

**COUNCIL OF THE TOWNSHIP OF MONROE**  
**MINUTES**  
**SPECIAL AND AGENDA MEETING – OCTOBER 31, 2011**

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

The Special Meeting was Called to Order at 7:30 p.m. by Council President Gerald W. Tamburro with a Salute to the Flag.

**UPON ROLL CALL** by Township Clerk, Sharon Doerfler, the following members of Council were present: Councilwoman Leslie Koppel, Councilmen Michael Leibowitz and Irwin Nalitt, Council Vice-President Henry L. Miller and Council President Gerald W. Tamburro.

**ALSO PRESENT** for Council was: Mayor Richard Pucci, Business Administrator Wayne R. Hamilton, Township Attorney Joel L. Shain and Township Engineer Ernest W. Feist.

There were approximately thirty five (35) members of the Public present in the audience.

Council President Tamburro requested 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 October 19, 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** on October 24, 2011 and communicated to the **CRANBURY PRESS** on October 19, 2011.
3. Posted on October 19, 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.

Council President Tamburro stated that the purpose of the Special Meeting was for taking action on the payment of claims, consideration of various resolutions and any other business that may come before the Council.

The following Proclamation of Mayor Richard Pucci was read into the record:

**PANCREATIC CANCER AWARENESS MONTH  
NOVEMBER 2011**

**UPON MOTION** made by Councilman Nalitt and seconded by Councilwoman Koppel, the **Claims** per run date of 10/28/2011 were approved for payment as presented.

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

**UPON MOTION** made by Councilman Nalitt and seconded by Councilman Leibowitz, the following entitled **RESOLUTIONS** were adopted under the **CONSENT AGENDA:**

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

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

- R-10-2011-246      **RESOLUTION AUTHORIZING SUBMISSION OF A GRANT APPLICATION AND GRANT ACCEPTANCE WITH THE NEW JERSEY DEPARTMENT OF TRANSPORTATION FOR NJDOT LOCAL AID FOR FISCAL YEAR 2012 FOR FEDERAL ROAD RESTORATION AND IMPROVEMENTS.**
- R-10-2011-247      **RESOLUTION PROVIDING FOR INSERTION OF 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 - \$4,307.36**
- R-10-2011-248      **RESOLUTION REFUNDING THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**
- R-10-2011-249      **RESOLUTION AUTHORIZING THE TOWNSHIP BUSINESS ADMINISTRATOR TO PREPARE SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS FOR VENDING MACHINE CONCESSIONS WITHIN MONROE TOWNSHIP BUILDINGS.**
- R-10-2011-250      **RESOLUTION AUTHORIZING APPROVAL OF CHANGE ORDER NO. 1 SUBMITTED BY FAI-GON ELECTRIC, INC. IN CONNECTION WITH THE SIGNALIZATION AT APPLGARTH ROAD & CLEARBROOK PLAZA.**
- R-10-2011-251      **RESOLUTION REFUNDING 2011 TAXES TO A TOTALLY AND PERMANENTLY DISABLED VETERAN.**
- R-10-2011-252      **RESOLUTION WAIVING SEWER AND WATER CHARGES FOR VICTIMS OF IRENE.**
- R-10-2011-253      **RESOLUTION EXTENDING TAX PAYMENT DEADLINE FOR VICTIMS OF HURRICANE IRENE.**
- R-10-2011-254      **RESOLUTION AUTHORIZING EMERGENCY WATER SERVICE TO 506 OLD BRIDGE – ENGLISHTOWN ROAD FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**

Councilman Leibowitz questioned Item #8.d. – Advertise for receipt of bids for vending machine concessions within the Monroe Township Buildings. Business Administrator Hamilton explained.

Copy of Resolutions Duly Filed.

**UPON MOTION** made by Councilman Nalitt and seconded by Councilman Leibowitz, the Special Meeting was Adjourned and the Agenda Meeting Called to Order at 7:35pm.

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

Council President Tamburro read the following entitled **RESOLUTIONS** for **CONSIDERATION** at the **WEDNESDAY, NOVEMBER 9, 2011 REGULAR MEETING:**

- a.      **RESOLUTION AUTHORIZING THE MONROE TOWNSHIP UTILITY DEPARTMENT (“MTUD”) PURCHASING MANAGER TO PREPARE AND ADVERTISE REQUESTS FOR QUALIFICATIONS (“RFQ’S”) FOR VARIOUS PROFESSIONAL SERVICES FOR YEAR 2012 FOR THE MTUD.**

- b. **RESOLUTION AUTHORIZING THE MONROE TOWNSHIP UTILITY DEPARTMENT (“MTUD”) TO PREPARE SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS FOR VARIOUS GOODS AND SERVICES.**
- c. **RESOLUTION AUTHORIZING RELEASE OF CASH MAINTENANCE GUARANTEES POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“MTUD”) FOR W&S 804.2 CENTEX HOMES, LLC, OFF-SITE IRRIGATION PUMP STATION.**
- d. **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES AND ESTABLISHING MAINTENANCE GUARANTEES TO BE POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“MTUD”) FOR W&S 814 WOODLANDS @ MONROE, (PB-795-02).**
- e. **RESOLUTION AUTHORIZING MODIFICATION TO A PROFESSIONAL SERVICE CONTRACT EXECUTED BY FEIST ENGINEERING, INC. FOR PROFESSIONAL SERVICES RENDERED IN CONNECTION WITH 2007 CAPITAL PROJECTS WITHIN THE TOWNSHIP OF MONROE, COUNTY OF MIDDLESEX.**
- f. **RESOLUTION REFUNDING THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**
- g. **RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED FOR BUFFOLINO (PB-927-04).**
- h. **RESOLUTION AUTHORIZING AN EXTENDED SICK LEAVE.**
- i. **RESOLUTION AUTHORIZING THE PAYMENT OF ADDITIONAL LEGAL FEES TO SHAIN, SCHAFFER & RAFANELLO, P.C. RELATED TO THE REPRESENTATION OF THE TOWNSHIP IN VARIOUS WORKERS’ COMPENSATION CLAIMS AS EXTRAORDINARY LITIGATION.**
- j. **RESOLUTION PROVIDING FOR THE INSERTION OF A SPECIAL ITEM OF REVENUE IN THE BUDGET PURSUANT TO N.J.S.A. 40A:4-87 (CHAPTER 159, P.L. 1948). (Law Enforcement Response - Community Concerns Grant in the amt. of \$5,000)**
- k. **RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR/QPA TO PREPARE AND ADVERTISE REQUESTS FOR QUALIFICATIONS (“RFQ’S”) FOR VARIOUS PROFESSIONAL SERVICES FOR YEAR 2012.**
- l. **RESOLUTION AMENDING RESOLUTION R-8-2011-189 AUTHORIZING REFUND OF PERFORMANCE GUARANTEE POSTED FOR ROAD OPENING PERMIT NO. 06-55, AVENUE I.**

Mayor – No Report.

Administrator – No Report.

Engineer – No Report.

**COUNCIL:**

Councilwoman Koppel – Read letter thanking Animal Control Officer for a job well done.

Councilman Leibowitz – No Report.

Council Vice-President Miller – No Report.

Councilman Nalitt – No Report.

Council President Tamburro – Reported on the Halloween Parade at the Community Center on Saturday.

**PUBLIC:**

Phil Levy, 92 Kings Mill Rd. – wanted a letter on Central Jersey.com to be addressed regarding the Senior Center costing 23 Million Dollars. In his attendance at previous meetings he never heard this figure.

Council President Tamburro explained that about a year ago a contract was approved for 9.8 Million Dollars. Offset against this was 2.2 Million given to the Township in a build-out development; another \$205,000 was a fine that several developers had to pay for selling houses inappropriately and there has also been some Federal Grants amounting to \$324,000. Therefore, the cost to the taxpayers totals \$7.2 Million. Of the 20 acres of land that the town had, 3 acres were given to Fire District #2 for a Fire House. The remaining 17 acres is for the Senior Center. The 17 acres came as a result of open space contribution from a developer.

Charles Petretti, Concordia – Item #10.a. - MTUD RFQ's for various professionals. He asked if there is a budgeted amount which was responded to by Administrator Hamilton.

Item #10.e. – Modification of a Feist Engineering contract in connection with a 2007 Capital Project for the Senior Center which was responded to by Engineer Feist.

Commented on the damage to the Bradford pear trees on Centre Drive and recommended we get rid of them all and was not sure why fire-fighters were utilized to cut up these trees and felt their time was best used for fire services.

Mr. Petretti asked for an update on the light at Perrineville & Union Valley Road. Engineer Feist advised that the County is paying for and designing it entirely. He has not gotten an update in a while from the County on this traffic signal.

Mr. Petretti next commented on the high shrubbery on Gravel Hill-Spotswood Road & Federal Road and Administrator Hamilton advised he will have it looked into.

Next he asked if there was any automation done at MTUD which was responded to by MTUD Director Mike Rogers.

Mark Klein, 53 Turnberry Dr. – stated he was happy to hear the explanation on the Senior Center. He then commented on the High School and the erroneous statements made in the newspaper as to its' cost.

Kathy Randall, 23 Carlton Ave. – stated that she was the author of the letter to the newspaper and has redacted the information as of this morning.

She then inquired about the personal notice list and how she can be added to the list and she was advised to contact the Township Clerk's Office to be placed on the list and there is a \$10.00 fee.

She questioned the additional money to Feist and Council President Tamburro explained that it was for a separate building for the food pantry located at the new Senior Center. Administrator Hamilton added that it was not part of the original specifications when it went out to bid.

Next she mentioned a letter she received advising that she would be entitled to a waiver for water and sewer expenses since she was severely affected by Hurricane Irene. Council President Tamburro and Administrator Hamilton explained the credits being given for Bills that may have been paid due to certain billing cycles and waiving sewer & water Bills for upcoming billing cycles.

Item #8.h. - extending tax payment deadline for victims of the Hurricane. She asked if this resolution was passed and she was told "yes".

Tom Nothstein, 15 Nathaniel St. – questioned why there is not a Public portion at a Special Meeting. Council President Tamburro advised the matter was brought up at a previous meeting and he proceeded to give the legal opinion that what is being done is in accordance with a US Supreme Court ruling.

Item #10.e. – Modification to a Professional Service Contract by Feist Engineering for 2007 Capital Projects. He asked the amount and was advised \$7,500.

He next asked for an explanation of the Affordable Housing Liens on the Agenda and Council President Tamburro explained.

**UPON MOTION** made by Councilman Nalitt and seconded by Councilman Leibowitz, the Regular Meeting was Adjourned at 8:01pm.

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

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SHARON DOERFLER, Township Clerk

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GERALD W. TAMBURRO, Council President

Minutes were adopted on \_\_\_\_\_