

**TOWNSHIP OF MONROE**  
**COUNCIL MEETING MINUTES**  
**REGULAR MEETING - JULY 5, 2017**

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 Stephen Dalina with a Salute to the Flag.

**UPON ROLL CALL** by the Township Clerk, Patricia Reid, the following members of Council were present: Councilwoman Miriam Cohen, Councilman Michael Leibowitz, Council Vice-President Elizabeth Schneider and Council President Stephen Dalina.

**ALSO, PRESENT:** Mayor Gerald W. Tamburro, Business Administrator Alan M. Weinberg, Township Attorney Joel L. Shain, Engineer Mark Rasimowicz and Deputy Township Clerk Christine Robbins.

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

Council President Dalina 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 has been provided by the following:

1. Posted on the Bulletin Boards within the Municipal Building on December 30, 2016 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and **STAR LEDGER** on January 6, 2017;
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 Council President Dalina announced that in accordance with N.J.S.A. 40A:16-11, the Monroe Township Democratic County Committee has submitted to this governing body three (3) nominees for the selection of a successor to fill the vacancy of the Ward 2 Council Seat.

Councilwoman Miriam Cohen nominated Leonard Baskin to fill the Ward 2 Vacancy, Seconded by Councilman Michael Leibowitz.

The Council President Dalina asked if there were any further nominations, and there being none, he requested a motion to close the nominations.

**UPON MOTION** made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the **NOMINATIONS** to fill the **WARD 2 VACANCY** were **CLOSED**.

ROLL CALL: Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

**UPON MOTION** made by Council Vice-President Schneider and seconded by Councilwoman Cohen, **LEONARD BASKIN** has been appointed to fulfill the **WARD 2 VACANCY** as put forth in **R-7-2017-197** **RESOLUTION OF THE MONROE TOWNSHIP COUNCIL APPOINTING A COUNCIL MEMBER TO FILL THE WARD 2 VACANCY.**

**WHEREAS**, on June 8, 2017 Councilman Blaise Dipierro resigned from the Township Council, creating a vacancy in the Ward 2 Council seat previously held by him; and

**WHEREAS**, pursuant to N.J.S.A. 40a:16-11, the Monroe Township Democratic County Committee has presented to the Township Council of the Township of Monroe the following three nominees for the selection of a successor:

Leonard Baskin  
Daniel Isaacs  
Marilyn Taffet

;and

**WHEREAS**, the remaining Council members have determined, via a majority vote, that it is in the best interests of the Township of Monroe that Leonard Baskin be appointed to fill the vacancy of Blaise Dipierro;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that Leonard Baskin shall be appointed as the Ward 2 Councilperson of the Township of Monroe; and

**BE IT FURTHER RESOLVED** that the term of appointment is effective July 5, 2017 and shall terminate on December 31, 2017.

**SO RESOLVED**, as aforesaid.

The Township Clerk administered the **OATH OF OFFICE** to Leonard Baskin to fulfill the Ward 2 Vacancy.

Mayor Tamburro presented a proclamation to Marilyn Gerstein and Karen Mandel from the Alisa Chapter of Hudassah in support of "Mayors United Against Anti-Semitism". Marilyn Gerstein thanked the Mayor, Council and all the residents for their support. Karen Mandel also extended her thanks to the Mayor, adding that it truly shows he is a Mayor for all the people in the Township.

A brief recess was taken and the Regular Meeting was recalled to order at 7:14 p.m.

Council President Dalina called upon the Chief of Police, Michael Lloyd, for the swearing in of the Township's newest police officer, Jake O'Brien #124. Chief Lloyd called up Officer Jake O'Brien, stating that he is the Township's newest officer, being with the town for ten months. He has grown up in the Township, attended our schools, played football and graduated from Monroe Township High School. He went to Albright College in Pennsylvania where he continued his football career and was a two-time captain on their football team. Officer O'Brien graduated from the Mercer County Police Academy in the 14<sup>th</sup> Class, subsequently he went to the Middlesex County Sheriff's Department and worked as an investigator and in September 2016 he came to our department. Chief Lloyd added that Officer O'Brien is an outstanding officer and an attribute to the organization. He asked Officer O'Brien, along with his father Kevin and sister Brittany to come forward for the swearing in ceremony.

Township Clerk, Patricia Reid administered the **OATH OF OFFICE** to Officer Jake O'Brien #124 to fulfill his position as Patrolman for the Monroe Township Police Department.

Councilman Leibowitz extended his congratulations to Officer Jake O'Brien and wished him luck in his position.

Council Vice-President Schneider extended her congratulations as well.

Councilwoman Cohen wished him many years of continued success, knowing that he will bring great pride to his family and his community.

Councilman Baskin extended his congratulations and wished him the best of luck.

Council President Dalina recalled watching Officer O'Brien grow up and remembered him as little Jake. He thanked Officer O'Brien and his family for lending him to protect all of us.

Mayor Tamburro commented that Officer O'Brien will find that he is amongst a great and supportive group of officers. He noted that we are one of the safest communities in the state due in part to the wonderful officers now including Officer O'Brien. He wished him luck and safety in his new position.

Council President Dalina added that State Assemblyman Daniel Benson was in attendance and thanked him for coming.

A brief recess was taken and the Regular Meeting was recalled to order at 7:22 p.m.

Council President Dalina asked for Chief Lloyd and Mayor Tamburro to come forward to recognize four officers with service awards for their Professionalism and Outstanding Efforts in Keeping our Township Roads Safe from DUI/DWI and Earning the MADD 2016 Law Enforcement Distinguished Service Award.

Mayor Tamburro explained that the Township's Youth Advisory Committee conducted a mock crash, a presentation of a trial and then had a mother from MADD speak to the student body about the devastating effects of drunk driving. He commented that it was one of the most moving simulations conducted. MADD then had a program held at Rutgers University honoring officers throughout the state that issued drunk driving tickets and Mayor Tamburro was asked to speak at their program. Tonight, we are honoring four officers for their efforts to combat DUI/DWI instances:

Officer Anthony Trohalides #112 had twelve DWI arrests

Officer Dale DeGraw #116 had eight DWI arrests

Officer Trevon Robinson #120 had eight DWI arrests

Officer Ostap Pronin #123 had eight DWI arrests.

He thanked the officers for their efforts in keeping our township and children safe.

Councilman Leibowitz thanked the officers for their efforts.

Council Vice-President Schneider thanked the officers and asked them to be safe on the roads as well.

Councilwoman Cohen commented that their work is commendable and remarkable, as her past profession as nurse has allowed her to see firsthand what devastation can be caused by drunk driving.

Councilman Baskin commented that it is a testament to the officer's hard work and continuous efforts as to why we are named as one of the safest townships in the state.

Council President Dalina thanked the police department for their involvement in the mock crash. He added that to be honored by MADD is truly a testament to the service you provide here to the Township.

A brief recess was taken and the Regular Meeting was recalled to order at 7:26 p.m.

Mayor Tamburro presented to the Chief of Police, Michael Lloyd, a plaque for his Extraordinary Efforts in Obtaining Recognition as the Tenth Safest Community in New Jersey. He commented that Chief Lloyd is the epitome of what a police officer and Chief of Police should be. He is a graduate of the FBI Academy down in Quantico, Virginia and has done magnificent things to keep this the safest township not only in Middlesex County but also across the country.

Chief Lloyd thanked the Mayor and Council for their support and extended his appreciation to the police department for their hard work, support and team efforts. He added that it is an honor to be in charge of such a wonderful organization. He thanked everyone for being here and taking time out of their busy schedules.

Council President Dalina commented that on behalf of the entire Council he is thankful to the Chief of Police and the entire police department for their efforts in keeping the Township safe.

A brief recess was taken and the Regular Meeting was recalled to order at 7:29 p.m.

**UPON MOTION** made by Councilwoman Cohen and seconded by Councilman Leibowitz, the **CLAIMS** per run date of **06/22/2017** were approved for payment as presented.

ROLL CALL: Councilman Leonard Baskin	Aye
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

**UPON MOTION** made by Councilwoman Cohen and seconded by Council Vice-President Schneider, the **MINUTES** of the **May 31, 2017 Agenda Meeting** and **June 7, 2017 Regular Meeting** were approved as written and presented.

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

**UPON MOTION** made by Councilman Leibowitz and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was moved on second reading for final passage:

**O-5-2017-012 ORDINANCE APPROVING SUBDIVISION AND TRANSFER OF TOWNSHIP PROPERTY TO FIRE DISTRICT #3 AND TO THE BOARD OF EDUCATION FOR PUBLIC USE.**

**ORDINANCE** as follows: (O-5-2017-012)

**WHEREAS**, Monroe Fire District #3 owns property on the corner of Schoolhouse Road and Buckelew Avenue, designated as Lot 1.01 in Block 52, on which an existing firehouse is located; and

**WHEREAS**, Monroe Fire District #3 has determined it to be in the public interest that it replace the existing firehouse on the property with a new firehouse; and

**WHEREAS**, Monroe Fire District #3 needs additional land to accommodate a new firehouse at the site; and

**WHEREAS**, the Township of Monroe (“Township”) owns land adjacent to Fire District #3’s property, designated as Lot 2.03 in Block 52, and is willing to convey a portion of its property to Fire District #3 to accommodate a new firehouse at the site in accordance with the subdivision plan prepared by Center State Engineering dated January 5, 2016, a copy of which is annexed hereto as Exhibit A; and

**WHEREAS**, by Resolution dated April 4, 2017, Monroe Fire District #3 has reviewed and approved the subdivision plan as it relates to the land upon which a new firehouse will be built; and

**WHEREAS**, the Monroe Township Board of Education also needs land for overflow school bus parking; and

**WHEREAS**, the Township owns land adjacent to Board of Education property, designated as Lot 2.03 in Block 52, and is willing to convey a portion of its property to the Board of Education to accommodate the Board of Education’s needs; and

**WHEREAS**, the Buildings and Grounds Committee of the Board of Education has reviewed and approved the subdivision plan as it relates to the portion of land to be transferred to the Board of Education for overflow bus parking; and

**WHEREAS**, in connection with the Township transferring the above-described property to Fire District #3 and to the Board of Education, the Township will reserve rights-of-way for future roadway improvements, if any; and

**WHEREAS**, the Council believes that the construction of a new firehouse in Fire District #3 and the dedication of land to the Board of Education for overflow bus parking will benefit the citizens of Monroe; and

**WHEREAS**, to effectuate the purposes described above, existing Lot 1.01 in Block 52 will be transferred from Fire District #3 to the Township; the Township will consolidate Lot 1.01 with Lot 2.03 in Block 52; the Township will subdivide the newly-consolidated Lot into new Lots 1.02, 2.05 and 2.06; the Township will transfer Lot 1.02 to Fire District #3; the Township will transfer Lot 2.05 to the Board of Education; the Township will reserve rights-of-way on Lots 1.02 and 2.05 for future roadway improvements, if any; and the Township will retain Lot 2.06.

**NOW, THEREFORE, BE IT ORDAINED** by the Mayor and 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 take all steps and execute any documents which are reasonably necessary to accept Lot 1.01 in Block 52; to consolidate Lots 1.01 and 2.03 in Block 52; to subdivide the newly-consolidated Lot into new Lots 1.02, 2.05 and 2.06; to transfer Lot 1.02 to Fire District #3 to transfer Lot 2.05 to the Board of Education; and to reserve rights-of-way in Lots 1.02 and 2.05 for future roadway improvements, if any.

**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, subsection, 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.

**SO ORDAINED** as aforesaid.

**Michael Masu, 17 Linwood Dr.** – Mr. Masu stated his question was for a different Ordinance.

**UPON MOTION** made by Councilman Leibowitz and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

**O-5-2017-012 ORDINANCE APPROVING SUBDIVISION AND TRANSFER OF TOWNSHIP PROPERTY TO FIRE DISTRICT #3 AND TO THE BOARD OF EDUCATION FOR PUBLIC USE.**

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Ordinance Duly Filed.  
O-5-2017-012

**UPON MOTION** made by Councilman Leibowitz and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was moved on second reading for final passage:

**O-6-2017-013 ORDINANCE ACKNOWLEDGING MONROE TOWNSHIP'S ACCEPTANCE OF THE TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF SPOTSWOOD-ENGLISHTOWN ROAD AND OLD TEXAS ROAD.**

**ORDINANCE** as follows: (O-6-2017-013)

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

**SECTION 1.** The intersection of Spotswood-Englishtown Road and Old Texas Road shall be controlled by a Traffic Control Signal in accordance with the As-Built Traffic Signal Plan and Timing Directive bearing the date of February 16, 2017, inspected on January 28, 2017.

**SECTION 2.** The Traffic Control Signal installed shall be in accordance with the provisions of the Manual of Uniform Traffic Control Devices, Title 39 of the Revised Statutes and the New Jersey Administration Code. Said Traffic Control Signal shall conform to the design and shall be maintained in operation.

**SECTION 3.** All Ordinances or resolutions or portions thereof of the Township of Monroe inconsistent herewith be and are hereby repealed.

**SECTION 4.** This Ordinance shall take effect upon final passage and publication as provided by law.

**SECTION 5.** That if any clause, section or provision of this Ordinance is declared invalid by a Court of competent jurisdiction, such provision shall be deemed a separate, distinct and independent provision and shall not affect the validity of the remaining portion hereof.

**SECTION 6.** Upon final passage and adoption, the Township Clerk shall forward two certified copy of this Ordinance to Richard Wallner, PE, Middlesex County Engineer, P.O. Box 871, 75 Bayard Street, 5<sup>th</sup> Floor, New Brunswick, New Jersey 08903, and the Middlesex County Planning Board and to the Middlesex County Board of Chosen Freeholders for a Consenting Resolution.

**SO ORDAINED**, as aforesaid.

There was no Public or Council discussion.

**UPON MOTION** made by Councilman Leibowitz and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

**O-6-2017-013 ORDINANCE ACKNOWLEDGING MONROE TOWNSHIP'S ACCEPTANCE OF THE TRAFFIC CONTROL SIGNAL LOCATED AT THE INTERSECTION OF SPOTSWOOD-ENGLISHTOWN ROAD AND OLD TEXAS ROAD.**

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Ordinance Duly Filed.  
O-6-2017-013

**UPON MOTION** made by Council Vice-President Schneider and seconded by Councilwoman Cohen, an Ordinance of which the following is the title was moved on second reading for final passage:

**O-6-2017-014 BOND ORDINANCE PROVIDING FOR VARIOUS 2017 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 \$2,767,000 THEREFOR (INCLUDING A GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$310,000) AND AUTHORIZING THE ISSUANCE OF \$2,634,300 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF.**

**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.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized as general improvements or purposes to be undertaken by the Township of Monroe, in the County of Middlesex, State of New Jersey (the "Township"). For the said improvements or purposes stated in Section 3, there is hereby appropriated the aggregate sum of \$2,767,000, said sum being inclusive of a grant in the amount of \$310,000 (the "Grant") received or expected to be received from the New Jersey Department of Transportation and the sum of \$132,700 as the aggregate amount of down payments for said improvements or purposes as required by the Local Bond Law, N.J.S.A. §40A:2-1 et seq. (the "Local Bond Law"). The aggregate down payments

are now available by virtue of a provision or provisions in a previously adopted budget or budgets of the Township for down payment or for capital improvement purposes.

**SECTION 2.** For the financing of said improvements or purposes described in Section 3 hereof and to meet the part of said \$2,767,000 appropriation not provided for by application hereunder of the Grant or said down payments, negotiable bonds of the Township are hereby authorized to be issued in the aggregate principal amount not exceeding \$2,634,300 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvements or purposes, negotiable notes of the Township in an aggregate principal amount not exceeding \$2,634,300 are hereby authorized to be issued pursuant to and within the limitations prescribed by said Local Bond Law.

**SECTION 3. (a)** The improvements hereby authorized and purposes for the financing of which said obligations are to be issued include, but are not limited to, the following:

<u>Description</u>	<u>Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
(i) Acquisition of a collection of library books for general circulation and deposit in and for use by the Township free public library, a lawful public purpose;	\$150,000	\$142,800	\$7,200	5 years
(ii) Various roadway, sidewalk and curb improvements throughout the Township, all such improvements including but not limited to, as applicable, milling, paving, reconstruction and resurfacing the roadways, the repairing and/or removal and installation of curbs, sidewalks, driveway aprons, retaining walls and curb ramps, concrete improvements, site work, clearing, and roadway painting and striping; and	\$760,000	\$723,800	\$36,200	15 years
(iii) Various pedestrian and roadway improvements to Monmouth Road in the Township, all such improvements including but not limited to, as applicable, milling, paving, reconstruction and resurfacing the roadways, the repairing and/or installation of curbs, sidewalks, driveway aprons, retaining walls and curb ramps, drainage work,	\$600,000 (including the \$310,000 Grant)	\$571,000	\$29,000	15 years

<u>Description</u>	<u>Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
concrete improvements, site work, clearing, tree removal, roadway painting and striping, landscaping and other aesthetic improvements;				
(iv) The acquisition and installation of various traffic calming devices throughout the Township, including but not limited to, as required, removal and replacement of, as applicable, roadway pavement, sidewalks, and concrete curbing, regrading, landscaping, excavation, and pavement striping;	\$10,000	\$9,500	\$500	15 years
(v) Improvements to various playgrounds throughout the Township, including but not limited to, the repair or replacement, as applicable, and acquisition and installation of various playground equipment;	\$100,000	\$95,200	\$4,800	10 years
(vi) Preliminary planning for the Police and EMS Building for the Township;	\$400,000	\$380,900	\$19,100	5 years
(vii) The repaving of the Park and Ride facility in the Township and the acquisition and installation of lighting therefor;	\$250,000	\$238,000	\$12,000	10 years
(viii) Various improvements to the free public library in the Township, including but not limited to the installation of a drive-through lane;	\$175,000	\$166,600	\$8,400	15 years
(ix) Various ADA and intersection improvements at the intersection of Perrineville Road and Schoolhouse Road in the Township, including but not limited to, improvements to bring such intersection into compliance with the Americans with Disabilities Act, including, but not limited to, as required, removal and replacement of, as applicable, sidewalks, concrete curbing, curb ramps, driveway aprons, regrading, landscaping,	\$250,000	\$238,000	\$12,000	15 years



<u>Description</u>	<u>Appropriation</u>	<u>Debt Authorization</u>	<u>Down Payment</u>	<u>Useful Life</u>
excavation, pavement striping, installation of traffic calming devices, resetting manholes and inlets, drainage improvements, and various other curb, sidewalk and roadway maintenance;				
(x) Various improvements to the Welding Bay; and;	\$45,000	\$42,800	\$2,200	10 years
(xi) Various improvements to the bleachers at the Community Center in the Township and the acquisition of furniture for the Community Center.	\$27,000	\$25,700	\$1,300	10 years
<b>TOTALS</b>	<u>\$2,767,000</u>	<u>\$2,634,300</u>	<u>\$132,700</u>	12.24 years

(b) The aggregate estimated maximum amount of bonds or notes to be issued for said improvements or purposes is \$2,634,300.

(c) The aggregate estimated cost of said improvements or purposes is \$2,767,000, the excess amount thereof over the said estimated maximum amount of bonds or notes to be issued therefor, being the Grant and the aggregate amount of the down payments available for said purposes.

(d) All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, all engineering and design work, consulting, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and also shall include all work, materials, equipment, accessories, labor and appurtenances necessary therefor or 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.

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Middlesex make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Middlesex. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Middlesex shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such times as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Township shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of N.J.S.A. 40A:2-8.1. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at a public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or

delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith and a resolution in the form promulgated by the Local Finance Board showing full detail of the amended capital budget and capital programs as approved by the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, is on file in the Office of the Clerk of the Township and is available for public inspection.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses and are improvements which the Township may lawfully undertake as general improvements, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The average period of usefulness of said purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 12.24 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services, Department of Community Affairs, State of New Jersey, and such statement shows that the gross debt of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$2,634,300 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$861,000 for items of expense listed in and permitted under N.J.S.A. 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

**SECTION 8.** The full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. The obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes upon all the taxable property within the Township for the payment of the principal of the obligations and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an "abusive arbitrage device" under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the "Code"). The proceeds of any bonds or notes authorized herein used to reimburse the Township for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of "replacement proceeds", including "sinking funds", "pledged funds" or funds subject to a "negative pledge" (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Township other than amounts deposited into a "bona fide debt service fund" (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$2,634,300. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is "placed in service" (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

**SECTION 10.** The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this bond ordinance.

**SECTION 11.** This bond ordinance shall take effect twenty (20) days after the first publication thereof after final adoption, as provided by the Local Bond Law.

**George Gunkelman, 5 Kelly Ct.** – Mr. Gunkelman commented that it is uncomfortable when we bond for things for a twenty year period when they do not have a life for as long as the bond. He continued that we will be paying for things we are not using twenty years down the road and this does not seem to be good financing as we should be looking at the goods purchased and the duration. Business Administrator Weinberg answered that Local Bond Law requires that the State has details for how long things should last as there is a standard for how long each component should last. He explained that our Bond Counsel runs that formula and the aggregate of what is included in the bond is 12.24 years. Mr. Gunkelman responded that the summary the public gets to read does not explain all of that. Business Administrator Weinberg agreed that that was a good point and he would see about how to possibly add on to the summary so the public is aware of the details.

**Michele Arminio, 9 Nathaniel Ct.** – Mrs. Arminio stated that in this Ordinance one of the things is various roadways and sidewalk repairs, which we could definitely use. She asked if we are improving some of the roads that the construction vehicles destroy as there are a lot of heavy trucks on our roadways. She added that if we have to constantly do improvements because of this it is not fair. She stated that the developers should have to pay for the damage. Lastly, she commented that her street was on the list of roads to be repaired about fifteen years ago and still has not been picked and hopes that some of the older developments are considered because they need work. Township Engineer Rasimowicz answered that the roads that will be repaired have yet to be identified. He explained that we do an annual paving program, as well as, an annual sidewalk replacement program that is a part of this. He further explained that developers have to post a two year maintenance bonds on roads that they have constructed and this ordinance does not have anything to do with County roads. He stated that any roads that developers have caused damage to have been addressed by the developers with no issue.

**UPON MOTION** made by Council Vice-President Schneider and seconded by Councilwoman Cohen, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

**O-6-2017-014 BOND ORDINANCE PROVIDING FOR VARIOUS 2017 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 \$2,767,000 THEREFOR (INCLUDING A GRANT RECEIVED OR EXPECTED TO BE RECEIVED FROM THE NEW JERSEY DEPARTMENT OF TRANSPORTATION IN THE AMOUNT OF \$310,000) AND AUTHORIZING THE ISSUANCE OF \$2,634,300 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COSTS THEREOF.**

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Ordinance Duly Filed.  
O-6-2017-014

**UPON MOTION** made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was moved on second reading for final passage:

**O-6-2017-015 BOND ORDINANCE PROVIDING FOR VARIOUS 2017 WATER AND SEWER UTILITY IMPROVEMENTS BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$6,105,000 THEREFOR FROM THE WATER AND SEWER UTILITY OF THE TOWNSHIP AND AUTHORIZING THE ISSUANCE OF \$6,105,000 BONDS OR NOTES TO FINANCE THE COST THEREOF.**

**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.** The improvements or purposes described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Water and Sewer Utility of the Township of Monroe, in the County of Middlesex, State of New Jersey (the “Township”) as general improvements. For the said improvements stated in Section 3, there is hereby appropriated the principal amount of \$6,105,000 from the Water and Sewer Utility of the Township. Pursuant to the provisions of N.J.S.A. 40A:2-7(h) and 40A:2-11(c) of the Local Bond Law, N.J.S.A. 40A:2-1 et seq. (the “Local Bond Law”), no down payment is required as the Water and Sewer Utility is self-liquidating.

**SECTION 2.** For the financing of said improvement or purpose described in Section 3 hereof and to meet the \$6,105,000 appropriation, negotiable bonds of the Water and Sewer Utility of the Township are hereby authorized to be issued in the principal amount of \$6,105,000 pursuant to the Local Bond Law. In anticipation of the issuance of said bonds and to temporarily finance said improvement or purpose, negotiable notes of the Water and Sewer Utility of the Township in a principal amount not exceeding \$6,105,000 are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

**SECTION 3. (a)** The improvements hereby authorized and purposes for the financing of which said bonds or notes are to be issued, include but are not limited to, as follows:

<u>Description</u>	<u>Total Appropriation</u>	<u>Debt Authorization</u>	<u>Useful Life</u>
(i) Various water improvements and equipment, including but not limited to improvements to the SCADA system, storage tanks, the interconnection with Spotswood, and irrigation improvements;	\$850,000	\$850,000	15 years
(ii) The acquisition and installation of residential water meter change outs;	\$100,000	\$100,000	10 years
(iii) Improvements to various wells, including but not limited to Well Numbers 17, 19 and 8A;	\$995,000	\$995,000	15 years
(iv) Improvements to Well Number 25;	\$1,850,000	\$1,850,000	15 years
(v) Improvements to various pump stations;	\$1,475,000	\$1,475,000	15 years
(vi) Various office improvements and improvements to security and to the SCADA system;	\$300,000	\$300,000	10 years
(vii) Various upgrades to sewer manholes and PRV upgrades; and	\$100,000	\$100,000	10 years
(viii) Vehicle replacements.	\$435,000	\$435,000	5 years
<b>TOTALS</b>	<b><u>\$6,105,000</u></b>	<b><u>\$6,105,000</u></b>	<b>13.87 years</b>

**(b)** All such improvements or purposes set forth in Section 3(a) shall include, but are not limited to, all engineering and design work, surveying, construction planning, preparation of plans and specifications, permits, bid documents, construction inspection and contract administration, and all work, materials, equipment, labor and appurtenances necessary therefor or 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.

**(c)** The estimated maximum amount of bonds or notes to be issued for said improvement or purpose is \$6,105,000.

- (d) The estimated cost of said improvement or purpose is \$6,105,000.

**SECTION 4.** In the event the United States of America, the State of New Jersey, and/or the County of Middlesex make a contribution or grant in aid to the Township for the improvements and purposes authorized hereby and the same shall be received by the Township prior to the issuance of the bonds or notes authorized in Section 2 hereof, then the amount of such bonds or notes to be issued shall be reduced by the amount so received from the United States of America, the State of New Jersey, and/or the County of Middlesex. In the event, however, that any amount so contributed or granted by the United States of America, the State of New Jersey, and/or the County of Middlesex shall be received by the Township after the issuance of the bonds or notes authorized in Section 2 hereof, then such funds shall be applied to the payment of the bonds or notes so issued and shall be used for no other purpose. This Section 4 shall not apply, however, with respect to any contribution or grant in aid received by the Township as a result of using funds from this bond ordinance as “matching local funds” to receive such contribution or grant in aid.

**SECTION 5.** All bond anticipation notes issued hereunder shall mature at such time as may be determined by the Chief Financial Officer of the Township, provided that no note shall mature later than one (1) year from its date. The notes shall bear interest at such rate or rates and be in such form as may be determined by the Chief Financial Officer. The Chief Financial Officer of the Township shall determine all matters in connection with the notes issued pursuant to this bond ordinance, and the signature of the Chief Financial Officer upon the notes shall be conclusive evidence as to all such determinations. All notes issued hereunder may be renewed from time to time in accordance with the provisions of the Local Bond Law. The Chief Financial Officer is hereby authorized to sell part or all of the notes from time to time at public or private sale and to deliver them to the purchaser thereof upon receipt of payment of the purchase price and accrued interest thereon from their dates to the date of delivery thereof. The Chief Financial Officer is directed to report in writing to the governing body at the meeting next succeeding the date when any sale or delivery of the notes pursuant to this bond ordinance is made. Such report must include the principal amount, the description, the interest rate, the maturity schedule of the notes so sold, the price obtained and the name of the purchaser.

**SECTION 6.** The capital budget of the Water and Sewer Utility of the Township is hereby amended to conform with the provisions of this 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 programs as approved by the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs will be on file in the Office of the Clerk and will be available for public inspection.

**SECTION 7.** The following additional matters are hereby determined, declared, recited and stated:

(a) The purposes described in Section 3 of this bond ordinance are not current expenses and are improvements or purposes which the Water and Sewer Utility of the Township may lawfully undertake as general improvements or purposes, and no part of the cost thereof has been or shall be specially assessed on property specially benefited thereby.

(b) The period of usefulness of said improvements or purposes within the limitations of said Local Bond Law, according to the reasonable life thereof computed from the date of the said bonds authorized by this bond ordinance, is 13.87 years.

(c) The supplemental debt statement required by the Local Bond Law has been duly made and filed in the Office of the Clerk of the Township and a complete executed duplicate thereof has been filed in the Office of the Director of the Division of Local Government Services in the New Jersey Department of Community Affairs, and such statement shows that the gross debt of the Water and Sewer Utility of the Township as defined in the Local Bond Law is increased by the authorization of the bonds or notes provided for in this bond ordinance by \$6,105,000 and the said obligations authorized by this bond ordinance will be within all debt limitations prescribed by said Local Bond Law.

(d) An aggregate amount not exceeding \$685,000 for items of expense listed in and permitted under N.J.S.A. § 40A:2-20 is included in the estimated cost indicated herein for the purposes or improvements hereinbefore described.

**SECTION 8.** Unless paid from other sources, the full faith and credit of the Township are hereby pledged to the punctual payment of the principal of and the interest on the obligations authorized by this bond ordinance. Unless paid from other sources, the obligations shall be direct, unlimited obligations of the Township, and the Township shall be obligated to levy *ad valorem* taxes

upon all the taxable property within the Township for the payment of the obligations and the interest thereon without limitation as to rate or amount.

**SECTION 9.** The Township reasonably expects to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof and paid prior to the issuance of any bonds or notes authorized by this bond ordinance with the proceeds of such bonds or notes. This Section 9 is intended to be and hereby is a declaration of the Township's official intent to reimburse any expenditures toward the costs of the improvements or purposes described in Section 3 hereof to be incurred and paid prior to the issuance of bonds or notes authorized herein in accordance with Treasury Regulations §1.150-2. No reimbursement allocation will employ an “abusive arbitrage device” under Treasury Regulations §1.148-10 to avoid the arbitrage restrictions or to avoid the restrictions under Sections 142 through 147, inclusive, of the Internal Revenue Code of 1986, as amended (the “Code”). The proceeds of any bonds or notes authorized herein used to reimburse the Township for costs of the improvements or purposes described in Section 3 hereof, or funds corresponding to such amounts, will not be used in a manner that results in the creation of “replacement proceeds”, including “sinking funds”, “pledged funds” or funds subject to a “negative pledge” (as such terms are defined in Treasury Regulations §1.148-1), of any bonds or notes authorized herein or another issue of debt obligations of the Township other than amounts deposited into a “bona fide debt service fund” (as defined in Treasury Regulations §1.148-1). The bonds or notes authorized herein to reimburse the Township for any expenditures toward the costs of the improvements or purposes described in Section 3 hereof will be issued in an amount not to exceed \$6,105,000. The costs to be reimbursed with the proceeds of the bonds or notes authorized herein will be "capital expenditures" in accordance with the meaning of section 150 of the Code. All reimbursement allocations will occur not later than eighteen (18) months after the later of (i) the date the expenditure from a source other than any bonds or notes authorized herein is paid, or (ii) the date the improvements or purposes described in Section 3 hereof is “placed in service” (within the meaning of Treasury Regulations §1.150-2) or abandoned, but in no event more than three (3) years after the expenditure is paid.

**SECTION 10.** The Township covenants to maintain the exclusion from gross income under Section 103(a) of the Code of the interest on all bonds and notes issued under this ordinance.

**SECTION 11.** This bond ordinance shall take effect twenty (20) days after final adoption, and approved by the Mayor, as provided by the Local Bond Law.

There was no Public or Council discussion.

**UPON MOTION** made by Councilwoman Cohen and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

**O-6-2017-015 BOND ORDINANCE PROVIDING FOR VARIOUS 2017 WATER AND SEWER UTILITY IMPROVEMENTS BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$6,105,000 THEREFOR FROM THE WATER AND SEWER UTILITY OF THE TOWNSHIP AND AUTHORIZING THE ISSUANCE OF \$6,105,000 BONDS OR NOTES TO FINANCE THE COST THEREOF.**

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Ordinance Duly Filed.  
O-6-2017-015

**UPON MOTION** made by Councilman Leibowitz and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was introduced on first reading for final passage: **O-7-2017-016 AN ORDINANCE OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROVING AND AUTHORIZING THE ENTERING INTO, EXECUTION AND DELIVERY OF A LEASE AND AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY RELATING TO THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT REVENUE BONDS, SERIES 2017 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY.**

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Ordinance Duly Filed.

**UPON MOTION** made by Councilman Leibowitz and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was introduced on first reading for final Passage: **O-7-2017-017 A LOAN ORDINANCE OF THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY APPROVING AND AUTHORIZING THE ENTERING INTO, EXECUTION AND DELIVERY OF A LOAN AND SECURITY AGREEMENT WITH THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY FOR THE UNDERTAKING OF VARIOUS 2017 CAPITAL IMPROVEMENTS AND THE ACQUISITION AND INSTALLATION, AS APPLICABLE, OF VARIOUS EQUIPMENT WITH AN ESTIMATED COST OF \$1,199,200, THE COST OF SUCH IMPROVEMENTS AND EQUIPMENT TO BE FINANCED THROUGH THE ISSUANCE OF COUNTY-GUARANTEED CAPITAL EQUIPMENT AND IMPROVEMENT REVENUE BONDS, SERIES 2017 OF THE MIDDLESEX COUNTY IMPROVEMENT AUTHORITY.**

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Ordinance Duly Filed.

**UPON MOTION** made by Councilman Leibowitz and seconded by Councilwoman Cohen, an Ordinance of which the following is the title was introduced on first reading for final Passage: **O-7-2017-018 ORDINANCE ACCEPTING DEED OF DEDICATION FROM VASO AND MARINA TODORIC FOR PORTIONS OF BLOCK 20, LOTS 28.04 AND 28.07 FOR THE PURPOSE OF A RIGHT-OF- WAY DEDICATION.**

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Ordinance Duly Filed.

**UPON MOTION** made by Council Vice-President Schneider and seconded by Councilman Leibowitz, an Ordinance of which the following is the title was introduced on first reading for final Passage: **O-7-2017-019 ORDINANCE AUTHORIZING THE ACQUISITION OF A PORTION OF LAND FOR OPEN SPACE, LOCATED AT 431 SCHOOLHOUSE ROAD AND APPEARING ON THE OFFICIAL TAX MAP AS BLOCK 52, LOT 4.08.**

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Ordinance Duly Filed.

**UPON MOTION** made by Councilman Leibowitz and seconded by Council Vice-President Schneider, an Ordinance of which the following is the title was introduced on first reading for final Passage: **O-7-2017-020 BOND ORDINANCE PROVIDING FOR THE ACQUISITION OF REAL PROPERTY BEING DESIGNATED AS BLOCK 25, LOTS 14.1 AND 16 ON THE OFFICIAL TAX MAP OF THE TOWNSHIP OF MONROE, BY AND IN THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$2,500,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$2,375,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.** (254 Applegarth Rd – Block 25 Lots 14.1 and 16)

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Ordinance Duly Filed.

**RESOLUTIONS for CONSIDERATION under the CONSENT AGENDA:**

**UPON MOTION** made by Council Vice-President Schneider and seconded by Councilman Leibowitz, the following Resolutions were moved for Adoption under the **CONSENT AGENDA**

**R-7-2017-178                    RESOLUTION AUTHORIZING AND APPROVING CHANGE ORDER NO. 2 SUBMITTED BY ALLIED CONSTRUCTION GROUP, INC. TO CONTRACT 454, “WELL NO. 16A IMPROVEMENTS” FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (Increase of \$13,700.00)**

**WHEREAS**, pursuant to Resolution No. R-9-2016-315, adopted by the Monroe Township Council; at its meeting held on September 7, 2016, Contract 454 was awarded to Eagle Construction Services, Inc. for “Well 22 Additional Treatment” in the amount of \$588,000.00; and

**WHEREAS**, the Contractor, Allied Construction Group, Inc. has previously requested and received approval on Resolution No. R-2-2017-029 for Change Order No. 1 in the amount of \$36,873.00; and

**WHEREAS**, the Contractor, Allied Construction Group, Inc. has submitted a request for Change Order No. 2 in the amount of \$13,700.00, a copy of which is attached hereto as Exhibit “B”; and

**WHEREAS**, the M.T.U.D.’s consulting engineer H2M Associates, Inc., by a letter dated May 16, 2017 has requested the Township’s Council’s consideration in approving Change Order No. 2, which increases the contract previous contract total by \$13,700.00 making the new total contract amount \$638,573.00 and extend contract time by 44 calendar days as described in the attached Change Order, a copy of which is attached hereto as Exhibit “C”; and

**WHEREAS**, the Township Council has found said proposed Change Order #2 to be reasonable; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the township Chief Municipal Finance Officer has certified availability of funds in Certificate No. M-160021, a copy of which is attached hereto as Exhibit “A”; and

**NOW, THEREFORE BE IT FURTHER RESOLVED** that the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the Mayor and Township Clerk are hereby authorized to execute Change Order No. 1 in the total amount of Thirteen Thousand Eight Hundred Seven Hundred Dollars (\$13,700.00);

**SO RESOLVED**, as aforesaid.



**R-7-2017-179                    RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE POSTING AND ACCEPTANCE OF MAINTENANCE GUARANTEES FOR PRINCESS COURT – W&S 832.6 – PB#1044-07 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**

**WHEREAS**, Renaissance Properties, Inc. has posted a Performance Guarantees with the Monroe Township Utility Department (“M.T.U.D.”) for W&S 832.6; and

**WHEREAS**, Renaissance Properties, Inc. has requested the release of the Performance Guarantees upon posting and acceptance of a Maintenance Guarantees for water, sewer and irrigation; and

**WHEREAS**, as defined in N.J.S.A. 40:55Dd-53 et seq., the M.T.U.D. has inspected the work performed and the work to be completed and has recommended the Township Council approve the release of the performance guarantee as detailed in a letter dated June 14, 2017, a copy of which is attached hereto as Exhibit "A" and as shown herein below:

Reduced Performance Bond #5031660 for water in the amount of \$10,044.00 to be released and replaced with a maintenance guarantee in the amount of \$5,022.00 (15% of original bond).  
Cash Performance Guarantee in the amount of \$1,116.00 to be returned in full to the developer.

Reduced Performance Bond #5031661 for sewer Ph. 1 in the amount of \$9,396.00 to be released and replaced with a maintenance guarantee in the amount of \$4,698.00 (15% of original bond).  
Cash Performance Guarantee in the amount of \$1,044.00 to be returned in full to the developer.

Reduced Performance Bond #5031662 for Irrigation in the amount of \$7,128.00 to be released and replaced with a maintenance guarantee in the amount of \$3,564.00 (15% of original bond).  
Cash Performance Guarantee in the amount of \$792.00 to be returned in full to the developer.

**WHEREAS**, the Monroe Township Council has reviewed and hereby approves the recommendations of the M.T.U.D. Director;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex and State of New Jersey that Performance Guarantees posted for Princess Court be released upon establishment of maintenance guarantees as reflected above and in the M.T.U.D. letter annexed hereto. Release of the Performance Guarantee and acceptance of Maintenance Guarantee is conditioned upon the posting of a Maintenance Guarantee and the payment of any outstanding balances attached to the project escrow accounts; and

**BE IT FURTHER RESOLVED** that the Monroe Township Utility Department is hereby authorized and directed to forward a certified copy of this Resolution to the developer, and to his attorney, if applicant has been represented by counsel in this matter.

**SO RESOLVED**, as aforesaid.

**R-7-2017-180                    RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE POSTING OF MAINTENANCE GUARANTEES FOR STONEBRIDGE, SECTION 4C – W&S 818.4C – PB#1107-11 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**

**WHEREAS**, Lori Gardens II, LLC has posted a Performance Guarantees with the Monroe Township Utility Department (“M.T.U.D.”) for W&S 818.4C; and

**WHEREAS**, Lori Gardens II, LLC has requested the release of the Performance Guarantees upon posting and acceptance of a Maintenance Guarantees for water and sewer; and

**WHEREAS**, as defined in N.J.S.A. 40:55Dd-53 et seq., the M.T.U.D. has inspected the work performed and the work to be completed and has recommended the Township Council approve the release of the performance guarantee as detailed in a letter dated June 13, 2017, a copy of which is attached hereto as Exhibit "A" and as shown herein below:

Reduced Performance Bond #387883S for water in the amount of \$15,714.00 to be released and replaced with a maintenance guarantee in the amount of \$7,857.00 (15% of original bond).

Cash Performance Guarantee in the amount of \$1,746.00 for water to be returned in full to the developer.

Reduced Performance Bond #351173S for sewer in the amount of \$10,368.00 to be released and replaced with a maintenance guarantee in the amount of \$5,184.00 (15% of original bond).  
Cash Performance Guarantee in the amount of \$1,152.00 for Ph. 1 sewer to be returned in full to the developer.

**WHEREAS**, the Monroe Township Council has reviewed and hereby approves the recommendations of the M.T.U.D. Director;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex and State of New Jersey that Performance Guarantees posted for Stonebridge, Section 4C be released upon establishment of maintenance guarantees as reflected above and in the M.T.U.D. letter annexed hereto. Release of the Performance Guarantees and acceptance of Maintenance Guarantees is conditioned upon the posting of a Maintenance Guarantees and the payment of any outstanding balances attached to the project escrow accounts; and

**BE IT FURTHER RESOLVED** that the Monroe Township Utility Department is hereby authorized and directed to forward a certified copy of this Resolution to the developer, and to his attorney, if applicant has been represented by counsel in this matter.

**SO RESOLVED**, as aforesaid.

**R-7-2017-181            RESOLUTION AUTHORIZING MODIFICATION #4 TO A CONTRACT AWARDED TO R3M ENGINEERING, INC. FOR ADDITIONAL ENGINEERING SERVICES IN RELATION TO WATER RECLAMATION SYSTEMS STUDIES FOR PS 2 & 6 FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (Increase of \$97,500.00)**

**WHEREAS**, The Monroe Township Utility Department (“M.T.U.D.”) seeks additional Professional General Engineering Services in relation to various wastewater system engineering services; and

**WHEREAS**, on November 22, 2016, pursuant to the provisions of N.J.S.A. 19:44A-20.5 et seq, after advertisement on the M.T.U.D. website for not less than 10 days, Statements of Qualifications were publicly opened for calendar Year 2017; and

**WHEREAS**, after review of all the Statement of Qualifications by the review committee, R3M Engineering, Inc. was determined qualified to perform said services; and

**WHEREAS**, on September 9, 2015 R3M Engineering, Inc. was awarded a professional service contract for said work in an amount of \$36,000.00; and

**WHEREAS**, the following subsequent change orders have been awarded by the Council

<u>NO.</u>	<u>DATE</u>	<u>AMOUNT</u>
C/O #1	6/8/2016	\$33,200.00
C/O #2	11/9/ 2016	\$85,281.00
C/O #3	4/3/2017	\$68,930.00

; and

**WHEREAS**, R3M Engineering, Inc. has provided a proposal dated June 16, 2017 for additional work required for a total amount not to exceed \$97,500.00 (Ninety Seven Thousand Five Hundred Dollars), consisting of additional professional engineering services as indicated below:

Task No. 3 – Ashmall Pump Station Master Plan ( <b>Additional</b> ):	\$ 59,400
Task No. 5 – Monroe Parke Developer Review Assistance ( <b>New</b> ):	\$ 31,100
Task No. 6 – Miscellaneous Services ( <b>New</b> ):	\$ 7,000
Total for Tasks:	\$ 97,500

a copy of which is attached hereto as Exhibit “B”; and

**WHEREAS**, the Director, by copy of memo dated June 19, 2017, has recommended the Council approve the modification #4 to the contract awarded to R3M Engineering, Inc. attached hereto as Exhibit "C"; and

**WHEREAS**, as per the modification #4 proposal, the fees for said additional services to be performed in the amount not to exceed \$97,500.00 will bring the new contract total agreement to \$320,911.00; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township's Certified Municipal Finance Officer has certified availability of funds in Certificate No. 150034, a copy of which is attached hereto as Exhibit "A",

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

- (1) The Mayor and Township Clerk are hereby authorized to enter into a contract modification #4 with R3M Engineering, Inc. for additional work, as outlined within the June 16, 2017 proposal;
- (2) The Township's Chief Finance Officer is hereby authorized and directed to pay invoices for additional services rendered by R3M Engineering, Inc. in accordance with the attached proposal;
- (3) The contract modification is awarded without competitive bidding through a fair and open RFQ process as a "professional service" in accordance with N.J.S.A. 40A:11-5(1)(a) of the Local Public Contracts Law because the contract is for a service performed by persons authorized by law to practice a recognized profession that is regulated by law;
- (4) A notice of this action shall be printed once in the Home News Tribune.

**SO RESOLVED**, as aforesaid.

**R-7-2017-182                    RESOLUTION AUTHORIZING THE RELEASE OF  
GUARANTEES UPON THE POSTING AND ACCEPTANCE OF  
MAINTENANCE GUARANTEES FOR W&S 1113 – JAMESBURG  
MANOR – BLK. 76, LOT 23.04 POSTED WITH THE MONROE  
TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.).**

**WHEREAS**, Jamesburg Manor, LLC. has posted a Performance Guarantees with the Monroe Township Utility Department ("M.T.U.D.") W&S 1113; and

**WHEREAS**, Jamesburg Manor LLC has requested the release of the Performance Guarantees upon posting and acceptance of a Maintenance Guarantees for water, sewer and irrigation; and

**WHEREAS**, as defined in N.J.S.A. 40:55Dd-53 et seq., the M.T.U.D. has inspected the work performed and the work to be completed and has recommended the Township Council approve the release of the performance guarantee as detailed in a letter dated June 20, 2017, a copy of which is attached hereto as Exhibit "A" and as shown herein below:

Performance Bond #76111747 in the amount of \$24,408.00 to be released and replaced with a maintenance guarantee in the amount of \$3,661.20 (15% of original bond).  
Cash Performance Guarantee in the amount of \$2,712.00 to be returned in full to the developer.

**WHEREAS**, the Monroe Township Council has reviewed and hereby approves the recommendations of the M.T.U.D. Director;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex and State of New Jersey that Performance Guarantee posted for Jamesburg Manor LLC be released upon establishment of maintenance guarantee as reflected above and in the M.T.U.D. letter annexed hereto. Release of the Performance Guarantee and acceptance of Maintenance Guarantee is conditioned upon the posting of a Maintenance

Guarantee and the payment of any outstanding balances attached to the project escrow accounts;  
and

**BE IT FURTHER RESOLVED** that the Monroe Township Utility Department is hereby authorized and directed to forward a certified copy of this Resolution to the developer, and to his attorney, if applicant has been represented by counsel in this matter.

**SO RESOLVED**, as aforesaid.

**R-7-2017-183            RESOLUTION PROVIDING ADVICE AND CONSENT TO THE  
APPOINTMENT OF A MEMBER TO THE CULTURAL ARTS  
COMMISSION.**

**WHEREAS**, the Honorable Gerald W. Tamburro, Mayor of the Township of Monroe, has appointed **HONORABLE MIRIAM COHEN, COUNCILWOMAN**, to serve on the **CULTURAL ARTS COMMISSION** as **COUNCIL REPRESENTATIVE** to fill the unexpired two-year term of Councilwoman Leslie Koppel, effective immediately and expiring on December 31, 2017; and

**WHEREAS**, the Administrative Code of the Township of Monroe requires the Advice and Consent of the Council for this appointment;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the Township Council hereby provides its Advice and Consents to the appointment of **HONORABLE MIRIAM COHEN, COUNCILWOMAN** to serve for the remainder of the two year term of Councilwoman Leslie Koppel, expiring December 31, 2017.

**SO RESOLVED**, as aforesaid.

**R-7-2017-184            RESOLUTION REFUNDING TAX OVERPAYMENTS.**

**WHEREAS**, the Tax Collector for the Township of Monroe has recommended this Council's approval to make refunds for tax overpayments in the amount of three thousand seven hundred seventy-eight dollars and nine cents (\$3,778.09) for the amounts described on Schedule A and attached hereto;

**WHEREAS**, good cause has been shown

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe in the County of Middlesex and State of New Jersey that the Township's Certified Municipal Finance Officer be and is hereby directed to draw a check from the General Account refunding the Tax overpayments described above to be distributed as set forth on the attached Schedule A:

**SO RESOLVED**, as aforesaid.

**R-7-2017-185            RESOLUTION REFUNDING THIRD PARTY TAX LIEN  
PREMIUM PAYMENTS.**

**WHEREAS**, Premiums have been paid for various properties for the purchase of Tax Lien Certificates for properties listed on the Tax Map of the Township of Monroe, in the amount of thirty-two thousand seven hundred dollars and no cents (\$32,700.00),

**WHEREAS**, pursuant to N.J.S.A. 54: 5-33 said premiums must be returned to the purchasers upon redemption:

**WHEREAS**, The Tax Lien Certificates as outlined on Schedule A have been redeemed:

**NOW, THEREFORE, BE IT RESOLVED** by the Township of Monroe in the County of Middlesex in the State of New Jersey that the Township's Certified Municipal Financial Officer is hereby authorized and directed to draw a check from the Township's Trust Account in the amount listed on Schedule A and forward same to the Tax Collector for distribution to the purchasers.

**SO RESOLVED**, as aforesaid.

**R-7-2017-186                    RESOLUTION AUTHORIZING CANCELLATION OF TAX SALE CERTIFICATE.**

**WHEREAS**, the Township of Monroe is the holder of various Tax Sale Certificates covering certain Blocks and Lots in the Township of Monroe; and

**WHEREAS**, redemption has been made to the following Tax Title Lien #93-00015 for that property known as Block 21.6 Lot 1, 2-16, 31-38 assessed to Tom an Elaine Kurczeski; and

**WHEREAS**, the Tax Collector has requested that the aforesaid Tax Sale Certificate now be cancelled of record;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe in the County of Middlesex and State of New Jersey that the Mayor and Clerk are hereby authorized to execute the authorization for cancellation of record for the above Tax Sale Certificate: Tax Title Lien #93-00015 assessed to Tom and Elaine Kurczeski.

**SO RESOLVED**, as aforesaid.

**R-7-2017-187                    RESOLUTION AUTHORIZING REDEMPTION AND ASSIGNMENT OF CERTAIN TAX SALE CERTIFICATES.**

**WHEREAS**, pursuant to subdivision approval granted in 1995, ABD Monroe, Inc., now defunct, filed subdivision plats with the Clerk of Middlesex County as of January 27, 1999, as map numbers 5964, 5965, 5966 and 5967 in file 983: and

**WHEREAS**, the recorded subdivision plats show dedication of Block 106.91, Lots 10.2 and 17.2, and Block 106.95, Lot 1.2, to the Township of Monroe for open space; and

**WHEREAS**, the Township accepted that dedication *nunc pro tunc* by Ordinance No. O-2-2017-003; and

**WHEREAS**, there are outstanding tax liens duly purchased by third parties for Block 106.91, Lots 10.2 and 17.2, and Block 106.95, Lot 1.2, which must be redeemed by the Township to obtain fee simple interest in the dedicated property, with interest, to wit:

<u>Block and Lot</u>	<u>Lien Number</u>	<u>Holder</u>	<u>Original Amount Paid</u>	<u>Redemption Amount</u>
Block 106.91, Lot 10.2	06-42	Herbert Sehgel	\$89.86	\$146.14
Block 106.91, Lot 10.2	07-43	Herbert Sehgel	\$119.96	\$190.86
Block 106.91, Lot 10.2	08-80	Herbert Sehgel	\$126.06	\$185.02
Block 106.91, Lot 10.2	09-82	Herbert Sehgel	\$119.84	\$180.52
Block 106.91, Lot 10.2	10-78	Herbert Sehgel	\$112.94	\$176.03

Block 106.91, Lot 17.2	06-43	Jennie F. Rinko	\$89.86	\$100.65
Block 106.91, Lot 17.2	07-44	Jennie F. Rinko	\$119.96	\$190.86
Block 106.91, Lot 17.2	08-81	Mark Schragar	\$209.32	\$271.13
Block 106.91, Lot 17.2	10-79	Herbert Sehgel	\$112.70	\$175.73
Block 106.95, Lot 1.2	07-45	Jennie F. Rinko	\$119.70	\$190.86
Block 106.95, Lot 1.2	08-82	Mark Schragar	\$210.22	\$271.13
Block 106.95, Lot 1.2	10-80	Herbert Sehgel Block and lot crossed off cert.	\$112.80	\$175.73; and

**WHEREAS**, Lucille DiPasquale wishes to assign Tax Sale Certificate 06-44 for Block 106.95, Lot 1.2, issued to Jennie Rinko dated April 11, 2006, and assigned to Lucille DiPasquale on June 18, 2016, for the sum of \$1.00;

**NOW, THEREFORE, BE IT RESOLVED** that the Tax Collector of the Township of Monroe redeem the Certificates by paying to the holders the redemption amounts due and owing thereon and accepting accepting assignment; and

**BE IT FURTHER RESOLVED** that the Treasurer be directed to issue checks in the amounts determined by the Tax Collector to carry out the purposes of this Resolution.

**SO RESOLVED**, as aforesaid.

**R-7-2017-188                    RESOLUTION AUTHORIZING CHANGE ORDER NO. 2 AND  
 FINAL SUBMITTED BY DUMOR CONTRACTING, INC. IN  
 CONNECTION WITH VETERAN’S PARK, PHASE 2 PROJECT.  
 (Decrease of \$84,374.10)**

**WHEREAS**, pursuant to Resolution No. R-4-2015-100, adopted by the Monroe Township Council at its meeting held on April 6, 2015, a contract was awarded to Dumor Contracting, Inc. for the Veteran’s Park Recreation Facility, Phase II Project; and

**WHEREAS**, said contract was in the original amount of \$2,722,813.00; and

**WHEREAS**, Change Order No. 1, approved by the Township Council at the November 4, 2015 meeting, Resolution R-11-2015-288, reflected an increase in the amount of \$196,292.00 in the total contract amount; and

**WHEREAS**, the Township Engineer, in a letter dated May 25, 2017, has requested approval of Change Order No. 2 and Final in the total *decreased* contract amount of \$84,374.10, which includes the additional work and reduction/deletion of work as referenced in Exhibit “A” (attached); and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-150026, a copy of which is attached hereto as Exhibit "B"; and

**WHEREAS**, the new total contract price including this change order is **\$2,834,730.90**; and

**WHEREAS**, the Township Council has reviewed the request and has found same to be reasonable; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex and State of New Jersey that the Mayor and Township Clerk are hereby authorized to execute Change Order No. 2 and Final, attached hereto and made a part hereof.

**SO RESOLVED**, as aforesaid.

**R-7-2017-189            RESOLUTION AUTHORIZING RELEASE OF PERFORMANCE GUARANTEES POSTED BY DUMOR CONTRACTING, INC. IN CONNECTION WITH THE VETERAN'S PARK RECREATION FACILITY, PHASE II PROJECT UPON THE POSTING OF A MAINTENANCE GUARANTEE & SURFACE REPAIR GUARANTEE.**

**WHEREAS, Dumor Contracting, Inc.** has posted Performance Guarantees for the Veteran's Park Recreation Facility, Phase II project; and

**WHEREAS, Dumor Contracting, Inc.** has requested a release of the Performance Guarantees posted for this project; and

**WHEREAS**, pursuant to Section 108-13.1 F and G of the Code of the Township of Monroe, the Township Engineer, by copy of letter dated May 25, 2017, has recommended, release of the Performance Guarantees; and

**WHEREAS**, the Township Council has reviewed and hereby approves the recommendations of the Township Engineer;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Performance Guarantees posted for the Veteran's Park Recreation Facility, Phase II project, be released as reflected in the Township Engineer's letter dated May 25, 2017, attached hereto. This approval for release of the Performance Guarantees is conditioned upon the posting of a maintenance guarantee in the amount of \$283,473.09 and upon the posting of a surface repair guarantee in the amount of \$141,763.55. Such maintenance guarantee and surface repair guarantee shall run for a period of not less than two years from the date of memorialization of such action by the Council.

**SO RESOLVED**, as aforesaid.

**R-7-2017-190            RESOLUTION AUTHORIZING AWARD OF BID FOR ROADWAY STRIPING – TOWNSHIP WIDE.  
(Contract Amount: \$34,865.00)**

**WHEREAS**, on June 21, 2017, four (4) sealed bids were received by Monroe Township regarding **Roadway Striping – Township Wide**; and

**WHEREAS**, the Township Engineer, by copy of letter dated June 21, 2017, has recommended **Zone Striping, Inc. P.O. Box 568 Glassboro, N.J. 08028**, be awarded the bid based upon their bid submission in the amount of **\$34,865.00**; and

**WHEREAS**, the Township Council has reviewed the recommendations made by the Township Engineer regarding said bid; and

**WHEREAS**, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-1700031, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, no contract that is subject to the requirements of Article 3 of the Affirmative Action Regulations pursuant to Public Law 1975, Chapter 127 (N.J.A.C. 17:27-1, et seq.) shall be awarded by the Township of Monroe, nor shall any monies be paid there under, to any contractor, subcontractor of business firm that has not agreed and guaranteed to comply with Affirmative Action Regulations and to afford equal opportunity in the performance of the contract in accordance with the affirmative action plan approved under the terms established in the above cited regulations;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the award of bid to *Zone Striping, Inc.* for the **Roadway Striping – Township Wide**, at a total contract price of **\$34,865.00**; and

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with *Zone Striping, Inc.*; and

**BE IT FURTHER RESOLVED** that the Township's Certified Municipal Finance Officer is hereby authorized and directed to pay *Zone Striping, Inc.* in accordance with the contract entered into between the parties; and

**BE IT FURTHER RESOLVED** that the contract is awarded with the stipulation that *Zone Striping, Inc.* shall comply with Affirmative Action Regulations, including revising their contracts as necessary to add mandatory affirmative action language, and submitting either a letter of federal approval or a certificate of employee information report, or a completed form AA302 at the time the signed contracts are returned to the Township of Monroe, or seven (7) days thereafter, or risk being declared non-responsive and forfeiting the award.

**R-7-2017-191                    RESOLUTION AUTHORIZING CENTER STATE ENGINEERING  
TO PREPARE PLANS, SPECIFICATIONS AND ADVERTISE FOR  
RECEIPT OF BIDS FOR VARIOUS ROAD PAVING PROJECTS.**

**WHEREAS**, in the interest of the citizens of the Township of Monroe, in the County of Middlesex, the Township has a need for the following services:

- Road Paving Projects

**WHEREAS**, pursuant to N.J.S.A. 40A:11-4, every contract or agreement for the performance of any work or the furnishing of any materials or supplies, the cost of the contract price wherefore is to be paid with or out of public funds, subject to certain exceptions, shall be made or awarded only by the governing body after public advertising for bids and bidding therefor;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, in the County of Middlesex, State of New Jersey that the Monroe Township Engineer is hereby authorized to enter into the bidding process for the aforementioned services and may take any action necessary and consistent therewith.

**SO RESOLVED**, as aforesaid.

**R-7-2017-192                    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)  
(Clean Communities Grant - \$89,328.64)**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount;



**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Monroe, County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for Year 2017 in the sum of \$89,328.64, which is now available as a revenue from the Clean Communities Grant;

**BE IT FURTHER RESOLVED** that a like sum of \$89,328.64 is hereby appropriated under the caption:

**“CLEAN COMMUNITIES GRANT”**

**SO RESOLVED**, as aforesaid.

**R-7-2017-193                    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)  
(Green Communities Grant - \$3,000.00)**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Monroe, County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for Year 2017 in the sum of \$3,000.00, which is now available as a revenue from the Green Communities Grant;

**BE IT FURTHER RESOLVED** that a like sum of \$3,000.00 is hereby appropriated under the caption:

**“GREEN COMMUNITIES GRANT”**

**SO RESOLVED**, as aforesaid.

**R-7-2017-194                    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)  
(Municipal Court Alcohol Education & Rehabilitation Grant -\$1,608.50)**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Monroe, County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for Year 2017 in the sum of \$1,608.50, which is now available as a revenue from the Municipal Court Alcohol Education and Rehabilitation Grant;

**BE IT FURTHER RESOLVED** that a like sum of \$1,608.50 is hereby appropriated under the caption:

**“MUNICIPAL COURT ALCOHOL EDUCATION & REHABILITATION GRANT”**

**SO RESOLVED**, as aforesaid.

**R-7-2017-195                    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)  
(Office on Aging Area Plan Grant - \$3,000.00)**

**WHEREAS**, N.J.S.A. 40A:4-87 provides that the Director of the Division of Local Government Services may approve the insertion of any special item of revenue in the budget of any county or municipality when such item shall have been made available by law and the amount was not determined at the time of the adoption of the budget; and

**WHEREAS**, the Director may also approve the insertion of an item of appropriation for equal amount;

**NOW, THEREFORE, BE IT RESOLVED** that the Township Council of the Township of Monroe, County of Middlesex, New Jersey, hereby requests the Director of the Division of Local Government Services to approve the insertion of an item of revenue in the budget for Year 2017 in the sum of \$3,000.00, which is now available as a revenue from the Senior Outreach Grant;

**BE IT FURTHER RESOLVED** that a like sum of \$3,000.00 is hereby appropriated under the caption:

**“SENIOR OUTREACH GRANT”**

**SO RESOLVED**, as aforesaid.

**R-7-2017-196                    RESOLUTION AUTHORIZING AWARD OF BID FOR  
CUSTODIAL SUPPLIES. (Contract Amount: \$22,094.67)**

**WHEREAS**, on June 21, 2017 six (6) sealed bids were received by Monroe Township regarding 2017 - 2018 Custodial Supplies; and

**WHEREAS**, the Monroe Township Business Administrator recommends in his letter dated June 23, 2017, a copy of which is attached hereto, that the contract be awarded to **W.B. Mason Co.**, 21 Commerce Drive, Monroe Twp., NJ 08831 at the unit pricing provided by the bidder and as shown on the attached schedule of rates for 2017-2018 Monroe Township Custodial Supplies; and

**WHEREAS**, the Township Council has reviewed the recommendations made by the Business Administrator regarding said bid; and

**WHEREAS**, the Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Certificate No. C-1700032, a copy of which is attached hereto as Exhibit "A"; and

**WHEREAS**, the Utility Finance Manager has certified the availability of funds in Certificate No. M-170020, a copy of which is attached hereto as Exhibit "B"; and

**WHEREAS**, no contract that is subject to the requirements of Article 3 of the Affirmative Action Regulations pursuant to Public Law 1975, Chapter 127 (N.J.A.C. 17:27-1, et seq.) shall be awarded by the Township of Monroe, nor shall any monies be paid thereunder, to any contractor, subcontractor of business firm that has not agreed and guaranteed to comply with Affirmative Action Regulations and to afford equal opportunity in the performance of the contract in accordance with the affirmative action plan approved under the terms established in the above-cited regulations;

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that it has rendered its advice and hereby consents to the award of a contract for 2017 - 2018 Monroe Township Custodial Supplies at the unit pricing provided by the bidder, said contract to expire on June 30, 2018, with the provision authorizing the Business Administrator to extend for a period of two additional one year period with the consent of the bidder; and

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with **W.B. Mason Co.**; and

**BE IT FURTHER RESOLVED** that the Certified Municipal Finance Officer is hereby authorized and directed to pay **W.B. Mason Co.** in accordance with the contract entered into between the parties; and

**BE IT FURTHER RESOLVED** that the contract is awarded with the stipulation that **W.B. Mason Co.** shall comply with Affirmative Action Regulations, including revising their contracts as necessary to add mandatory affirmative action language, and submitting either a letter of federal approval or a certificate of employee information report, or a completed form AA302 at the time the signed contracts are returned to the Township of Monroe, or seven (7) days thereafter, or risk being declared non-responsive and forfeiting the award.

ROLL CALL: Councilman Leonard Baskin	Abstain
Councilwoman Miriam Cohen	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

Copy of Resolutions Duly Filed.

#### **REPORTS:**

##### **Mayor's Report –**

- Reported that the July 4<sup>th</sup> fireworks display was great and he has received many compliments from those who attended that our fireworks display was almost as good if not better than Macy's. He added that the police force did a great job dealing with the crowds of people.
- Our Township being recognized as one of the safest in the County is an accolade to our Chief of Police and force. It is because of the programs we have for our youth at the Senior Center, library and Recreation Center that keep our youth out of trouble.

##### **Administrator's Report –**

- Reported that the Mayor, Council and employees do a great job of advancing first class services, such as the amazing Recreation Department, senior transportation service, library and the public works department maintaining the fields and keeping them immaculate. He stated that as he travels around and sees it all he is very amazed and everyone needs to be recognized for that. Within the Township there is a great spirit of cooperation within all of the different departments.

Council President Dalina added that in speaking with the various departments and employees, everyone is excited with the work that Business Administrator Weinberg has put forth in working all together.

##### **Engineer's Report –**

- Reported that the traffic signal at the intersection of Perrineville Road and Federal Road is working. The traffic signal at the intersection of Englishtown Road and Mounts Mills Road has received County approval.
- Reported that in conversations with the County, it has been requested for them to conduct a traffic study to hopefully get some improvements done on the corner of Mounts Mills Road and Old Bridge-Englishtown Town Road.

#### **COUNCIL REPORTS:**

**Council Vice-President Schneider** – Reported that the Summer Concert Series starts on Thursday and in the event of rain the concert will be moved to the Senior Center.

Tickets are on sale for Oklahoma by The Mighty Oaks Performers, which will be performed July 21<sup>st</sup> through the 30<sup>th</sup>.

The fireworks were wonderful but the garbage left behind was disheartening to see.

**Councilman Leibowitz** – Reported that thanks to the Monroe Township Energy Aggregation Program, his electric bill for the month was \$83.73 and that is with the air conditioner running all of the time.

The summer recreation program is a great and reasonable program with various trips planned throughout the summer. There are 1,000 children currently enrolled. The Mt. Sepa Special Needs Camp is at full enrollment.

**Councilman Baskin** – Thanked the Council for the confidence they have shown in picking him to fill the Ward 2 Vacancy. He introduced himself and gave an overview of his background, as he comes from an academic and research background with a BA in Chemistry from Trinity College and a PHD from John Hopkins University. He received a diploma from the Chubb Institute for computer programming and was a systems manager at a credit union. In 2013, he started substitute teaching and tutoring and still currently does so. He conveyed how impressed he is with how financially stable Monroe Township is and is proud to live in such a safe community. As the President of the Monroe Township Community Garden he conveyed how receptive and helpful the Township has been in getting this project off the ground. Currently there are 176 sites and it is very popular amongst the residents. He added that Monroe Township resident and current Freeholder Leslie Koppel was instrumental in getting it off the ground.

**Councilwoman Cohen** – Attended the July 4<sup>th</sup> fireworks which was a beautiful day.

Working with the Green Team and recently has received the Clean Communities Grant in the amount of \$89,328.64; what it will do is help the community and the recycling department will be able to offer mini grants for roadside cleanup, if you are interested you would speak with DPW for more information. Currently, we are looking into a township wide cleanup.

**Council President Dalina** – Attended the July 4<sup>th</sup> fireworks, commenting that the finale was breathtaking. Our recreation staff, DPW and police department started at 9:00am and stayed until the very end and their effort put forth deserves our appreciation and commendation. The turnout was outstanding.

**Public:**

**Steven Riback, 23 Riviera Dr.** – Mr. Riback congratulated the new councilman.

Requested that when they do the traffic study on Mounts Mills Road and Spotswood-Englishtown Road that they conduct it on the weekend as the traffic is very heavy when the flea market is open.

Commented that when the plans for Monroe Parke were first presented there were no plans to widen the road and there is a minimum of 525 new homes and with no dedicated left turning lane into the development, the traffic will back up even worse than it is now. Township Engineer Rasimowicz answered that there are three to four entrances into the community but they will look into a left turning lane.

**Michael Masu, 17 Linwood Dr.** – Mr. Masu expressed concerns with O-7-2017-020; he said there are safety concerns with the area as the speed limit is 50mph. There are two other schools within a few hundred yards and would cause much more congestion than what is already there. He said given the size of the property there would not be enough acreage for fields which would require the students to be bussed to other locations. Administrator Weinberg said that there was not too much to report being that we just began negotiations and stated that this was only the first reading and before the next meeting we should have more information to share.

**Marty Herrmann, 17 Sanibel Ct.** – Mr. Herrmann commented on O-7-2017-020 stating that the importance of transparency was discussed in the past and asked why this ordinance was not added to the agenda in time for the Agenda Meeting. He also asked if the cost is \$2.5 million dollars; Administrator Weinberg answered that the Bond Ordinance was not ready for the Agenda Meeting and added that ordinances have two readings. He added that this topic has been discussed in depth for months and this ordinance authorizes us to spend up to \$2.5 million if necessary. Mr. Herrmann asked why this piece of land is being considered in particular and why are we avoiding a referendum; Administrator Weinberg responded that the Board of

Education had done an extensive search for the best location and Title 40 is pretty clear in that municipalities are expressly able to purchase land for schools. He added that we are happy to partner with the Board of Education in making this purchase and it would not preclude a future referendum, it means that we are simply trying to be helpful and create the best scenario for the children on Monroe. Mr. Herrmann added that he understood that but feels it would increase our taxes and crush our senior communities. He added that as he understands it the land is leased by someone who has an association with the Township, so the Board of Education would have to buy out their lease once the land is purchased or gifted which could be millions of dollars and he feels that that is something that the Township should be aware of prior to making these negotiations. Administrator Weinberg commented that while he does not want to negotiate in public because it is not good for the taxpayers, he stated that they are aware of all the circumstances surrounding the property and always doing what is best for the taxpayers; Mr. Herrmann commented that the public is not aware. Mayor Tamburro interjected asking Mr. Herrmann if he was opposed to the purchase of this land; Mr. Herrmann answered absolutely considering we have other properties we could be considering. Administrator Weinberg suggested to Mr. Herrmann to share his concerns with the Board of Education as well since they are in the driver's seat as far as selecting the best location.

**Hy Grossman, 15 Doral Dr.** – Mr. Grossman congratulated Councilman Baskin on his appointment.

He commented that in regard to the traffic discussion earlier, it is getting worse every day and the Township Engineer knows how he feels about it as a traffic light is needed in that area.

He commented on the life of the bond ordinances and addressed that the specifics are included in the ordinances for those that were questioning it.

He asked who was appointed to the Cultural Arts Commission; Mayor Tamburro answered that Councilwoman Cohen was appointed.

**UPON MOTION** made by Council Vice-President Schneider and seconded by Councilwoman Cohen, the Regular Meeting was Adjourned at 8:40pm.

ROLL CALL: Councilwoman Miriam Cohen	Aye
Councilman Leonard Baskin	Aye
Councilman Michael Leibowitz	Aye
Council Vice-President Elizabeth Schneider	Aye
Council President Stephen Dalina	Aye

*Patricia Reid*  
\_\_\_\_\_  
PATRICIA REID, Township Clerk

*Stephen Dalina*  
\_\_\_\_\_  
STEPHEN DALINA, Council President

Minutes were adopted on: August 7, 2017.