

TOWNSHIP OF MONROE
COUNCIL MEETING MINUTES
REGULAR MEETING - OCTOBER 5, 2016

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 Leslie Koppel with a Salute to the Flag.

UPON ROLL CALL by the Township Clerk, Patricia Reid, the following members of Council were present: Councilman Blaise Dipierro, Councilman Michael Leibowitz, 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 Christine Robbins.

ABSENT: Councilwoman Elizabeth Schneider

There were approximately one hundred plus (100+) 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 January 5, 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 January 8, 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.

Administrator Hamilton explained the origin of this proposed Ordinance and explained that the intent was to never ban hunting within the Township.

Council President Koppel explained that she is an avid hunter and the proposed Ordinance was to never ban hunting. She explained that the Council will be withdrawing this Ordinance this evening.

Before making a motion to withdraw, Councilman Dipierro stated that as long as he is a councilmember in Monroe Township there will not be a ban on hunting.

UPON MOTION made by Councilman Dipierro and seconded by Council Vice-President Dalina, an Ordinance of which the following is the title was **withdrawn** from consideration:
O-9-2016-029 ORDINANCE AMENDING CHAPTER 76 OF THE CODE OF THE TOWNSHIP OF MONROE TO PROHIBIT THE DISCHARGE OF FIREARMS AND WEAPONS AND REGULATE POSSESSION.

ORDINANCE as follows: **(O-9-2016-029)**

WHEREAS the Police Chief of the Township of Monroe has recommended certain amendments to the Township's Ordinance regarding the discharge and possession of firearms; and

WHEREAS, the Township Council believes such restrictions are in the best interests of the citizens of Monroe; and

WHEREAS, the Township attorney has reviewed the proposed revisions and finds them to be legally enforceable;

NOW, THEREFORE, BE IT ORDAINED that Chapter 76, § 1, of the Township Code be amended to add the following:

"No person shall discharge any firearm or arrow within the limits of the Township or across any part of the Township, nor shall any person have in his possession a loaded gun or nocked arrow while within 450 feet of any occupied building, except the owner or lessee of such building or a person specifically authorized in writing by such owner or lessee, or within 450 feet of any Township-owned property or any school playground."

Chapter 76, § 2, of the Township Code shall be amended to add the following definitions:

"As used in this section and pursuant to N.J.S.A. 23:4-16d, "occupied building" shall mean any building constructed or adapted for overnight accommodation of a person, or for operating a business or engaging in an activity therein, whether or not a person is actually present."; and

"As used in this section, "firearm" shall mean any handgun, rifle, shotgun, machine gun, automatic or semiautomatic rifle, or any gun, device or instrument in the nature of a weapon from which may be fired or ejected any solid projectable ball, slug, pellet, missile or bullet, or any gas, vapor or other noxious thing, by means of a cartridge or shell or by the action of an explosive or the igniting of flammable or explosive substances. It shall also include, without limitation, any firearm which is in the nature of an air gun, spring gun or pistol or other weapon of a similar nature in which the propelling force is a spring, elastic band, carbon dioxide, compressed or other gas or vapor, air or compressed air, or is ignited by compressed air, and ejecting a bullet or missile smaller than 3/8 of an inch in diameter, with sufficient force to injure a person."

Chapter 76 shall be further amended to add a new section:

"Exemption to Firearm Restrictions"

"The foregoing firearm restrictions shall not apply to the following:

- "(1) Law enforcement officers of any governmental agency while in the performance of their duties;
- "(2) Members of any legally recognized military organization while in the performance of their duties;
- "(3) Privately employed security personnel who are authorized by law to carry firearms while in the performance of their duties;
- "(4) Persons lawfully using firearms in the protection of person or property;
- "(5) Persons engaged in the discharge of firearms loaded only with blanks at commemorative events or historic pageants; provided, however, that such persons shall have obtained prior thereto a special permit from the Township Committee upon application prescribed by the Township Clerk;
- "(6) Members of government or civilian rifle or pistol clubs duly organized in accordance with the rules prescribed by the National Board for the Promotion of Rifle Practice in going to or from their several places of

target practice and carrying weapons necessary for such practice; and in discharging firearms as part of such practice, provided that a copy of the charter is filed with the Chief of Police and that the practice range, if within the Township, is approved by the Chief of Police as complying with nationally recognized standards for such ranges;

- “(7) Persons engaged in skeet or trap shooting on ranges approved by the Chief of Police as complying with recognized standards for such ranges;
- “(8) Members of nonprofit civil or government-affiliated organizations while engaged in a rifle target shoot sponsored by such organization; provided that the range for such target shoot shall first be approved by the Chief of Police as complying with recognized standards and that the location of such range, the type and caliber of the ammunition to be used at such target shoot and the date of such shoot shall first be approved by the Chief of Police as being reasonably commensurate with the safety of the public and the participants in the shoot; and provided, further, that the sponsor of the target shoot shall first file with the Chief of Police a certificate of an insurance company authorized to do business in the State evidencing that the sponsor and the Township are insured against liability for personal injury or death in the sum of at least \$500,000 and against liability for property damage arising from the conducting of the target shoot in the sum of at least \$25,000;
- “(9) Animal control activities limited to the euthanizing of animals which have been fatally injured or trapped; and
- “(10) Farmers, or their designees, carrying or discharging firearms in the performance of animal control activities in compliance with State law on properties which are qualified as farmland under the New Jersey Farmland Assessment Act, N.J.S.A. 54:5-23.1, *et seq.*”

All other ordinances or parts of ordinances contained in said Chapter shall remain in full force and effect.

SO ORDAINED, as aforesaid.

A five minute recess was taken and the meeting reconvened at 7:15.

Mayor Tamburro and Business Administrator Wayne Hamilton presented Joe Harvie's family and fiancé with a plaque in his remembrance, as well as, unveiling a plaque to hang in the Council chambers and renaming the video platform in which he stood on to record all of the Council meetings, the "Joe Harvie Video Platform". Joe's fiancée, Eileen, thanked everyone for their kind words.

John Riggs presented the newly formed Joe Harvie Scholarship Fund, where a scholarship will be given each year to a student at the high school who is studying media, as well as, the Green Tips Book which has been dedicated in Joe's honor, as he was the one who put it together and did all of the leg work every year in making this book happen every year. Also presented was a bike trail which will be called the "Joe Harvie Bike Trail" where a great portion of the signs along the trail will have his name on them as he helped design the trail and it will be a great way to honor his memory.

Councilman Leibowitz shared his condolences on the passing of Joe. He received the news of Joe's passing from Eric, Joe's father, who called him first to tell him the news. He loved Joe as a son and will miss him dearly.

Councilman Dipierro shared that he only met Joe a short time ago and will always remember the smile he had on his face. He will be missed.

Council Vice-President Dalina commented that we lost family and it has been rough losing someone so young. His time on earth may have been short but rest assured his spirit and his soul will live on lifetime after lifetime with the family of Monroe Township.

Council President Koppel commented that we love Joe, as he was a hidden gem behind the camera. She shared memories of playing a game where she would take pictures of him at different Township events, since he was always the one behind the camera taking pictures of everyone and everything going on. She also shared a time when they were at the creation of a Butterfly Garden and Joe was there filming but also helping shoveling and wheel barrowing

mulch and taking her kids along for a ride in the wheel barrow as they worked in creating this garden. Those memories for her and her family of Joe will last a lifetime and he will always be a part of our families who will be missed.

A five minute recess was taken and the meeting reconvened at 7:30.

Mayor's Cup Awards:

Council President Koppel introduced Jay Brown, Program Supervisor for the Monroe Township Recreation Department, for a presentation of the Mayor's Cup Awards, complimenting him on a terrific job.

Jay Brown commented that he will miss Joe Harvie, as he was present at every event and a huge part of the Recreation family and he will be missed. He thanked his new partner Rick and mentioned that his old partner Al Carpenito was home recovering from a successful hip surgery. He thanked Linda for all of her help during the Recreation events, as well as, thanking the Mayor and Council for all of their support in enabling these Programs.

Mayor Tamburro thanked Jay Brown for all of his work in making the Mayor's Cup Awards a success.

Jay Brown and Mayor Tamburro presented trophies to the winning teams, their Captains, who then introduced each of their team members.

At the end of the presentations, a recess was taken and the meeting was reconvened at 8:10pm.

The following **PROCLAMATION** of Mayor Gerald W. Tamburro were read into the record:

**NATIONAL BREAST CANCER AWARENESS MONTH
OCTOBER**

**HONORING THE LEGACY OF DR. DEBORAH CANNON PARTRIDGE WOLFE
OCTOBER 24, 2016**

UPON MOTION made by Councilman Leibowitz and seconded by Council Vice-President Dalina, the **CLAIMS** per run date of **09/27/2016** were approved for payment as presented.

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

UPON MOTION made by Council Vice-President Dalina and seconded by Councilman Dipierro, the **MINUTES** of the **July 6, 2016 Regular Meeting and the July 25, 2016 Agenda Meeting** were approved as written and presented.

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

UPON MOTION made by Councilman Leibowitz and seconded by Council Vice-President Dalina, an Ordinance of which the following is the title was moved on second reading for final passage: **O-9-2016-030 ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PARCELS OF LAND FOR TRAFFIC SIGNALIZATION AT THE INTERSECTION OF PERRINEVILLE ROAD (CR625) AND FEDERAL ROAD.**
ORDINANCE as follows: (O-09-2016-030)

WHEREAS, the Township has determined that it is in the public interest to make certain improvements and install a traffic control device at the intersection of Perrineville Road and Federal Road (the "Intersection"); and

WHEREAS, Perrineville Road is a County road, being County Road 625; and

WHEREAS, by Resolution No.: R-8-2011-205, the Township Council authorized the execution of a cost sharing agreement with the County of Middlesex for improvements to the Intersection; and

WHEREAS, Vaso Todoric and Marina Todoric (the "Todoric's") own real property commonly known as 224 Federal Road, identified on the official Tax Maps of the Township of Monroe as Block 20, Lot 28.04 in the County of Middlesex and State of New Jersey; and

WHEREAS, Linda Modzelewski owns real property commonly known as 227 Federal Road, identified on the official Tax Maps of the Township of Monroe as Block 19, Lot 1.02 in the County of Middlesex and State of New Jersey; and

WHEREAS, Otto and Mary Pohl (the "Pohl's") own real property identified on the official Tax Maps of the Township of Monroe as Block 17, Lot 8, and Block 18, Lot 18, in the County of Middlesex and State of New Jersey; and

WHEREAS, Perrineville Development, LLC owns real property identified on the official Tax Maps of the Township of Monroe as Block 19, Lot 1.01 in the County of Middlesex and State of New Jersey; and

WHEREAS, the Township of Monroe has determined that it is necessary to obtain fee simple in portions of the above described real property (the "Property") in order to make the improvements to the Intersection; and

WHEREAS, the Todoric's have agreed to sell the Property to the Township of Monroe for consideration of Three Thousand Five Hundred Dollars (\$3,500.00); and

WHEREAS, Linda Modzelewski has agreed to sell the Property to the Township of Monroe for consideration of Eight Thousand Four Hundred Dollars (\$8,400.00); and

WHEREAS, the Pohl's have agreed to sell the Property to the Township of Monroe for consideration of Two Thousand Dollars (\$2,000.00); and

WHEREAS, Perrineville Development, LLC has agreed to sell the Property to the Township of Monroe for consideration of One Thousand Nine Hundred Dollars (\$1,900.00); and

WHEREAS, the Township received real property appraisals for each of the referenced properties and the Township Council deems the compensation to be fair and reasonable; and

WHEREAS, by Agreement dated October 6, 2011, between the County of Middlesex and the Township of Monroe, the County has agreed to bear one hundred (100%) percent of the cost for acquisition of rights-of-way and easements and one hundred (100%) percent of all associated costs, including but not limited to appraisals, condemnation and legal fees and services; and

WHEREAS, the Township's Chief Financial Officer has verified that there are sufficient funds to pay for the aforesaid acquisitions, subject to reimbursement by the County of Middlesex pursuant to the aforesaid Agreement;

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

Section 1. The Mayor, Township Clerk and Township Attorney are hereby authorized and directed to execute any and all documents as are reasonably necessary to acquire title to:

- (a) The portion of the parcel of land identified as Block 20, Lot 28.04, as described on Exhibit "A";
- (b) The portion of the parcel of land identified as Block 19, Lot 1.02, as described on Exhibit "B";
- (c) The portion of the parcel of land identified as Block 17, Lot 8, as described on Exhibit "C"; and
- (d) The portion of the parcel of land identified as Block 18, Lot 18, as described on Exhibit "D" and
- (e) The portion of the parcel of land identified as Block 19, Lot 1.01, as described on Exhibit "E"; and
- (f) All improvements erected on, over and beneath aforesaid lands; and

- (g) All easements, rights-of-way or uses, 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 of the portions of the parcels of land described aforesaid shall be as follows:

- (a) The portion of the parcel of land identified as Block 20, Lot 28.04, Three Thousand Five Hundred Dollars (\$3,500.00);
- (b) The portion of the parcel of land identified as Block 19, Lot 1.2, Eight Thousand Four Hundred Dollars (\$8,400.00);
- (c) The portion of the parcel of land identified as Block 17, Lot 8, One Thousand Dollars (\$1,000.00); and
- (d) The portion of the parcel of land identified as Block 18, Lot 18, One Thousand Dollars (\$1,000.00); and
- (e) The portion of the parcel of land identified as Block 19, Lot 1.01, One Thousand Nine Hundred Dollars (\$1,900.00); as determined through arm's length negotiations.

Section 3. The Mayor and Township Clerk are hereby authorized to accept the Deeds transferring the Properties, provided the Deeds are in forms satisfactory to the Township Attorney.

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

Section 5. If any section, subdivision, sentence, clause or provision of this Ordinance shall be adjudged invalid, such adjudication shall apply only to the section, subdivision, sentence, 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.

There was no Public or Council discussion.

As Councilman Leibowitz and Council Vice-President Dalina regularly moved and seconded the adoption, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption: **O-9-2016-030 ORDINANCE AUTHORIZING THE ACQUISITION OF CERTAIN PARCELS OF LAND FOR TRAFFIC SIGNALIZATION AT THE INTERSECTION OF PERRINEVILLE ROAD (CR625) AND FEDERAL ROAD.**

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

Copy of Ordinance Duly Filed.
O-09-2016-030

UPON MOTION made by Council Vice –President Dalina and seconded by Councilman Dipierro, an Ordinance of which the following is the title was moved on second reading for final passage: **O-9-2016-031 ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “VEHICLES AND TRAFFIC”** (Speed Limit change on Spotswood Gravel Hill Rd. and Weight Restriction on Gravel Hill Road).

ORDINANCE as follows: (O-09-2016-031)

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

SECTION 2. Chapter 122-35, entitled "Schedule VI; Trucks Over Four Tons Excluded" shall be amended as follows:

In accordance with the provisions of § 122-11, trucks over four (4) tons gross weight are hereby excluded from the following described streets or parts of streets except for the pickup and delivery of materials on such streets or the transport of individuals to and from locations on such streets:

<u>Name of Street</u>	<u>Location</u>
Gravel Hill Road	Between Prospect Plains Road and Federal Road

SECTION 3. Chapter 122-44.1. entitled "Schedule XVA: Speed Limits" shall be amended as follows:

In accordance with the provisions of § 122-25, limits established for both directions of traffic along the street:

<u>Name of Street</u>	<u>Speed Limit-mpH</u>	<u>Location</u>
Spotswood-Gravel Hill Road	35	From County Route 612 to Benny Lane
	25	From Benny Lane to northerly terminus

SECTION 4. All Ordinances or parts of Ordinances inconsistent with the provisions of this Ordinance be and the same are hereby repealed to the extent of such inconsistency.

SECTION 5. If any section, paragraph, subdivision, 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 6. This Ordinance shall take effect twenty days after final passage, adoption and publication according to law.

There was no Public or Council discussion.

As Council Vice-President Dalina and Councilman Dipierro regularly moved and seconded the adoption, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption: **O-9-2016-031 ORDINANCE AMENDING CHAPTER 122 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "VEHICLES AND TRAFFIC"** (Speed Limit change on Spotswood Gravel Hill Rd. and Weight Restriction on Gravel Hill Road).

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

Copy of Ordinance Duly Filed.
O-09-2016-031

UPON MOTION made by Council Vice –President Dalina and seconded by Councilman Leibowitz, an Ordinance of which the following is the title was moved on second reading for final passage: **O-9-2016-032 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 INCREASE THE APPROPRIATION THEREIN BY \$3,640,000, TO INCREASE THE AUTHORIZATION OF BONDS AND NOTES THEREIN BY \$3,466,600, AND TO AMEND THE DESCRIPTION SET FORTH THEREIN TO INCLUDE NEW OPEN SPACE PROPERTY ACQUISITIONS.**

ORDINANCE as follows: (O-09-2016-032)

BE IT ORDAINED AND ENACTED BY THE TOWNSHIP COUNCIL OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (not less than two-thirds of all the members thereof affirmatively concurring), AS FOLLOWS:

SECTION 1. Bond ordinance number O-8-2000-026 finally adopted on August 28, 2000 by the Township of Monroe, in the County of Middlesex, State of New Jersey (the "Township") entitled, "BOND ORDINANCE PROVIDING FOR VARIOUS 2000 CAPITAL IMPROVEMENTS, ALL LAWFUL AND PUBLIC PURPOSES, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY (THE "TOWNSHIP"); APPROPRIATING \$1,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,428,500 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF," as amended by bond ordinance number O-10-2001-035 finally on adopted by the Township Council on October 1, 2001, bond ordinance number O-12-2002-048 finally adopted by the Township Council on December 2, 2002, bond ordinance number O-8-2003-029 finally adopted by the Township Council on August 4, 2003, bond ordinance number O-12-2003-053 finally adopted by the Township Council on December 29, 2003, bond ordinance number O-12-2005-054 finally adopted by the Township Council on December 5, 2005, bond ordinance number O-6-2006-020 finally adopted by the Township Council on June 26, 2006, bond ordinance number O-9-2008-021 finally adopted by the Township Council on September 3, 2008, bond ordinance number O-8-2013-020 finally adopted by the Township Council on August 6, 2012, bond ordinance number O-4-2013-003 finally adopted by the Township Council on April 2, 2013, bond ordinance number O-8-2014-014 finally adopted by the Township Council on August 4, 2014, bond ordinance number O-3-2016-012 finally adopted by the Township Council on April 4, 2016 and bond ordinance number O-5-2016-016 finally adopted by the Township Council on June 8, 2016 (collectively the "Original Ordinance"), is hereby amended and supplemented to the extent and with the effect as follows:

(a) Section 3(a)(i) of the Original Ordinance is hereby amended in its entirety to read as follows:

<u>"Description</u>	<u>Appropriation</u>	<u>Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Acquisition of various properties within the Township for open space purposes, including, but not limited to, as applicable, Block 1, Lot 7.02; Block 9, Lot 9.18; Block 18, Lots 17 and 18; Block 22, Lots 1 and 3; Block 25, Lot 19.4; Block 27.02, Lots 16 and 18.06; Block 27.2, Lots 17.1, 17.2, 18.4 and 18.5; Block 29, Lot 4; Block 31, Lots 11 and 14; Block 32, Lots 5, 10, 11.1, 19.2 and 20; Block 49, Lots 10 and 14; a portion of Block 52, Lot 4.08; Block 60, Lots 17.03, 17.04, 18.07 and 21.01; Block 62, Lot 12.02; Block 68, Lot 44.04; Block 75, Lot 11; Block 76, Lots 21.02 and 23.06; Block 76.01, Lots 25.01 and 25.20; Block 77, Lots 2.3, 7, 10.01, 10.02, 10.03, 11.01 and 11.02; Block 106.20, Lots 1 through 21; Block 106.89, Lot 31; Block 106.91, Lot 47.01 on Pine View Court and as sometimes described as Lot 4.01; and Block 106.95, Lot 20, in accordance with the Township's Open Space Plan, as filed with the Middlesex County Open Space Committee, a lawful public purpose, including the acquisition of development rights therefor and open space mapping, all work and	\$15,090,000	\$14,371,119	\$718,881	40 years

materials necessary therefor and incidental thereto and all in accordance with the plans and specifications therefor on file in the Office of the Clerk of the Township and available for public inspection and hereby approved, and

SECTION 2. The total appropriation set forth in the Original Ordinance, as amended and supplemented hereby, remains unchanged at \$16,840,000. The total down payment set forth in the Original Ordinance, as amended and supplemented hereby, remains unchanged at \$802,300. The total bond/note authorization set forth in the Original Ordinance, as amended and supplemented hereby, remains unchanged at \$16,037,700. The total amount included for items of expense listed in and permitted under N.J.S.A. 40A:2-20 set forth in the Original Ordinance, as amended and supplemented hereby, remains unchanged at \$1,700,000. The average period of usefulness of said improvements or purposes set forth in the Original Ordinance, as amended and supplemented hereby, remains unchanged at 37.22 years.

SECTION 3. The Capital Budget of the Township is hereby amended, as necessary, to conform with the provisions of this amendatory bond ordinance and to the extent of any inconsistency herewith, a resolution in the form promulgated by the Local Finance Board showing full detail of the amended Capital Budget and Capital Program as approved by the Director of the Division of Local Government Services, New Jersey Department of Community Affairs, will be on file in the office of the Clerk and will be available for public inspection.

SECTION 4. Except as expressly amended hereby, the Original Ordinance shall remain in full force and effect.

SECTION 5. This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption and approval by the Mayor, as provided by the Local Bond Law.

There was no Public or Council discussion.

As Council Vice-President Dalina and Councilman Leibowitz regularly moved and seconded the adoption, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption: **O-9-2016-032 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 INCREASE THE APPROPRIATION THEREIN BY \$3,640,000, TO INCREASE THE AUTHORIZATION OF BONDS AND NOTES THEREIN BY \$3,466,600, AND TO AMEND THE DESCRIPTION SET FORTH THEREIN TO INCLUDE NEW OPEN SPACE PROPERTY ACQUISITIONS.**

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

Copy of Ordinance Duly Filed.
O-09-2016-032

UPON MOTION made by Councilman Leibowitz and seconded by Council Vice-President Dalina, an Ordinance of which the following is the title was introduced on first reading for final passage: **O-10-2016-033 ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "FEES".**

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

Copy of Ordinance Duly Filed.

UPON MOTION made by Councilman Leibowitz and seconded by Council Vice-President Dalina, an Ordinance of which the following is the title was introduced on first reading for final passage: **O-10-2016-034 ORDINANCE AMENDING THE 2015 – 2018 SUPERVISORY PERSONNEL SALARY AND WAGE ORDINANCE FIXING THE SALARIES AND WAGES FOR VARIOUS OFFICIALS AND EMPLOYEES OF THE TOWNSHIP OF MONROE.**

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

Copy of Ordinance Duly Filed.

UPON MOTION made by Council Vice-President Dalina and seconded by Councilman Dipierro, an Ordinance of which the following is the title was introduced on first reading for final passage: **O-10-2016-035 ORDINANCE AMENDING CHAPTER 108 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "LAND DEVELOPMENT".**

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

Copy of Ordinance Duly Filed.

UPON MOTION made by Council Vice-President Dalina and seconded by Councilman Leibowitz, the following Resolutions were moved for Adoption under the **CONSENT AGENDA** as herein below set forth:

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

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

- | | |
|----------------------|---|
| R-10-2016-343 | RESOLUTION AUTHORIZING THE TOWNSHIP UTILITY DEPARTMENT PURCHASING AGENT TO PREPARE AND ADVERTISE REQUESTS FOR QUALIFICATIONS ("RFQ's") FOR VARIOUS PROFESSIONAL SERVICES FOR CALENDAR YEAR 2017, FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT. |
| R-10-2016-344 | RESOLUTION AMENDING RESOLUTION NO. <u>R-9-2016-315</u> AUTHORIZING AWARD OF A CONTRACT WITH ALLIED CONSTRUCTION GROUP, INC. FOR CONTRACT 454 "WELL 16A IMPROVEMENTS" BY THE MONROE TOWNSHIP UTILITY DEPARTMENT (M.T.U.D.). |
| R-10-2016-345 | RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO WATER WORKS SUPPLY CO. FOR CONTRACT 458, "WATER METERS" BY THE MONROE TOWNSHIP UTILITY DEPARTMENT (M.T.U.D.). |
| R-10-2016-346 | RESOLUTION AUTHORIZING THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") TO PREPARE SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS FOR VARIOUS GOODS AND SERVICES FOR 2016. |
| R-10-2016-347 | RESOLUTION AUTHORIZING THE PAYMENT OF ADDITIONAL FEES TO SHAIN, SCHAFFER & RAFANELLO, P.C. TO HANDLE THE MATTER RDC FORSGATE PARTNERS LLC V. MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") AS EXTRAORDINARY LITIGATION. |

- R-10-2016-348** RESOLUTION AUTHORIZING THE TOWNSHIP BUSINESS ADMINISTRATOR/QPA TO PREPARE AND ADVERTISE REQUEST FOR QUALIFICATIONS (“RFQ’s”) FOR VARIOUS PROFESSIONAL SERVICES FOR CALENDAR YEAR 2017.
- R-10-2016-349** RESOLUTION OF THE MONROE TOWNSHIP COUNCIL AUTHORIZING THE PURCHASE OF A TELECOMMUNICATIONS AND VOICE MAIL SYSTEM FOR THE MONROE TOWNSHIP MUNICIPAL BUILDING UNDER THE STATE OF NEW JERSEY COOPERATIVE PURCHASING PROGRAM.
- R-10-2016-350** RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY QUALITY FIRST CONTRACTING, INC. FOR MONROE TOWNSHIP CONCRETE IMPROVEMENTS TOWNSHIP WIDE UPON THE POSTING OF A MAINTENANCE GUARANTEE.
- R-10-2016-351** RESOLUTION AUTHORIZING THE TAX COLLECTOR TO CANCEL PAST DUE TAXES FOR TAX YEARS 2015 AND 2016 ASSESSED ON BLOCK 4, LOT 6.1 QFARM, BLOCK 4, LOT 6.2 AND BLOCK 77, LOT 11.4.
- R-10-2016-352** RESOLUTION AUTHORIZING THE AWARD OF A PROFESSIONAL SERVICES CONTRACT WITH WILENTZ, GOLDMAN & SPITZER, P.A. FOR LEGAL SERVICES IN CONNECTION WITH A PENSION INQUIRY.
- R-10-2016-353** RESOLUTION REFUNDING CONSTRUCTION PERMIT FEES.
- R-10-2016-354** RESOLUTION AUTHORIZING AN AFFORDABLE HOUSING HOMEOWNERSHIP ASSISTANCE LOAN REPAYMENT AGREEMENT WITH THE OWNER OF AN AFFORDABLE HOUSING UNIT LOCATED AT 7 MORGAN WAY, MONROE TOWNSHIP, NEW JERSEY.
- R-10-2016-355** RESOLUTION AUTHORIZING EXECUTION OF A PROFESSIONAL SERVICES CONTRACT WITH CENTER STATE ENGINEERING FOR TITLE SURVEY, PROPERTY DESCRIPTION AND PHASE 1 ENVIRONMENTAL ANALYSIS ON BLOCK 52; LOT 4.08 – 431 SCHOOLHOUSE ROAD UNDER THE OPEN SPACE PROGRAM.
- R-10-2016-356** RESOLUTION AUTHORIZING THE PAYMENT OF ADDITIONAL FEES TO SHAIN, SCHAFFER & RAFANELLO, P.C. TO HANDLE THE MATTER WELLS FARGO, N.A. vs. WILLIAM STERN II et. al. AS EXTRAORDINARY LITIGATION.
- R-10-2016-357** RESOLUTION AUTHORIZING ADDITIONAL 90-DAYS OF EXTENDED SICK LEAVE.
- R-10-2016-358** RESOLUTION REFUNDING TAX OVERPAYMENTS
- R-10-2016-359** RESOLUTION AUTHORIZING AN EXTENSION OF A CONTRACT WITH POWER SAWS OF AMERICA FOR TREE REMOVAL AND PRUNING FOR THE TOWNSHIP OF MONROE.
- R-10-2016-360** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH TLP CLIMATE CONTROL SYSTEMS, INC. FOR MONROE TOWNSHIP HVAC MAINTENANCE AND REPAIR SERVICES
- R-10-2016-361** RESOLUTION AUTHORIZING AN EXTENSION OF CONTRACT WITH K & A EXCAVATING CO., INC. FOR MONROE TOWNSHIP OUTSIDE SNOW & ICE REMOVAL.
- R-10-2016-362** RESOLUTION AUTHORIZING THE BUSINESS ADMINISTRATOR TO PREPARE PLANS, SPECIFICATIONS AND ADVERTISE FOR RECEIPT OF BIDS FOR GRASS BAGS FOR THE DEPARTMENT OF PUBLIC WORKS.

- R-10-2016-363 RESOLUTION AUTHORIZING SHAIN, SCHAFER & RAFANELLO, P.C. TO HANDLE THE MATTER OF WELLS FARGO BANK, N.A. v. ROBERT F. STYLES, ET AL. AS EXTRAORDINARY LITIGATION.
- R-10-2016-364 RESOLUTION AUTHORIZING AWARD OF A CONTRACT TO AMY S. GREENE ENVIRONMENTAL CONSULTANTS, INC. FOR CONSULTING SERVICES FOR AN ENVIRONMENTAL RESOURCES INVENTORY.
- R-10-2016-365 RESOLUTION AUTHORIZING THE MAYOR AND TOWNSHIP CLERK TO EXECUTE AN AGREEMENT WITH ROBERT WOOD JOHNSON UNIVERSITY HOSPITAL AND THE TOWNSHIP OF MONROE FOR ADVANCED LIFE SUPPORT SERVICES.
- R-10-2016-366 RESOLUTION AUTHORIZING THE AWARD OF BID TO GROUNDS KEEPER, INC. FOR MONROE TOWNSHIP SHADE TREE PLANTINGS.
- R-10-2016-367 RESOLUTION AUTHORIZING THE AWARD OF BID TO Z-BROTHERS FOR FEDERAL ROAD & PERRINEVILLE ROAD INTERSECTION IMPROVEMENTS.
- R-10-2016-368 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).
- R-10-2016-369 RESOLUTION REFUNDING THIRD PARTY TAX LIEN PREMIUM PAYMENTS.
- R-10-2016-370 RESOLUTION MEMORIALIZING THE ADMINISTRATIVE POLICY THAT THE TAX ASSESSOR NOTIFY THE GOVERNING BODY OF FILED TAX APPEALS ON OR BEFORE THE FIRST DAY OF JUNE OF EACH YEAR.
- R-10-2016-371 RESOLUTION AUTHORIZING THE SUBMISSION OF A PROGRAM GRANT AGREEMENT BETWEEN THE COUNTY OF MIDDLESEX AND THE TOWNSHIP OF MONROE FOR CALENDAR YEAR 2017 FUNDING OF THE MONROE TOWNSHIP CULTURAL ARTS COMMISSION PROGRAMS, PROJECTS AND GENERAL OPERATING SUPPORT.
- R-10-2016-372 RESOLUTION AUTHORIZING APPROVAL OF SETTLEMENT OF LITIGATION CLAIM IN WELLS FARGO BANK, N. A. V. WILLIAM C. STERN II, et al.

Mayor's Report -

- Mayor Tamburro reminded everyone that Saturday, October 8th is the Green Fair at the high school from 10-3pm; there will be a shredding truck there as well.
- He hopes everyone saw the significance in what we did for Joe Harvie, as he was a major piece of everything that happens in the Township and that was just a small token of what we were able to do to honor his memory.

Administrator's Report – No Report.

Engineer's Report –

- The award of the construction contract for the intersection improvements on Federal and Perrineville Road went to Z Brothers who was the lowest responsible bidder on the project; we anticipate starting that project within the next few weeks.
- Spotswood Gravel Hill Road we have a milling and paving project which will start on a portion of Spotswood Gravel Hill Road between North State Home Road and Schoolhouse Road; that project should start in the next couple of weeks as well.

Council's Reports -

Councilman Dipierro – The ADA Committee met last month and he spoke with the Attorney and the Road Department and they were able to get one of the signs at the Rec Center changed from “Van Accessible” to “Van Only”; it is not enforceable but hopefully people will be respectful enough not to park a car there. Councilman Leibowitz asked if an SUV would be considered a van, to which it was explained that van accessible is meant for a vehicle that uses a ramp.

Councilwoman Schneider – Absent.

Councilman Leibowitz – Received his mail in ballot today in the mail and reminded those who plan to vote that there is a local election this year.

Council Vice-President Dalina – Reminded everyone that Sunday, October 16th is the Annual Oktoberfest which starts at 12pm through 4pm at the Community Center. It's a time to recognize our volunteers in town and get together and celebrate the Fall season before hunkering down for the Winter.

Council President Koppel – There is a program honoring Deborah Wolf, on October 24th at 1pm at the Monroe Township Library and it is put on in part by the library and the League of Women Voters.

The Monroe Township Community Garden will have a wrap up meeting on Thursday, October 20th at 7pm at the Senior Center.

There is a Police Unity Tour which has twelve Monroe Township police officers taking part this year. There will be a fundraiser on November 9th at Baker's American Bar & Grill, where a percentage of everyone's bill will be donated back to the Police Unity Tour.

Public:

Mark Klein, 7 Crenshaw Ct. – Mr. Klein asked if it is true that a few years ago we applied for a light at Mt. Mills and Spotswood Englishtown Road; Engineer Rasimowicz answered that Spotswood Englishtown Road is the intersection where the JSM site is and currently being constructed. He explained that when the Regency came in, that intersection required improvements but it did not require a traffic signal at that time. Mr. Crenshaw asked if there are plans to put a light in by the builder JSM; Engineer Rasimowicz answered yes as it is a requirement made by the Planning Board.

Next, Mr. Klein noted that on Mt. Mills Road he has seen the signs which restricts large trucks from traveling on that road but still has seen large trucks traveling on that road and since it is very narrow and there being a gully, which poses a concern about an accident occurring, asked if there is a possibility for it to be widened. Engineer Rasimowicz answered that he will look into it.

Lastly, Mr. Klein stated that he was proud to be a resident of the Township.

Audrey Cornish, 431 Schoolhouse Rd. – Ms. Cornish mentioned that she still is having problems on her street with regard to the lighting at Parker; she brought an article from the Wall Street Journal that discusses a possible solution to the problem being the coloring of the lighting and suggested that the Township consider passing an Ordinance that address the lighting, requiring developers to use dimmer lighting. She made copies of the article for Council and was instructed to leave them with the Clerk to be included in the Council mail packets for review.

UPON MOTION made by Council Vice-President Dalina and seconded by Councilman Leibowitz, the Regular Council Meeting of October 5, 2016 was Adjourned at 8:32PM.

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

PATRICIA REID, Township Clerk

LESLIE KOPPEL, Council President

Minutes were adopted on November 9, 2016