.16). Further, pursuant to the FY 2023 Appropriations Act (P.L. 2022, Chapter 49), DCA received a grant-in-aid amount of \$3,900,000.00 for P.L. 2021, c. 182, for a total of \$7,800,000.00 in appropriations to effectuate the purpose of the Act; and

WHEREAS, DCA has allocated \$7,000,000.00 of this appropriation to the development of the Lead Grant Assistance Program (“LGAP”) for the issuance of grant funds to municipalities for the purpose of assisting in municipal compliance with P.L. 2021, c. 182.

WHEREAS, the Division of Local Government Services (DLGS), within DCA, administers the LGAP; and

WHEREAS, the LGAP exists to provide funding to help off-set the costs to municipalities to provide the required inspections at stipulated times of certain single-family, two-family, and multiple rental dwelling units for lead-based paint hazards, pursuant to P.L. 2021, c. 182; and

WHEREAS, the Borough is qualified to receive LGAP funding in the estimated amount of \$3,100.00 requiring no municipal matching funds; and

WHEREAS, an authorized municipal officer must execute the attached grant agreement in order to receive LGAP funding.

NOW, THEREFORE, BE IT RESOLVED, the Borough Council of the Borough of Mendham, County of Morris, State of New Jersey, does hereby authorize the Mayor and Clerk to sign the attached grant agreement, and thus bind the Borough of Mendham to the grant agreement's terms in order to receive the \$3,100.00 grant requiring no municipal matching funds from the DLGS.

This Resolution shall take effect immediately.

Dated: May 22, 2023

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #086-2023

RESOLUTION APPROVING THE SUBMISSION OF A GRANT APPLICATION AND EXECUTION OF A GRANT CONTRACT WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR THE LOCAL TRANSPORTATION PROJECTS FUND FOR DEERFIELD ROAD IMPROVEMENTS

WHEREAS, the Borough is apply for the New Jersey Department of Transportation Local Transportation Projects Fund Grant to improve Deerfield Road; and

WHEREAS, the Public Works Committee Chairman has recommended that the Borough apply for the grant; and

WHEREAS, improvements to Deerfield Road will include; curb repairs, storm drain inlet upgrades, accessible sidewalk ramps, road repairs and resurfacing.

NOW, THEREFORE, BE IT RESOLVED that Council of the Borough of Mendham formally approves the grant application for the above stated project; and

BE IT FURTHER RESOLVED that that Mayor and Municipal Clerk are hereby authorized to submit an electronic grant application to the New Jersey Department of Transportation on behalf of the Borough of Mendham.

BE IT FURTHER RESOLVED that the Mayor and Municipal Clerk are hereby authorized to sign the grant agreement on behalf of the Borough of Mendham and that their signature constitutes acceptance of the terms and conditions of the grant agreement and approves the execution of the grant agreement.

This resolution shall take effect immediately.

Dated: May 22, 2023

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #088-2023

RESOLUTION TO AMEND RESOLUTION #064-2023 PROVIDING FOR SALARIES AND HOURLY WAGE RATES TO BE PAID TO BOROUGH-APPOINTED OFFICIALS AND EMPLOYEES IN 2023

WHEREAS, the Borough of Mendham Personnel Committee has reviewed the salaries and hourly wage rates of the Borough-appointed officials and employees and recommends the following compensation be provided for 2023 for all such individuals; and

WHEREAS, The Borough of Mendham wishes to amend Resolution #064-2023 “Providing for Salaries & Hourly Wage Rates to be Paid to Borough Appointed Officials and Employees in 2023” to amend Camp Counselors I hourly rate from \$12.70 to \$12.93 per New Jersey Department of Labor and Workforce Development Minimum Wage increase effective January 1, 2023.

NOW, THEREFORE, BE IT RESOLVED by the Council of the Borough of Mendham, County of Morris, and State of New Jersey, that the following salaries and hourly wage rates are established for the year 2023 unless otherwise noted. Salaries shown as a per annum sum for employees hired or warranted a step increase in 2023 shall be prorated from the start date of employment or step increase.

Budget Category/Positions	Steps Ordinance #11-2022	2023 Salary/Hourly Wage Rate	Per Annum/ Hour
	Steps PBA Contract		
20 GENERAL GOVERNMENT			
Mayor		\$ 5,000.00	per annum
Council Members		\$ 4,000.00	per annum
Administrator		\$ 157,000.00	per annum
Executive Administrative Assistant Administrator/ Personnel Coordinator		\$ 77,267.64	per annum
Clerical/Intern Part-Time		\$ 14.00 - 25.00	per hour
Municipal Clerk/Registrar of Vital Statistics		\$ 77,267.64	per annum
Deputy Registrar of Vital Statistics		\$ 2,050.00	per annum
Chief Financial Officer/Borough Treasurer		\$ 117,875.00	per annum
Finance/Payroll/Utility Billing/Tax Clerk/Administrative Assistant Board of Health		\$ 62,525.00	per annum
Tax Collector/Tax Search Officer		\$ 32,410.50	per annum
Tax Assessor		\$ 29,274.00	per annum
21 LAND USE ADMINISTRATION			

Planning & Land Use Coordinator/Administrative Assistant Tax Assessor & Engineer/Website & Public Information Coordinator		\$ 77,267.64	per annum
22 UNIFORM CONSTRUCTION CODE/CODE ENFORCEMENT			
Construction Official/Building Sub-Code Official/Inspector/Code Enforcement Officer/Rental Inspector		\$ 110,000.00	per annum
Technical Assistant Construction Officer		\$ 32.33	per hour
Fire Sub-Code Official/Inspector		\$ 47.05	per hour
Plumbing Sub Code Official/Inspector/Mechanical Inspector		\$ 41.82	per hour
Electrical Sub-Code Official/Inspector		\$ 42.87	per hour
Substitute Plumbing Inspector		\$ 36.59	per hour
Substitute Electrical Inspector		\$ 39.99	per hour
Interim Zoning Official		\$ 35,000.00	per annum
25 PUBLIC SAFETY			
Administrative Assistant		\$ 63,775.50	per annum
Administrative Assistant/Records Clerk		\$ 25.00	per hour
Chief of Police		\$ 151,597.50	per annum
Crossing Guards		\$ 22.85	per hour
Lieutenant		\$ 140,255.31	per annum
Matrons		\$ 20.66	per hour
Patrol Officer	Step 4 A-1	\$ 81,067.00	per annum
Patrol Officer	Step 5 A-1	\$ 87,069.00	per annum
Patrol Officer	Step 6 A-1	\$ 93,069.00	per annum
Patrol Officer	Step 6 A	\$ 125,539.00	per annum
Sergeant	Sgt+1 A	\$ 133,611.00	per annum
Sergeant	Sgt+2 A	\$ 138,403.00	per annum
Special Law Enforcement Officer (SLEO) II & III		\$ 35.00 - 45.00	per hour
School Resource Officer (SRO)	Step 6 A	\$ 125,539.00	per annum
Fire Inspector		\$ 25.63	per hour
Fire Official/Marshal		\$ 37.51	per hour
26 PUBLIC WORKS			
Administrative Assistant DPW/OEM/FEMA Recycling/Clean Communities Coordinator		\$ 57,912.50	per annum
Assistant Superintendent		\$ 87,754.90	per annum
Laborer/Driver/Operator	Step 7	\$ 61,895.64	per annum
Laborer/Driver/Operator	Step 3	\$ 51,695.64	per annum
Laborer/Driver/Operator	Step 2	\$ 49,145.64	per annum
Laborer/Driver/Operator Part-Time/Seasonal		\$ 14.00 - 40.00	per hour
Mechanic	Step 10	\$ 69,545.64	per annum
Superintendent		\$ 137,303.88	per annum

Supervisor	Step 10 Supv	\$ 72,095.64	per annum
28 RECREATION			
Recreation Program Director		\$ 33,089.64	per annum
10 RECREATION TRUST FUND			
Camp Counselor I		\$ 12.93	per hour
Camp Counselor II		\$ 13.08	per hour
Camp Counselor III		\$ 13.50	per hour
Camp Head Counselor I		\$ 13.92	per hour
Camp Head Counselor II		\$ 14.33	per hour
Camp Head Counselor III		\$ 14.75	per hour
Camp Substitute Head Counselor I		\$ 13.50	per hour
Camp Substitute Head Counselor II		\$ 13.92	per hour
Camp Substitute Director I		\$ 14.67	per hour
Camp Substitute Director II		\$ 15.08	per hour
Camp Art Director		\$ 1,910.00	per annum
Camp Assistant Director		\$ 2,750.00	per annum
Camp Medical Director		\$ 3,980.00	per annum
Camp Director		\$ 5,650.00	per annum
15 OPEN SPACE TRUST FUND			
Laborer/Driver/Operator A	Step 2	\$ 49,145.64	per annum
05 UTILITY - SEWER (WATER RECLAMATION)			
Assistant Superintendent/Acting Superintendent		\$ 92,042.00	per annum
Attendant	Step 3	\$ 54,245.64	per annum
Operator S2 & C2	Step 9	\$ 66,995.64	per annum
Operator S 1& C1	Step 8	\$ 64,445.64	per annum
Back-up Operator in Charge C2		\$ 1,000.00	per annum
Superintendent		\$ -	per annum
Laborer Part-Time/Seasonal		\$ 14.00 - 40.00	per hour

This resolution shall take effect immediately.

Dated: May 22, 2023

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #089-2023

**RESOLUTION AUTHORIZING THE 2023 GENERAL CAPITAL IMPROVEMENTS PROJECT OF
ANNUAL STREET REPAVING PROJECTS THROUGH THE MORRIS COUNTY
COOPERATIVE PURCHASING PROGRAM**

WHEREAS, in accordance with N.J.S.A 40A:11-12 of the Local Public Contracts Law, public bids are not required when the purchase of goods or services is made through a cooperative purchasing program; and

WHEREAS, Mendham Borough realizes cost savings by purchasing services, equipment and materials through the Morris County Cooperative Purchasing Program; and

WHEREAS, the Borough desires to perform annual street repaving projects in the amount not to exceed \$254,000.00 through the Morris County Cooperative Purchasing Program, Contract #6 Road Resurfacing, attached hereto and made part of this resolution; and

WHEREAS, the purchase was approved as part of Ordinance #05-2023 for General Capital Improvements; and

WHEREAS, the Chief Financial Officer has certified that funds are currently available for the purpose; and

NOW, THEREFORE, BE IT RESOLVED, by the Mayor and Council of the Borough of Mendham hereby authorizes the annual street repaving projects from the Morris County Cooperative Purchasing Program, Contract #6 Road Resurfacing as provided in the herein referenced pricing quote, in the amount not to exceed \$254,000.00 through the Morris County Cooperative Purchasing Program; and

NOW, THEREFORE, BE IT FURTHER RESOLVED, all other Borough officials and employees are hereby authorized and directed to take all action necessary and appropriate to effectuate the terms of the resolution.

This resolution shall take effect immediately.

Dated: May 22, 2023

BOROUGH OF MENDHAM
MORRIS COUNTY, NEW JERSEY

RESOLUTION #090-2023

**RESOLUTION AUTHORIZING THE ISSUANCE OF NOT EXCEEDING \$730,497 BOND
ANTICIPATION NOTES OF THE BOROUGH OF MENDHAM,
IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY**

BE IT RESOLVED BY THE BOROUGH COUNCIL OF THE BOROUGH OF MENDHAM, IN THE COUNTY OF MORRIS, STATE OF NEW JERSEY, AS FOLLOWS:

Section 1. Pursuant to a bond ordinance of the Borough of Mendham, in the County of Morris (the "Borough") entitled: "Bond ordinance appropriating \$1,875,000, and authorizing the issuance of \$1,404,670 bonds or notes of the Borough, for various improvements or purposes authorized to be undertaken by the Borough of Mendham, in the County of Morris, State of New Jersey", finally adopted on November 19, 2012 (#13-12), bond anticipation notes of the Borough in a principal amount not exceeding \$151,800 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 2. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$140,000, and authorizing the issuance of \$130,000 bonds or notes of the Borough for the acquisition of vehicles by the Borough of Mendham, in the County of Morris, State of New Jersey", finally adopted on May 8, 2019 (#4-19), bond anticipation notes of the Borough in a principal amount not exceeding \$113,157 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 3. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$390,000, and authorizing the issuance of \$370,500 bonds or notes of the Borough, for the acquisition of equipment by the Borough of Mendham, in the County of Morris, State of New Jersey", finally adopted on June 10, 2020 (#05-20), bond anticipation notes of the Borough in a principal amount not exceeding \$360,540 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance, including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 4. Pursuant to a bond ordinance of the Borough entitled: "Bond ordinance appropriating \$200,000, and authorizing the issuance of \$105,000 bonds or notes of the Borough, for the acquisition of various equipment by the Borough of Mendham, in the County of Morris, State of New Jersey", finally adopted on April 26, 2021 (#08-2021), bond anticipation notes of the Borough in a principal amount not exceeding \$105,000 shall be issued for the purpose of temporarily financing the improvement or purpose described in Section 3 of said bond ordinance,

including (to any extent necessary) the renewal of any bond anticipation notes heretofore issued therefor.

Section 5. All bond anticipation notes (the “notes”) issued hereunder shall mature at such times as may be determined by the treasurer, the Chief Financial Officer or the acting Chief Financial Officer of the Borough (the “Chief Financial Officer”), provided that no note shall mature later than one year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer and shall be signed and sealed by officials and officers of the Borough in any manner permitted by N.J.S.A. §40A:2-25. The Chief Financial Officer shall determine all matters in connection with the notes issued hereunder, and the Chief Financial Officer’s signature upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time subject to the provisions of N.J.S.A. §40A:2-8. The Chief Financial Officer is hereby authorized to sell part or all of the notes at not less than par from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price. The Chief Financial Officer is directed to report in writing to the governing body of the Borough at the meeting next succeeding the date when any sale or delivery of the notes hereunder is made. Such report must include the principal amount, interest rate and maturities of the notes sold, the price obtained and the name of the purchaser.

Section 6. Any note issued pursuant to this resolution shall be a general obligation of the Borough, and the Borough’s faith and credit are hereby pledged to the punctual payment of the principal of and interest on the notes and, unless otherwise paid or payment provided for, an amount sufficient for such payment shall be inserted in the budget and a tax sufficient to provide for the payment thereof shall be levied and collected.

Section 7. The Chief Financial Officer is hereby authorized and directed to do all other matters necessary, useful, convenient or desirable to accomplish the delivery of the notes to the purchasers thereof as promptly as possible, including (i) the preparation, execution and dissemination of a Preliminary Official Statement and Final Official Statement with respect to the notes, (ii) preparation, distribution and publication, if necessary, of a Notice of Sale with respect to the notes, (iii) execution of a Continuing Disclosure Undertaking, with respect to the notes in accordance with Rule 15c2-12 promulgated by the Securities and Exchange Commission and (iv) execution of an arbitrage and use of proceeds certificate certifying that, among other things, the Borough, to the extent it is empowered and allowed under applicable law, will do and perform all acts and things necessary or desirable to assure that interest paid on the notes is not included in gross income under Section 103 of the Internal Revenue Code of 1986, as amended.

Section 8. All actions heretofore taken by officials and professionals of the Borough relating to the sale and award of the notes are hereby ratified, confirmed, adopted and approved.

Section 9. This resolution shall take effect immediately.

Dated: May 22, 2023

Upon motion of _____, seconded by _____,
the foregoing resolution was adopted by the following vote:

AYES:

NOES:

CERTIFICATE

I, **CAROLYNN BUDD**, Borough Clerk of the Borough of Mendham, in the County of Morris, State of New Jersey, **HEREBY CERTIFY** that the foregoing annexed extract from the minutes of a meeting of the Borough Council of said Borough, duly called and held on May 10, 2023, has been compared by me with the original minutes as officially recorded in my office in the Minute Book of said Borough, and is a true, complete and correct copy thereof and of the whole of said original minutes so far as the same relate to the subject matters referred to in said extract.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the corporate seal of said Borough this 22nd day of May, 2023.

(SEAL)