

THE FOLLOWING IS A **PRELIMINARY AGENDA** AND CHANGES MAY BE MADE TO THE AGENDA BEFORE OR AT THE MEETING, AS PROVIDED BY LAW.

SPECIAL AND AGENDA MEETING
OF THE MONROE TOWNSHIP COUNCIL
FOR DECEMBER 28, 2011

AGENDA

1. Call to Order. (7:30 p.m.)

2. Salute to the Flag.

3. **ROLL CALL:**

Councilwoman Leslie Koppel
Councilman Michael Leibowitz
Councilman Irwin Nalitt
Council Vice-President Henry L. Miller
Council President Gerald W. Tamburro _____

4. Council President Tamburro to request the following **SUNSHINE LAW** be read 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 7, 2011, 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 7, 2011;
3. Posted on January 7, 2011 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.

5. Council President to announce the Special Meeting is being Called to Order for the purpose of addressing Payment of Year-End Claims, conducting Public Hearings on four (6) Second Reading Ordinances for final adoption, Consideration of Resolutions and any other business that may come before the Council. The regularly scheduled Agenda Meeting will immediately follow.

6. **MOTION** to approve the payment of **CLAIMS** per run date of **12/21/2011 (TWP. and M.T.U.D.)**.

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

7. **MOTION** to approve the **Minutes** of the **November 9, 2011** Regular Meeting and **November 28, 2011** Agenda Meeting as written and presented.

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

8. Second Reading Ordinance entitled: **BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO WELL NUMBERS 17 AND 19, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING \$4,900,000 THEREFOR FROM THE WATER AND SEWER UTILITY OF THE TOWNSHIP AND AUTHORIZING THE ISSUANCE OF \$4,900,000 BONDS OR NOTES TO FINANCE THE COST THEREOF.**

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

9. Second Reading Ordinance entitled: **ORDINANCE ACKNOWLEDGING MONROE TOWNSHIP'S ACCEPTANCE OF THE TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF APLEGARTH ROAD (C.R. 619) AND UNION VALLEY ROAD (C.R. 615).**

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

10. Second Reading Ordinance entitled: **ORDINANCE ACKNOWLEDGING MONROE TOWNSHIP'S ACCEPTANCE OF THE TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF APLEGARTH ROAD (C.R. 619), ROSSMOOR DRIVE AND SOUTH MIDDLESEX AVENUE.**

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

11. Second Reading Ordinance entitled: **ORDINANCE AMENDING ORDINANCE NO. O-9-2007-036 ACKNOWLEDGING MONROE TOWNSHIP'S ACCEPTANCE OF THE TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF SCHOOLHOUSE ROAD AND PERRINEVILLE ROAD.**

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

12. Second Reading Ordinance entitled: **ORDINANCE PROVIDING FOR THE ACCEPTANCE OF LAND DEDICATED TO THE TOWNSHIP OF MONROE BY U.S. HOME CORPORATION *NUNC PRO TUNC* TO JUNE 20, 2007.**

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

13. Second Reading Ordinance entitled: **ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "VEHICLES AND TRAFFIC".** (Schoolhouse Road)

MOTION: _____

SECOND: _____

PUBLIC HEARING/DISCUSSION

ROLL CALL: Ayes _____ Nays _____

14. **RESOLUTIONS** for **CONSIDERATION** under **CONSENT AGENDA**:

- a. **RESOLUTION AUTHORIZING APPROVAL OF CHANGE ORDER NO. 4 SUBMITTED BY ALLIED CONSTRUCTION GROUP, INC. FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") CONTRACT NO. 307A - "WELL #21 AND WELL #8A IMPROVEMENTS".**
- b. **RESOLUTION AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT TO PM CONSTRUCTION CORP., INC. FOR CONTRACT NO. 378-A, "WELL NO. 20 AND WELL NO. 23 RAW WATER TRANSMISSION MAIN" FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.).**
- c. **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES AND ESTABLISHING MAINTENANCE GUARANTEES FOR REGENCY AT MONROE, PHASE 3.**

- d. **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES AND ESTABLISHING MAINTENANCE GUARANTEES FOR REGENCY AT MONROE, PHASE 4.**
- e. **RESOLUTION AUTHORIZING EXPENDITURE FROM THE TREE ESCROW FUND.**
- f. **RESOLUTION AUTHORIZING RELEASE OF MAINTENANCE GUARANTEES POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") FOR W&S 855, GORDON MONROE MAB ASSOCIATES, LLC – (BA-746-06).**
- g. **RESOLUTION AUTHORIZING BUDGET TRANSFERS.**
- h. **RESOLUTION AUTHORIZING PAYMENT OF ADDITIONAL FEES TO SHAIN, SCHAFFER & RAFANELLO, P.C. RELATED TO REPRESENTATION OF THE TOWNSHIP IN VARIOUS MATTERS OF EXTRAORDINARY LITIGATION.**
- i. **RESOLUTION AUTHORIZING A PROFESSIONAL SERVICES CONTRACT WITH FEIST ENGINEERING, INC. FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO THE SIGNALIZATION OF BUCKLEW AVENUE (CR 522) AND REGENCY ENTRANCE.**
- j. **RESOLUTION AUTHORIZING EXTENSION OF CONTRACT FOR THE MONROE TOWNSHIP 2012 ELECTRICAL MAINTENANCE.**
- k. **RESOLUTION AUTHORIZING AWARD OF CONTRACT TO GOVERNMENTAL RISK MANAGEMENT ASSOCIATES, INC. (GRMA) FOR PROFESSIONAL MANAGEMENT AND CLAIMS ADMINISTRATIVE SERVICES IN CONNECTION WITH THE TOWNSHIP'S WORKERS' COMPENSATION FOR EXISTING CLAIMS PRIOR TO AUGUST 1, 2010 AND RE-OPENED CLAIMS.**
- l. **RESOLUTION REJECTING ALL BIDS RECEIVED FOR CONTRACT NO. 396, "INSTRUMENTATION CALIBRATION AND SERVICE" AND AUTHORIZING CONTRACT NO. 396 TO BE RE-BID BY THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.)."**
- m. **RESOLUTION RE-APPOINTING REGISTRAR, DEPUTY REGISTRAR AND ALTERNATE DEPUTY REGISTRARS OF VITAL STATISTICS.**
- n. **RESOLUTION AUTHORIZING APPROVAL OF CHANGE ORDER R-2 SUBMITTED BY ARCO CONSTRUCTION GROUP, INC. FOR ADDITIONAL WORK PERFORMED IN CONNECTION WITH THE CONSTRUCTION OF THE MONROE TOWNSHIP SENIOR/TRANSPORTATION FACILITY.**
- o. **RESOLUTION REFUNDING TAX OVERPAYMENTS.**
- p. **RESOLUTION REFUNDING THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**
- q. **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES TO BOND SAFEGUARD INSURANCE COMPANY FOR STERLING ACRES (PB-865-03).**

- r. **RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEES POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) FOR W&S 702, CIGNA INVESTMENTS, C/O MATRIX DEVELOPMENT GROUP, PB-784-02.**
- s. **RESOLUTION CANCELING GENERAL CAPITAL IMPROVEMENT APPROPRIATION BALANCES.**
- t. **RESOLUTION AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT TO LONGO ELECTRICAL MECHANICAL, INC. FOR CONTRACT NO. 400, “PUMP STATION AND WELL REPAIR SERVICES” FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**
- u. **RESOLUTION AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT TO MIRACLE CHEMICAL COMPANY FOR CONTRACT NO. 397, “SODIUM HYPOCHLORITE” BY THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**
- v. **RESOLUTION APPROVING THE SELECTION OF QUALIFIED FIRMS, THROUGH A FAIR AND OPEN PROCESS, TO PERFORM VARIOUS PROFESSIONAL SERVICES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) FOR CALENDAR YEAR 2012.**
- w. **RESOLUTION REFUNDING COUNTY 2011 TAX APPEALS.**
- x. **RESOLUTION AUTHORIZING CERTAIN MATTERS IN CONNECTION WITH THE TOWNSHIP’S PARTICIPATION IN THE FISCAL YEAR 2012 NEW JERSEY ENVIRONMENTAL INFRASTRUCTURE TRUST FINANCING PROGRAM TO FINANCE THE COSTS OF VARIOUS IMPROVEMENTS TO WELL NUMBERS 17 AND 19.**

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

15. **MOTION to ADJOURN the SPECIAL MEETING and Call to Order the regularly scheduled AGENDA MEETING:**

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____

16. **ORDINANCES for INTRODUCTION at the WEDNESDAY, JANUARY 4, 2012 REGULAR MEETING:**

- a. **ORDINANCE RELEASING, VACATING AND EXTINGUISHING ANY AND ALL PUBLIC RIGHTS IN AND TO A PORTION OF A TWENTY FIVE FOOT (25') CONSERVATION EASEMENT.**

17. **RESOLUTIONS for CONSIDERATION at the WEDNESDAY, JANUARY 4, 2012 REGULAR MEETING:**
- a. **RESOLUTION DESIGNATING THE SCHEDULE OF PUBLIC MEETINGS OF THE MONROE TOWNSHIP COUNCIL FOR CALENDAR YEAR 2012.** (Regular Meetings to be held the 1st Monday of each month at 7:00 p.m., Agenda Meetings to be held the last Monday of each month at 7:00 p.m. Should any such day fall on a legal Holiday, or for any other good cause, the meeting will be held at the same time and place on the next Wednesday. The Regular Council Meetings in June and November will be held on the Wednesday immediately following the June Primary and November General Elections)
 - b. **RESOLUTION DESIGNATING OFFICIAL TOWNSHIP NEWSPAPERS FOR CALENDAR YEAR 2012.**
 - c. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF WAYNE R. HAMILTON AS DIRECTOR OF THE DEPARTMENT OF ADMINISTRATION AND FINANCE AND WHO SERVES AS BUSINESS ADMINISTRATOR/QUALIFIED PURCHASING AGENT.**
 - d. **RESOLUTION APPROVING THE 2012 EMPLOYMENT AGREEMENT BY AND BETWEEN THE TOWNSHIP OF MONROE AND WAYNE R. HAMILTON AS DIRECTOR OF THE DEPARTMENT OF ADMINISTRATION AND FINANCE AND WHO SERVES AS BUSINESS ADMINISTRATOR.**
 - e. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF WAYNE R. HAMILTON AS DIRECTOR OF PLANNING AND ENVIRONMENTAL PROTECTION.**
 - f. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF JOEL L. SHAIN, ESQ. AS DIRECTOR OF THE DEPARTMENT OF LAW AND WHO SHALL SERVE AS TOWNSHIP ATTORNEY WITH THE LAW FIRM OF SHAIN, SCHAFFER & RAFANELLO, P.C.**
 - g. **RESOLUTION APPROVING THE 2012 EMPLOYMENT AGREEMENT BY AND BETWEEN THE TOWNSHIP OF MONROE, JOEL L. SHAIN, ESQ., MARGUERITE M. SCHAFFER, ESQ. AND THE LAW FIRM OF SHAIN, SCHAFFER & RAFANELLO, P.C.**
 - h. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF MARGUERITE M. SCHAFFER, ESQ. AS ASSISTANT TOWNSHIP ATTORNEY.**
 - i. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF ERNEST W. FEIST, P.E., C.M.E., C.P.W.M., AS DIRECTOR OF ENGINEERING AND WHO SHALL SERVE AS TOWNSHIP ENGINEER WITH THE FIRM OF FEIST ENGINEERING, INC.**
 - j. **RESOLUTION APPROVING THE 2012 EMPLOYMENT AGREEMENT BY AND BETWEEN THE TOWNSHIP OF MONROE AND ERNEST W. FEIST, P.E., C.M.E., C.P.W.M., AND THE FIRM OF FEIST ENGINEERING, INC.**

- k. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF ERNEST W. FEIST, P.E., C.M.E., C.P.W.M. AS DIRECTOR OF THE DEPARTMENT OF PUBLIC WORKS FOR THE TOWNSHIP OF MONROE.**
- l. **RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH FEIST ENGINEERING, INC. FOR 2012 GENERAL ENGINEERING SERVICES WITH THE TOWNSHIP OF MONROE.**
- m. **RESOLUTION AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT TO FEIST ENGINEERING, INC. FOR MAINTENANCE OF TAX MAPS FOR THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2012.**
- n. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF MICHAEL ROGERS AS DIRECTOR OF THE MONROE TOWNSHIP UTILITY DEPARTMENT.**
- o. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF ROBERT DOWNEY AS DIRECTOR OF CONSTRUCTION FOR THE TOWNSHIP OF MONROE.**
- p. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF BERNARD H. SHIHAR, ESQ. AS MUNICIPAL PROSECUTOR FOR THE TOWNSHIP OF MONROE.**
- q. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF RICHARD RAFANELLO, ESQ. AS ALTERNATE MUNICIPAL PROSECUTOR FOR THE TOWNSHIP OF MONROE.**
- r. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF MUNICIPAL COURT ADMINISTRATOR FOR THE TOWNSHIP OF MONROE.**
- s. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF DEPUTY MUNICIPAL COURT ADMINISTRATOR FOR THE TOWNSHIP AT MONROE.**
- t. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF MEMBERS TO THE PUBLIC OFFICER BOARD.**
- u. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF A MEMBER TO THE AFFORDABLE HOUSING BOARD.**
- v. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENTS OF MEMBERS TO THE AFFORDABLE HOUSING BOARD.**
- w. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENTS OF MEMBERS TO THE CULTURAL ARTS COMMISSION.**
- x. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF A MEMBER TO THE LIBRARY BOARD OF TRUSTEES.**

- y. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF MARK REMSA AS PLANNING CONSULTANT TO THE OPEN SPACE AND FARMLAND PRESERVATION COMMISSION FOR THE TOWNSHIP OF MONROE.**
 - z. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF A MEMBER TO THE OPEN SPACE AND FARMLAND PRESERVATION COMMISSION.**
 - aa. **RESOLUTION AUTHORIZING TAX COLLECTOR TO HOLD TAX SALES DURING CALENDAR YEAR 2012.**
 - bb. **RESOLUTION FIXING THE RATE OF INTEREST TO BE CHARGED ON DELINQUENT TAXES FOR CALENDAR YEAR 2012.**
 - cc. **RESOLUTION AUTHORIZING AWARD OF A FAIR AND OPEN CONTRACT TO RICHARD W. BENTZ, A CERTIFIED TREE EXPERT, FOR CALENDAR YEAR 2012.**
 - dd. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE REAPPOINTMENT OF FRANK GUMINA, III, ESQ. AS MUNICIPAL PUBLIC DEFENDER FOR THE TOWNSHIP OF MONROE.**
 - ee. **RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF THOMAS P. ABODE, ESQ., AS ACTING MUNICIPAL PUBLIC DEFENDER FOR THE TOWNSHIP OF MONROE.**
 - ff. **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEE AND ESTABLISHING MAINTENANCE GUARANTEE WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") FOR SOLTYS, W&S 849, PB#936-04 – Blk. 68, Lot 6.**
 - gg. **RESOLUTION AUTHORIZING AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT TO HODULIK AND MORRISON, P.A. AS MUNICIPAL AUDITORS FOR THE TOWNSHIP OF MONROE.**
 - hh. **RESOLUTION AUTHORIZING AWARD OF A FAIR AND OPEN PROFESSIONAL SERVICES CONTRACT TO WILENTZ, GOLDMAN & SPITZER, P.A., AS BOND COUNSEL FOR THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2012.**
18. Mayor's Report.
19. Administrator's Report.

20. Engineer's Report.

21. Council's Reports.

22. Public. (5 Minutes per Speaker)

23. Adjournment. (p.m.)

MOTION: _____

SECOND: _____

ROLL CALL: Ayes _____ Nays _____