

**COUNCIL OF THE TOWNSHIP OF MONROE**

**MINUTES**

**AGENDA MEETING - MARCH 28, 2016**

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

The Agenda Meeting was Called to Order at 7:00 p.m. by Council President Leslie Koppel with a Salute to the Flag.

**UPON ROLL CALL** by the Township Clerk, Sharon Doerfler, the following members of Council were present: Councilman Blaise Dipierro, Councilman Michael Leibowitz, Councilwoman Elizabeth Schneider, Council Vice-President Stephen Dalina and Council President Leslie Koppel.

**ALSO PRESENT:** Mayor Gerald W. Tamburro, Business Administrator Wayne R. Hamilton, Township Attorney Joel L. Shain, Engineer Mark Rasimowicz and Deputy Township Clerk Patricia Reid.

There were approximately six (6) members of the Public present in the audience.

Council President Koppel requested the Township 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 March 16, 2016 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 **STAR LEDGER** on March 21, 2016;
3. Posted 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.

The following **PROCLAMATIONS** of Mayor Gerald W. Tamburro were read by Title into the record:

**AUTISM AWARENESS MONTH - April 2016**  
**WORLD AUTISM AWARENESS DAY**  
**April 2, 2016**

Council President Koppel read the following entitled **ORDINANCES** for **SECOND READING** at the **MONDAY, APRIL 4, 2016** Regular Council Meeting:

- O-2-2016-003**      **ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED, "FEES".**
- O-3-2016-005**      **ORDINANCE ACKNOWLEDGING MONROE TOWNSHIP'S ACCEPTANCE OF THE TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF APPEGARTH ROAD (CR 619) AND FORSGATE DRIVE (CR 612) AND LINKS DRIVE.**

- O-3-2016-006**      **ORDINANCE AMENDING CHAPTER 35 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "DRUG-FREE ZONES".**
- O-3-2016-007**      **ORDINANCE ACCEPTING THE CONVEYANCE OF DEED OF EASEMENT AND ACCEPTING LAND TO BE DEDICATED FOR PURPOSES OF OPEN SPACE AND DETENTION BASINS IN THE WOODLANDS AT MONROE RESIDENTIAL SUBDIVISION FROM CENTEX HOMES, LLC.**
- O-3-2016-008**      **ORDINANCE ACCEPTING DEED TO LAND IDENTIFIED AS BLOCK 22, LOTS 1 AND 3 ON THE TAX MAP OF MONROE TOWNSHIP DESIGNATING BLOCK 22, LOTS 1 AND 3 TAX EXEMPT.**
- O-3-2016-009**      **ORDINANCE CREATING CHAPTER 23A ENTITLED, "CLOTHING DONATION BINS".**
- O-3-2016-010**      **ORDINANCE AMENDING THE CODE OF THE TOWNSHIP OF MONROE, SPECIFICALLY CHAPTER 131 ENTITLED, "AFFORDABLE HOUSING".**
- O-3-2016-011**      **BOND ORDINANCE AMENDING AND SUPPLEMENTING BOND ORDINANCE NUMBER 0-11-2015-021 FINALLY ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "TOWNSHIP") ON NOVEMBER 4, 2015 WHICH PROVIDES FOR VARIOUS IMPROVEMENTS TO THE SOCCER COMPLEX AND TENNIS COURTS), TO INCREASE THE APPROPRIATION THEREIN BY \$600,000, TO INCREASE THE AUTHORIZATION OF BONDS OR NOTES THEREIN BY \$571,000 AND TO INCREASE THE TOTAL DOWN PAYMENT THEREIN BY \$29,000.**
- O-3-2016-012**      **BOND ORDINANCE AMENDING BOND ORDINANCE NUMBER O-8-2000-026 FINALLY ADOPTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY ON AUGUST 28, 2000 (WHICH PROVIDES FOR VARIOUS 2000 CAPITAL IMPROVEMENTS), AS AMENDED AND SUPPLEMENTED, TO AMEND THE DESCRIPTION SET FORTH THEREIN TO INCLUDE NEW OPEN SPACE AND FARMLAND PRESERVATION PROPERTY ACQUISITIONS.**

Council President Koppel read the following entitled **ORDINANCES** for **INTRODUCTION** at the **MONDAY, APRIL 4, 2016** Regular Council Meeting:

- O-4-2016-013**      **ORDINANCE TO EXCEED THE MUNICIPAL BUDGET APPROPRIATION LIMIT AND TO ESTABLISH A CAP BANK.**

Council President Koppel requested the following entitled **RESOLUTIONS** for **CONSIDERATION** at the **MONDAY, APRIL 4, 2016** Regular Council meeting be reviewed and any questions will be addressed:

- R-4-2016-128**      **RESOLUTION AUTHORIZING RELEASE OF CASH PERFORMANCE GUARANTEE POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") FOR W&S 1106 - GARY FLEISCHHAUER, BLOCK 50, LOT 9.04.**
- R-4-2016-129**      **RESOLUTION AUTHORIZING RELEASE OF CASH PERFORMANCE GUARANTEE POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") FOR W&S 995, RYSZARD NAWRACAJ - BLOCK 103, LOT 16 HELMETTA ROAD.**
- R-4-2016-130**      **RESOLUTION AUTHORIZING MODIFICATION OF A CONTRACT AWARDED TO O'BRIEN & GERE ENGINEERING, INC. FOR PUMP STATIONS 4, 9, & 10 UPGRADES FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D").**

- R-4-2016-131 RESOLUTION REJECTING ALL BIDS FOR CONTRACT NO. 447, "PATCH PAVING AND CONCRETE REPAIR" AND AUTHORIZING REBID OF THE CONTRACT BY THE MONROE TOWNSHIP UTILITY DEPT. ("M.T.U.D").
- R-4-2016-132 RESOLUTION AUTHORIZING THE AWARD OF A CONTRACT FOR ENGINEERING SERVICES IN RELATION TO THE ASHMALL PS #7 TO GANNETT FLEMING, INC. FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D").
- R-4-2016-133 RESOLUTION AUTHORIZING MODIFICATION TO A PROFESSIONAL SERVICE CONTRACT AWARDED TO GANNETT FLEMING, INC. FOR WATER INFRASTRUCTURE DESIGN SERVICES - CONTRACT NO. 393 FOR WELL 22 - ADDITIONAL TREATMENT FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D").
- R-4-2016-134 RESOLUTION AUTHORIZING REDUCTION OF PERFORMANCE GUARANTEES POSTED TO THE MONROE TOWNSHIP UTILITY DEPARTMENT, ("M.T.U.D") FOR W&S 988, CLEARVIEW ESTATES, BLK 35, LOTS 27 & 28, (PB-1029-06).
- R-4-2016-135 RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY TOP LINE CONSTRUCTION CORP. FOR INTERSECTION IMPROVEMENTS TO FORSGATE DRIVE, APPLGARTH ROAD AND LINKS DRIVE UPON THE POSTING OF A MAINTENANCE GUARANTEE.
- R-4-2016-136 RESOLUTION REFUNDING TAX OVERPAYMENTS.
- R-4-2016-137 RESOLUTION REFUNDING THIRD PARTY TAX LIEN PREMIUM PAYMENTS.
- R-4-2016-138 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A PROFESSIONAL SERVICES AGREEMENT WITH INTERNATIONAL FIREWORKS MANUFACTURING COMPANY.
- R-4-2016-139 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO ENTER INTO A SHARED SERVICES AGREEMENT BETWEEN THE COUNTY OF MIDDLESEX AND TOWNSHIP OF MONROE FOR HAZMAT EMERGENCY RESPONSE AND COST RECOVERY SERVICES.
- R-4-2016-140 RESOLUTION AUTHORIZING REFUND OF ZONING PERMIT FEE.
- R-4-2016-141 RESOLUTION AUTHORIZING THE DISCHARGE OF AFFORDABLE HOUSING LIEN.
- R-4-2016-142 RESOLUTION AUTHORIZING THE SUBORDINATION OF AFFORDABLE HOUSING LIEN ON 1189 MORNING GLORY DRIVE.
- R-4-2016-143 RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 SUBMITTED BY TRIUS, INC. IN CONNECTION WITH THE PURCHASE OF HEAVY DUTY STREET SWEEPER.
- R-4-2016-144 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO ENTER INTO AN INTER-LOCAL SERVICES CONTRACT WITH THE COUNTY OF MIDDLESEX, DEPARTMENT OF PUBLIC SAFETY AND HEALTH, OFFICE OF HEALTH SERVICES.
- R-4-2016-145 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE A PROFESSIONAL SERVICES CONTRACT WITH CENTER STATE ENGINEERING FOR THE MONROE TOWNSHIP SOCCER COMPLEX FIELD CONVERSION, LIGHTING AND CONCESSION/RESTROOM FACILITY.

- R-4-2016-146** RESOLUTION AUTHORIZING MODIFICATION TO A PROFESSIONAL SERVICE CONTRACT WITH CENTER STATE ENGINEERING FOR PROFESSIONAL ENGINEERING SERVICES RELATED TO IMPROVEMENTS TO THE DEY FARM HISTORIC SITE.
- R-4-2016-147** RESOLUTION AUTHORIZING A CONTRACT WITH RUBBERECYCLE TO REPLACE THE SPRAY PARK SURFACE UNDER STATE CONTRACT.
- R-4-2016-148** RESOLUTION PROVIDING THAT THE 2016 MUNICIPAL BUDGET BE READ BY TITLE AT THE TIME OF THE PUBLIC HEARING.
- R-4-2016-149** RESOLUTION INTRODUCING THE 2016 MUNICIPAL BUDGET.

**REPORTS:**

**Mayor Tamburro –**

- No Report.

**Administrator Hamilton–**

- No Report.

**Engineer Rasimowicz–**

- No Report.

**COUNCIL REPORTS:**

**Councilwoman Schneider –**

- No Report.

**Councilman Dipierro –**

- Attended the Easter Egg Hunt on March 12<sup>th</sup>.
- The Dey Farm has a new alarm system which is up and running and cameras are being installed. They plan to open on the 1<sup>st</sup> Sunday in May.
- Olde Time baseball will be played in the Fall.
- Met with John Katerba at the Art Department at the High School to view a sign that is being hand painted by the kids. Another sign will be worked on to recognize former Councilman Hank Miller.

**Councilman Leibowitz –**

- No Report.

**Council Vice-President Dalina –**

- Will have a report at the April 4<sup>th</sup> meeting.

**Council President Koppel –**

- The date for the NJ Festival Orchestra has changed to Friday, May 20<sup>th</sup> at the Marasca Performing Arts Center.

**PUBLIC:**

**Lucille DiPasquale, 70 Avenue K –** Attended a PSE&G seminar which had to do with planting trees and gave a detailed report to John Riggs. At the seminar it was disclosed that a pest is attacking the Emerald Ash trees and her concern is that the damage from this pest is not discernible until it's too late. She feels this is something that needs to be addressed by the Township and possibly start an inspection program for this pest. Mayor Tamburro suggested reach out to the County and share the information with the Shade Tree Committee's attorney.

**UPON MOTION** made by Councilwoman Schneider and seconded by Council Vice-President Dalina, the regularly scheduled **AGENDA MEETING** was Adjourned and the **SPECIAL MEETING** Called to Order at 7:13pm.

ROLL CALL: Councilman Blaise Dipierro	Aye
Councilman Michael Leibowitz	Aye
Councilwoman Elizabeth Schneider	Aye
Council Vice-President Stephen Dalina	Aye
Council President Leslie Koppel	Aye

Council President Koppel read the following entitled Resolution in full into the record:

**R-3-2016-127            RESOLUTION AUTHORIZING CLOSED PORTION OF PUBLIC MEETING.**

**UPON MOTION** made by Council Vice-President Dalina and seconded by Councilman Leibowitz, the public portion of the meeting was **CLOSED** at 7:16pm.

ROLL CALL: Councilman Blaise Dipierro	Aye
Councilman Michael Leibowitz	Aye
Councilwoman Elizabeth Schneider	Aye
Council Vice-President Stephen Dalina	Aye
Council President Leslie Koppel	Aye

Mayor, Administrator, Attorney, Council Members, Township Clerk and Deputy Clerk left Council Chambers and convened in a Conference Room for the closed portion of the Public Meeting.

The Special Meeting was reconvened at 8:40pm.

At this time the following entitled Resolution was added to the Agenda for action by Council:

**R-3-2016-127A            RESOLUTION OF THE MONROE TOWNSHIP COUNCIL AUTHORIZING THE MAYOR TO SIGN THE APPLICATION FOR SUBSTANTIVE CERTIFICATION OF ITS OBLIGATION UNDER THE FAIR SHARE HOUSING ACT**

**UPON MOTION** made by Council Vice-President Dalina and seconded by Councilman Leibowitz, the following entitled Resolution was moved for adoption: **RESOLUTION OF THE MONROE TOWNSHIP COUNCIL AUTHORIZING THE MAYOR TO SIGN THE APPLICATION FOR SUBSTANTIVE CERTIFICATION OF ITS OBLIGATION UNDER THE FAIR SHARE HOUSING ACT.**

ROLL CALL: Councilman Blaise Dipierro	Aye
Councilman Michael Leibowitz	Aye
Councilwoman Elizabeth Schneider	Aye
Council Vice-President Stephen Dalina	Aye
Council President Leslie Koppel	Aye

**UPON MOTION** made by Councilman Leibowitz and seconded by Councilwoman Schneider, the Special Meeting was Adjourned at 8:45pm.

ROLL CALL: Councilman Blaise Dipierro	Aye
Councilman Michael Leibowitz	Aye
Councilwoman Elizabeth Schneider	Aye
Council Vice-President Stephen Dalina	Aye
Council President Leslie Koppel	Aye

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SHARON DOERFLER, Township Clerk

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LESLIE KOPPEL, Council President

Minutes were adopted on May 2, 2016