

COUNCIL OF THE TOWNSHIP OF MONROE
MINUTES
REGULAR MEETING – NOVEMBER 6, 2013

The Council of the Township of Monroe met in the Municipal Building, 1 Municipal Plaza, for a Regular Meeting.

The Regular Meeting was Called to Order at 7:00 p.m. by Council President Gerald W. Tamburro with a Salute to the Flag.

UPON ROLL CALL by Deputy Township Clerk, Patricia Reid, the following members of Council were present: Councilman Stephen Dalina, Councilwoman Leslie Koppel, Councilman Michael Leibowitz, Council Vice-President Henry L. Miller and Council President Gerald W. Tamburro.

ABSENT: Township Clerk Sharon Doerfler

ALSO PRESENT for Council was: Mayor Richard Pucci, Business Administrator Wayne R. Hamilton, Township Attorney Joel L. Shain and Engineer Mark Rasimowicz.

There were approximately one hundred (100) members of the Public present in the audience.

Council President Tamburro requested the Deputy Clerk to read the following **SUNSHINE LAW** into the record:

In accordance with the Open Public Meetings Act, it is hereby announced and shall be entered into the Minutes of this meeting that adequate notice of this meeting has been provided by the following:

1. Posted on January 4, 2013 on the Bulletin Board of the Office of the Township Clerk in the Municipal Building, 1 Municipal Plaza and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and **CRANBURY PRESS** on January 4, 2013;
3. Posted on January 4, 2013 on the Bulletin Boards within the Municipal Complex;
4. Posted on the Monroe Township website; and
5. Sent to those individuals who have requested personal notice.

In accordance with Chapter 3, Section 17 of the Monroe Township Code, Public Comment shall be limited to five (5) minutes unless further time is granted by the Council President.

UPON MOTION made by Councilwoman Koppel and seconded by Councilman Dalina, the **CLAIMS** per run date of **10/24/2013** (Twp. & M.T.U.D.) were approved for payment as presented.

ROLL CALL:	Councilman Stephen Dalina	Aye
	Councilwoman Leslie Koppel	Aye
	Councilman Michael Leibowitz	Aye
	Council Vice-President Henry L. Miller	Aye
	Council President Gerald W. Tamburro	Aye

UPON MOTION made by Council Vice-President Miller and seconded by Councilwoman Koppel, the **MINUTES** of the **October 7, 2013 Regular Meeting** were approved for adoption as written and presented.

ROLL CALL:	Councilman Stephen Dalina	Abstained
	Councilwoman Leslie Koppel	Aye
	Councilman Michael Leibowitz	Aye
	Council Vice-President Henry L. Miller	Aye
	Council President Gerald W. Tamburro	Aye

UPON MOTION made by Councilman Dalina and seconded by Councilwoman Koppel, the **MINUTES** of the **October 28, 2013 Agenda Meeting** were approved for adoption as written and presented.

ROLL CALL:	Councilman Stephen Dalina	Aye
	Councilwoman Leslie Koppel	Aye
	Councilman Michael Leibowitz	Aye
	Council Vice-President Henry L. Miller	Aye
	Council President Gerald W. Tamburro	Aye

UPON MOTION made by Councilman Dalina and seconded by Councilwoman Koppel, the following entitled Ordinance was moved on Second Reading for final passage: **ORDINANCE AMENDING CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED, "LAND DEVELOPMENT"**. (Block 35, Lots 6.01 and 6.02)

ORDINANCE as follows:

BE IT ORDAINED by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey, that the Code of the Township of Monroe, Chapter 108 entitled, "Land Development" shall be amended as follows:

SECTION 1.

§ 108-6.2. Official Zoning Map.

- A. The "Official Zoning Map" of Monroe Township, New Jersey, dated March 30, 2012, and as amended from time to time thereafter, is hereby amended for the purpose of re-zoning portions of Lots 6.01 and 6.02 in Block 35, as set forth on Page 50 of the Monroe Township Tax Map, from the R3A Rural Residential zone to PD-SH Planned Development Senior Housing, while ensuring that the portions of said lots remaining as R3A maintain at least 3 acres in area to comply with minimum lot area requirements for the R3A zone.

SECTION 2. All Ordinances or parts of Ordinances inconsistent herewith are hereby repealed to the extent of such inconsistency.

SECTION 3. If any section, paragraph, subsection, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 4. This Ordinance shall take effect upon final passage and publication as provided by law subject to a copy being filed with the Middlesex County Planning Board.

Council President Tamburro stated that on Monday Council was notified by Burt Busch and Attorney Walter Toto, the Attorney for Toll Bros., that there has been a substantial agreement put in place. Right now they are dealing with parts of the agreement. He has been informed that the agreement will be totally prepared by Friday of this week, at which time it is expected to be executed. With this in mind, they have asked to postpone action on this Ordinance until December 2, 2013.

Council President Tamburro opened the Public Hearing for Council and Public comment.

Burt Busch – stated there are 26-27 homes involved in the area that would be affected by this re-zoning. In speaking with Attorney Walter Toto within the last 5 days, they agreed that Attorney Toto would draft an Agreement based upon the things that are uncontested. It should be completed by Friday. Some of the people affected are in Florida. He hopes that by Dec. 2nd there will be a settlement with more than a few people.

Council President Tamburro stated that this Ordinance must be dealt with at the December 2nd meeting because it was introduced this year. Both Mr. Busch and Attorney Toto agreed.

Attorney Walter Toto, Attorney for Toll Bros. – stated they have worked very hard with the residents to address their concerns. A drafted Agreement is being reviewed by Toll and they expect to be here in December to await a decision.

Council President Tamburro stated that all communications that have been received on the Township level from both sides has been passed on to the professionals that deal with this at the Planning Board.

Jack Kaye, 184 Tournament Dr., - spoke in support of the re-zoning of the parcel of land on Route 613, known as the Tree Farm, which is currently being considered. If Toll is permitted to proceed, they have agreed to reduce the total number of Regency Units from the previously approved 1,501 units that include approximately 250-300 multi-family condominiums and reduce it to 1,327 which include the proposed 50 units at the Tree Farm. This reduction of 174 units will result in the permanent elimination of all the previously approved condominiums at Regency and reduce the number of residents by at least 350. Toll has also further committed to insure the privacy of every resident living near the hill which separates Regency from the Tree Farm. Should this re-zoning not be granted, he feels the property will eventually be sold with no prediction as to what will be approved for that site. He feels the re-zoning of this site is best for the residents of the community and the town.

Judy DiBernardo, 118 Riviera Dr. – spoke on behalf of her husband and 14 other residents. Asked that Toll be granted the change in zoning that they are requesting.

Hy Grossman, 15 Doral Dr. – is not directly impacted by the proposal but agrees with the previous testimony to grant the change in zoning.

UPON MOTION made by Councilman Leibowitz and seconded by Councilman Dalina, the **ORDINANCE AMENDING CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED, “LAND DEVELOPMENT”**. (Block 35, Lots 6.01 and 6.02) was carried to the December 2, 2013 Regular Council Meeting.

ROLL CALL:	Councilman Stephen Dalina	Aye
	Councilwoman Leslie Koppel	Aye
	Councilman Michael Leibowitz	Aye
	Council Vice-President Henry L. Miller	Aye
	Council President Gerald W. Tamburro	Aye

UPON MOTION made by Councilman Leibowitz and seconded by Councilwoman Koppel, the following entitled Ordinance was moved on second reading for final passage: **ORDINANCE PROVIDING FOR THE ACQUISITION OF PORTIONS OF, AND EASEMENTS ON, CERTAIN PARCELS OF LAND IDENTIFIED AS LOT 14.5 IN BLOCK 18, LOT 14.7 IN BLOCK 18 AND LOT 28 IN BLOCK 27.6 ON THE TAX MAP OF MONROE TOWNSHIP.**

ORDINANCE as follows: (O-11-2013-022)

WHEREAS, the Township Council of the Township of Monroe has determined that it is in the public interest that the intersection of Perrineville Road and Union Valley Road, within the Township, be widened (the “Project”); and

WHEREAS, as part of the Project, the Township of Monroe must acquire a portion of a parcel of land identified as Lot 14.5 in Block 18 on the Tax Map of Monroe Township, and certain easements on said parcel, said portion and easements being more particularly described by metes and bounds, as set forth in the description attached hereto as Exhibit "A"; and

WHEREAS, the Appraiser retained in connection with the Project has advised the Township of Monroe that the fair market value of the aforesaid acquisitions pertaining to Lot 14.5 in Block 18 is \$32,400.00; and

WHEREAS, as part of the Project, the Township of Monroe must acquire a portion of a parcel of land identified as Lot 14.7 in Block 18 on the Tax Map of Monroe Township, and certain easements on said parcel, said portion and easements being more particularly described by metes and bounds, as set forth in the description attached hereto as Exhibit "B"; and

WHEREAS, the Appraiser retained in connection with the Project has advised the Township of Monroe that the fair market value of the aforesaid acquisitions pertaining to Lot 14.7 in Block 18 is \$7,100.00; and

WHEREAS, as part of the Project, the Township of Monroe must acquire a portion of a parcel of land identified as Lot 28 in Block 27.6 on the Tax Map of Monroe Township, and certain easements on said parcel, said portion and easements being more particularly described by metes and bounds, as set forth in the description attached hereto as Exhibit "C"; and

WHEREAS, the Appraiser retained in connection with the Project has advised the Township of Monroe that the fair market value of the aforesaid acquisitions pertaining to Lot 28 in Block 27.6 is \$3,370.00; and

NOW, THEREFORE, BE IT ORDAINED by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey, as follows:

SECTION 1. The Mayor, Township Clerk and Township Attorney are hereby authorized and directed to negotiate with the owners, *nunc pro tunc* to August 5, 2013, for the purchase of said lands, and, upon failure to arrive at a price satisfactory to the Township, to institute condemnation proceedings for the purpose of acquiring said lands in the manner provided by law, and to execute all such documents as are reasonably necessary to acquire by purchase or condemnation the following:

- (a) All those easements on, and portion of, the parcel of land identified as Lot 14.5, Block 18 on the Tax Map of Monroe Township, as more particularly described on Exhibit "A";
- (b) All those easements on, and portion of, the parcel of land identified as Lot 14.7, Block 18 on the Tax Map of Monroe Township, as more particularly described on Exhibit "B";
- (c) All those easements on, and portion of, the parcel of land identified as Lot 28, Block 27.6 on the Tax Map of Monroe Township, as more particularly described on Exhibit "C";
- (d) All improvements erected on, over and beneath the aforesaid lands;
- (e) All those construction easements as more particularly described in Exhibits "A", "B" and "C";
- (f) All easements, rights-of-way or use, privileges, licenses, hereditaments, appurtenances, interests and other rights belonging to or inuring to the benefit of the lands and all right, title and interest of the owners in and to any land lying in the bed of any highway, street, road or avenue, opened or proposed, in front or abutting or adjoining aforesaid lands.

SECTION 2. The purchase price shall be either the market value of each said lot, portion of said lot, or easement, as determined by the Appraiser retained by the Township or other such amount determined to be just compensation for the acquisition or in accordance with the "Eminent Domain Act" (Chapter 3 of Title 20 of the New Jersey Statutes).

SECTION 3. The Township Council shall provide sufficient funds for the purchase of the said portions of land by providing an appropriation in the 2013 annual budget pursuant to the provisions of the "Local Budget Law" (Chapter 4 of Title 40A of the New Jersey Statutes), or by the incurring of indebtedness and issuance of bonds in accordance with the "Local Bonding Law" (Chapter 2 of Title 40A of the New Jersey Statutes).

SECTION 4. All ordinances or parts of ordinances inconsistent herewith are hereby repealed.

SECTION 5. If any section, subdivision, sentence, clause or provision of the Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the Ordinance shall be deemed valid and effective.

SECTION 6. This Ordinance shall take effect upon final passage and publication as provided by law.

SO ORDAINED as aforesaid

Council President Tamburro opened the Public Hearing to Council and Public discussion of this Ordinance.

Tom Nothstein, 15 Nathaniel St. – questioned if this was for a traffic light. Engineer Rasimowicz responded that it is for a traffic light at Perrineville and Union Valley Roads.

He next asked if it is at our cost and Council President Tamburro responded that it is a County Road.

As Councilman Leibowitz and Councilwoman Koppel regularly moved and seconded the adoption, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption: **ORDINANCE PROVIDING FOR THE ACQUISITION OF PORTIONS OF, AND EASEMENTS ON, CERTAIN PARCELS OF LAND IDENTIFIED AS LOT 14.5 IN BLOCK 18, LOT 14.7 IN BLOCK 18 AND LOT 28 IN BLOCK 27.6 ON THE TAX MAP OF MONROE TOWNSHIP.**

ROLL CALL:	Councilwoman Leslie Koppel	Aye
	Councilman Michael Leibowitz	Aye
	Councilman Stephen Dalina	Aye
	Council Vice-President Henry L. Miller	Aye
	Council President Gerald W. Tamburro	Aye

Copy of Ordinance Duly Filed.
O-11-2013-022

UPON MOTION made by Councilman Dalina and seconded by Councilwoman Koppel, an Ordinance was introduced on first reading for final passage: **ORDINANCE PROVIDING FOR THE ACQUISITION OF CERTAIN PORTIONS OF PARCELS OF LAND IDENTIFIED AS BLOCK 77, LOT 11.02 ON THE TAX MAP OF MONROE TOWNSHIP.**

ROLL CALL:	Councilman Stephen Dalina	Aye
	Councilwoman Leslie Koppel	Aye
	Councilman Michael Leibowitz	Aye
	Council Vice-President Miller	Aye
	Council President Gerald W. Tamburro	Aye

Copy of Ordinance Duly Filed.

UPON MOTION made by Councilman Dalina and seconded by Councilwoman Koppel, and Ordinance was introduced on first reading for final passage: **ORDINANCE AMENDING THE 2011-2014 SUPERVISORY PERSONNEL SALARY AND WAGE ORDINANCE.**

ROLL CALL:	Councilman Stephen Dalina	Aye
	Councilwoman Leslie Koppel	Aye
	Councilman Michael Leibowitz	Aye
	Council Vice-President Miller	Aye
	Council President Gerald W. Tamburro	Aye

Copy of Ordinance Duly Filed.

Council President Tamburro asked Administrator Hamilton to address Resolution #12.s. – Compliance with Regulations of the Local Finance Board of the State of NJ regarding the 2012 annual Audit.

Administrator Hamilton stated there are a couple of minor comments identifying some Ordinance balances that have been on the books for some time requiring a determination as to whether to cancel the balances. There were no major recommendations. It will be published on the Township Website as soon as it is adopted tonight.

Council President Tamburro added that this is what is called a “clean audit” with no significant problems found by the Auditor.

UPON MOTION made by Councilwoman Koppel and second by Councilman Dalina, the following Resolutions were moved for adoption under the **CONSENT AGENDA**, as hereinbelow set forth:

ROLL CALL:	Councilman Stephen Dalina	Aye
	Councilwoman Leslie Koppel	Aye
	Councilman Michael Leibowitz	Aye
	Council Vice-President Miller	Aye
	Council President Gerald W. Tamburro	Aye

RESOLUTIONS adopted under **CONSENT AGENDA** are as follows:

- R-11-2013-242** **RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE/MAINTENANCE GUARANTEES AND ESCROWS POSTED FOR VARIOUS CLOSED-OUT PROJECTS.**
- R-11-2013-243** **RESOLUTION OF SUPPORT FOR THE FIRST PHASE OF IMPLEMENTATION PROJECTS OF THE WATERSHED PROTECTION AND RESTORATION PLAN FOR THE MANALAPAN BROOK**
- R-11-2013-244** **RESOLUTION AUTHORIZING SUBMISSION OF A PROGRAM GRANT APPLICATION AND EXECUTION OF A GRANT AGREEMENT BETWEEN THE COUNTY OF MIDDLESEX AND TOWNSHIP OF MONROE FOR CALENDAR YEAR 2014 FUNDING OF THE MONROE TOWNSHIP CULTURAL ARTS COMMISSION PROGRAMS, PROJECTS AND GENERAL OPERATING SUPPORT.**
- R-11-2013-245** **RESOLUTION REFUNDING THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**
- R-11-2013-246** **RESOLUTION AUTHORIZING GABEL ASSOCIATES TO PREPARE SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF PROPOSALS (RFP’S) FOR ENERGY AGGREGATION PROVIDERS.**
- R-11-2013-247** **RESOLUTION AUTHORIZING THE TOWNSHIP BUSINESS ADMINISTRATOR TO PREPARE PLANS, SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS FOR VARIOUS GOODS AND SERVICES FOR CALENDAR YEAR 2014.**
- R-11-2013-248** **RESOLUTION AUTHORIZING EXTENSION OF AN INTERLOCAL SERVICES AGREEMENT BY AND BETWEEN THE TOWNSHIP OF MONROE AND TOWNSHIP OF CRANBURY FOR THE PROVISION OF SANITARY SEWER SERVICES.**
- R-11-2013-249** **RESOLUTION AUTHORIZING CHANGE ORDER NO. 1 SUBMITTED TO THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) BY DeMAIO ELECTRICAL COMPANY, INC. FOR CONTRACT NO. 402 – ASHMALL AVENUE PUMP STATION #7 IMPROVEMENTS.**

- R-11-2013-250** RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE AND ESTABLISHING A MAINTENANCE GUARANTEE WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) FOR GUMP INDUSTRIES, W&S 1082.
- R-11-2013-251** RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) FOR GREENBRIAR AT STONEBRIDGE, SECTIONS 4C & 9.
- R-11-2013-252** RESOLUTION AUTHORIZING THE PURCHASE OF A TRUCK USING THE NEW JERSEY STATE COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).
- R-11-2013-253** RESOLUTION AUTHORIZING THE MONROE TOWNSHIP UTILITY DEPARTMENT PURCHASING MANAGER TO PREPARE AND ADVERTISE REQUESTS FOR QUALIFICATIONS (“RFQ’s”) FOR HYDROGEOLOGICAL SERVICES FOR CALENDAR YEAR 2014.
- R-11-2013-254** RESOLUTION PROVIDING FOR INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948). (Drunk Driving Enforcement Fund Grant - \$6,002.02)
- R-11-2013-255** RESOLUTION AUTHORIZING SUBMISSION OF FISCAL GRANT EXTENSION FOR THE MONROE TOWNSHIP MUNICIPAL ALLIANCE GRANT PERIOD JANUARY 1, 2014 TO JUNE 30, 2014 IN CONNECTION WITH THE GOVERNOR’S COUNCIL ON ALCOHOLISM AND DRUG ABUSE.
- R-11-2013-256** RESOLUTION AUTHORIZING EXPENDITURE FROM THE TREE ESCROW FUND. (Bartlett Tree Experts in the amount of \$3,795.00)
- R-11-2013-257** RESOLUTION AUTHORIZING REFUND OF RAFFLE LICENSE FEES.
- R-11-2013-258** RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR/QPA TO PREPARE QUALIFICATIONS AND ADVERTISE FOR RECEIPT OF RFP’S FOR THIRD PARTY AMBULANCE BILLING SERVICES.
- R-11-2013-259** RESOLUTION AUTHORIZING EXPENDITURE FROM THE TREE ESCROW FUND. (Andy Matt, Inc. – Fall tree planting of approx. 126 trees)
- R-11-2013-260** RESOLUTION DEMONSTRATING COMPLIANCE WITH REGULATIONS OF THE LOCAL FINANCE BOARD OF THE STATE OF NEW JERSEY REGARDING THE 2012 ANNUAL AUDIT.
- R-11-2013-261** RESOLUTION AUTHORIZING BUDGET TRANSFERS.
- R-11-2013-262** RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT BY AND BETWEEN THE TOWNSHIP OF MONROE, A MUNICIPAL CORPORATION, AND THE COUNTY OF MIDDLESEX, A CORPORATION OF THE STATE OF NEW JERSEY, WITH REGARD TO TRAFFIC SIGNALIZATION AT THE INTERSECTION OF FORSGATE DRIVE (CR 612) AND APPLGARTH ROAD (CR 619) IN MONROE TOWNSHIP, MIDDLESEX COUNTY, NEW JERSEY.
- R-11-2013-263** RESOLUTION AUTHORIZING FEIST ENGINEERING TO PREPARE PLANS, SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS IN CONNECTION WITH TRAFFIC SIGNALIZATION AT THE INTERSECTION OF FORSGATE DRIVE (CR 612) AND APPLGARTH ROAD (CR 619).

- R-11-2013-264 RESOLUTION REFUNDING TAX OVERPAYMENTS.**
- R-11-2013-265 RESOLUTION AUTHORIZING EXTENSION OF CONTRACT WITH
DANO ENTERPRISES, INC. FOR MONROE TOWNSHIP GRASS
BAGS.**
- R-11-2013-266 RESOLUTION AUTHORIZING EXTENSION OF CONTRACT WITH
POWER SAWS OF AMERICA, INC. FOR MONROE TOWNSHIP TREE
REMOVAL AND PRUNING.**
- R-11-2013-267 RESOLUTION AUTHORIZING AWARD OF BID FOR ROAD
IMPROVEMENTS – CONCRETE CURB, GUTTER AND SIDEWALK
REPLACEMENT.**

Copies of Resolutions Duly Filed.

Mayor Pucci – Congratulated Council President Tamburro & Councilman Leibowitz on their re-elections to the Council. He congratulated Betty Schneider on her election as a new Council Member, also, Tom Nothstein, Michele Arminio & Lew Kauffman on their elections to the Board of Education.

The Mayor & Council President Tamburro thanked the Clerks' Office for all their work on the elections the night before.

Business Administrator Hamilton – Also congratulated everyone and is ready to work with the incumbents.

Engineer Rasimowicz – Congratulated everyone

Council:

Councilman Leibowitz - Thanked all that helped him in his re-election.

Councilman Dalina – Congratulated the winners and thanked the Clerk's Office for their hard work.

He also mentioned that at the Octoberfest, the Township recognized those individuals that have "stepped up" in the community with their volunteer services.

Councilwoman Koppel – Thanked the Clerk's office for their work in the many elections that were held this year.

She mentioned that on Veterans Day, Nov. 11th, there will be a Memorial Service at 8:30am at the Municipal Complex and at 9:15am services will be held at Veterans Park. There will be bus service available at the Municipal Complex for Veterans to and from the ceremony.

Also, November is DECA Month and she will be making a presentation to the DECA Class at the High School.

Council Vice-President Miller – Congratulated Ms. Arminio and all who won.

Council President Tamburro – Announced there will be a Special Meeting on November 14th at 7pm – The consultants will be accepting bids for the aggregation. The contract must be awarded that night. The Special Meeting will be for that purpose only.

He also congratulated the winners.

PUBLIC:

Charles Petretti, 4A Wingate Ct. – Congratulated all elected & re-elected.

He asked if residents would receive an “opt out” form from their current utility provider and Council President Tamburro explained that if you are not currently in “the plan” you will get an “opt out” notice. You will not get the notice until a price has been determined.

Mr. Petretti asked if the banks are able to find out the upcoming taxes before the residents are notified by the Township and Administrator Hamilton explained that the change in values for the revaluation will not take place until the July tax bill. You will get a notice for the change in value and as the budget process continues with the school board, fire districts and the Township, you will know the revised tax rate. The Tax Assessors’ Office would not be furnishing that information at this time.

He next asked about the money for the “Mighty Oak”, Item #12.o., in the amount of \$3,795 for Bartlett, asking if this is for work that has already been done or additional work. Administrator Hamilton explained that part of the money is for repair due to an accident and additional work for lightning protection & additional pruning.

Regarding Item #12.r. - Fall Tree Planting, he asked if any of the trees would be replacing the trees at the Senior Center and Administrator Hamilton explained that the trees at the Senior Center are part of a contract.

Regarding Item #12.z. - Concrete, Curb & Gutter & Sidewalk replacement, he asked the location and Engineer Rasimowicz responded that it is for various locations throughout the town.

Mr. Petretti then asked the number of yards involved and Mr. Rasimowicz stated it is not listed on the award letter and he would have to look back in his records.

He next asked if it would be conducted in the springtime and Engineer Rasimowicz stated that this could start as soon as a Contract is signed and the weather co-operates. The Contract was approved for \$107,050.00.

Hy Grossman, 15 Doral Dr. – Asked if we are on time with the Energy Aggregation Program and when will it become effective. Council President Tamburro stated it will probably become effective in February.

Mr. Grossman then spoke of a situation in which his best friend became ill and was taken from Regency. The family asked for him to be taken to CentraState but he was taken to Raritan Bay in Old Bridge. He wondered why inasmuch as it’s the same distance and there is no neurology department and no neurologist on staff. Administrator Hamilton explained that, without knowing the specifics of the call, he could not answer but if given the information; he will look into the matter.

Robert Zeglarski, 162 Tournament Dr. – Congratulated Councilman Leibowitz. Stated that while campaigning he noticed what a dangerous intersection Spotswood-Englishtown Rd & Ericson Avenue is and encouraged Council to review the safety of the intersection.

He also encouraged Council to consider the recommendations he made at the last meeting to use some of the “sewer connection fees” for the Classroom/School Budget in the form of tax relief. There will be little surplus left that they have been using for tax appeal issues.

Virginia McGuinness, 326A Nantucket Lane – asked the status of the Inter-local Agreement with Rossmoor. Administrator Hamilton explained that it is between Rossmoor and the Township attorneys. It will then be submitted to Middlesex County.

Tom Nothstein, 15 Nathaniel St. – questioned Item #11 – Supervisory Salary & Wage Ordinance. Administrator Hamilton explained it is an M.T.U.D. T-3 Operator, a new position as required by the DEP. He will also be a Field Operations Manager.

Questioned Item #12.z. – Award of Bid for Concrete Curb, Gutters and Sidewalks. He asked who won the bid and the number of bidders. Engineer Rasimowicz responded that A. Takton won and there were 7 other bidders. Low bid was \$107,050.

Michele Arminio, 9 Nathaniel St. – offered her congratulation to all elected.

Questioned Item #12.v. asking for an explanation on the authorization for Feist Engineering to prepare specs for the Traffic Signalization @ the intersection of Forsgate Drive & Applegarth Road.

Administrator Hamilton explained that they received authorization some time ago and it is relative to providing some additional turn lanes at the intersection of Forsgate-Links-Applegarth. She asked the amount and he stated he does not have the previous amount but can get it.

Charles Petretti - wanted to clarify the M.T.U.D. surplus amount. He thought it was \$55 million and Administrator Hamilton corrected him stating the amount was a little over \$40 million.

UPON MOTION made by Councilman Dalina and seconded by Councilwoman Koppel the Regular Meeting was Adjourned at 8:05pm.

ROLL CALL:	Councilman Stephen Dalina	Aye
	Councilwoman Leslie Koppel	Aye
	Councilman Michael Leibowitz	Aye
	Council Vice-President Miller	Aye
	Council President Gerald W. Tamburro	Aye

SHARON DOERFLER, Township Clerk

GERALD W. TAMBURRO, Council President

Minutes were adopted on _____