

**\*\* The public will be able to view this meeting via the following YouTube link: <https://youtu.be/WqrXpwHVaYE>**

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

**COMBINED AGENDA AND REGULAR MEETING  
OF THE MONROE TOWNSHIP COUNCIL**

**AUGUST 1, 2022**

**AGENDA**

1. Agenda Meeting Called to Order. (6:30 p.m.)
2. Salute to the Flag.

3. **ROLL CALL:**

Councilman Charles Dipierro  
Councilwoman Elizabeth Schneider  
Councilwoman Rupa P. Siegel  
Council Vice President Terence Van Dzura  
Council President Miriam Cohen

4. Council President Cohen to request the **SUNSHINE LAW** be read into the record.

In accordance with the Open Public Meetings Act, it is hereby announced and shall be entered into the Minutes of this meeting that adequate notice has been provided by the following:

1. Posted on the Bulletin Boards within the Municipal Building on December 29, 2021 and remains posted at that location for public inspection;
2. Printed in the **HOME NEWS TRIBUNE** and noticed to the **CRANBURY PRESS** on December 30, 2021;
3. Posted on the Monroe Township website; and
4. Sent to those individuals who have requested personal notice.

In accordance with Chapter 3, Section 17 of the Monroe Township Code, Public Comment shall be limited to five (5) minutes unless further time is granted by the Council President.

5. **PRESENTATION:**

**Recognizing the Monroe Township Police Youth Academy Graduates**

**Officers responsible for the program:** D/Sgt. Elvis Leung, Det. Dale DeGraw, Det. Jake O'Brien, Det. Ray Gifford, Det. Robert Bennett, Det. Robert Maritz, Ofc. Joseph Vella, Ofc. Patrick McCann, Ofc. Matthew Mangarella, Ofc. Brian Rieker, Ofc. Ritik Bedi

**Monroe Township EMS assisting in the program:** Will Kaplan, Albert Cosaj, Brad Rubin

**Graduates:** Aaryan Patnaik, Aishani Sahoo, Aldebaran Zaki, Alexander Valentin, Anish Jananpreddi, Annie Boshra, Anya Prasanna, Arjun Sarsam, Benjamin Blizniak, Bryan James, Cameron Kappus, Dakota Benenati, Dylan Polashock, Evan Nool, Guillermo Perez Garcia, Mason Breuer, Mathew Lawson-Levy, Neel Nadkarni, Nishkil Pandya, Rakshan Senthil, Rithvik Lekkala, Rudra Jani, Sahasra Singirappa, Sandra Bindra, Sathvik Lekkala, Veer Pandya, Youssef Mena, Zen Jain

6. **ORDINANCE(S)** for **SECOND READING** at the August 1, 2022 Regular Meeting:

**O-6-2022-014**

**ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "FEES".**

(Ambulance third-party billing fees, construction fees (minor), MTUD water/sewer connection fees)

**O-6-2022-015**      **BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$830,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$830,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.**

**O-6-2022-016**      **BOND ORDINANCE PROVIDING FOR VARIOUS OPEN SPACE IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROPRIATING \$1,768,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,683,700 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

**O-6-2022-017**      **BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROPRIATING \$4,802,350 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,578,225 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

7.      **RESOLUTIONS for CONSIDERATION under CONSENT AGENDA at the August 1, 2022 Regular Meeting: (R-8-2022-196 – R-8-2022-216)**

**R-8-2022-196**      **RESOLUTION AUTHORIZING ELECTRONIC TAX SALE.**

**R-8-2022-197**      **RESOLUTION AUTHORIZING FEES FOR ELECTRONIC TAX SALE NOTICES. (\$20.00 per notice)**

**R-8-2022-198**      **RESOLUTION AUTHORIZING REFUND OF CONSTRUCTION PERMIT FEES. (\$4,190.00)**

**R-8-2022-199**      **RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE POSTING OF MAINTENANCE GUARANTEE FOR K. HOVNANIAN @ MONROE NJ, LLC., W&S 866 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”). (Four Seasons, Prospect Plains Road)**

**R-8-2022-200**      **RESOLUTION AUTHORIZING AWARD OF CONTRACT TO W.E. TIMMERMAN EQUIPMENT COMPANY FOR EMERGENCY REPAIRS TO THE 2003 AQUA TECH B-10 JET VAC FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS. (\$18,890.05)**

**R-8-2022-201**      **RESOLUTION AUTHORIZING THE RELEASE OF THE REHABILITATED AFFORDABLE HOUSING AGREEMENT AND LIEN ON BLOCK 56, LOT 48.2, QUALIFIER C-348B. (Newport Way)**

**R-8-2022-202**      **RESOLUTION AUTHORIZING REFUND OF THIRD PARTY TAX LIEN PREMIUM PAYMENTS.**

**R-8-2022-203**      **RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY BRENNAN BROTHERS CONTRACTING, LLC. IN CONNECTION WITH THE 2021 BUILDING DEMOLITION-VARIOUS LOCATIONS PROJECT. (Decrease of \$122,817.42)**

**R-8-2022-204**      **RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR THE PURCHASE OF (1) 114SD CAB & CHASSIS (TRUCK) TO HOUSTON FREIGHTLINER CORP. USING THE HGACBuy NATIONAL COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS. (\$143,143)**

**R-8-2022-205**      **RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICES CONTRACT FOR ENGINEERING SERVICES TO R3M ENGINEERING, INC. FOR CONSTRUCTION PHASE ENGINEERING IN RELATION TO THE RT. 615 TANK CONTRACT 506 (RT 615 TANK PAINTING) FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) (\$147,160)**

- R-8-2022-206**      **RESOLUTION AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 SUBMITTED BY KMETZ INC. TO THE “LEACHATE FORCE MAIN” FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”)**  
(No cost change and extended completion date to September 18, 2022)
  
- R-8-2022-207**      **RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE POSTING AND ACCEPTANCE OF MAINTENANCE GUARANTEES FOR EMILY ESTATES –, W&S 1001R SEWER POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT PB#1143-13 (“M.T.U.D.”) (Emily Court)**
  
- R-8-2022-208**      **RESOLUTION AUTHORIZING EXTENSION OF A ONE TIME GRACE PERIOD FOR THE PAYMENT OF THIRD QUARTER TAXES 2022.** (3<sup>rd</sup> Quarter Taxes due September 2, 2022)
  
- R-8-2022-209**      **RESOLUTION AUTHORIZING THE TOWNSHIP OF MONROE TO ENTER INTO THE NORTH JERSEY COOPERATIVE PRICING SYSTEM #88-NJWWCPS (NJWCPS).**
  
- R-8-2022-210**      **RESOLUTION PROVIDING ADVICE AND CONSENT TO THE APPOINTMENT OF ACTING MUNICIPAL COURT JUDGE.** (Joseph A. Lombardi – 5-month term, 8/1/22 – 12/31/22)
  
- R-8-2022-211**      **RESOLUTION AUTHORIZING TAX OVERPAYMENTS.**
  
- R-8-2022-212**      **RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF A MEMBER TO THE LIBRARY BOARD OF TRUSTEES.** (Jackie D’Angelo)
  
- R-8-2022-213**      **RESOLUTION AUTHORIZING AWARD OF BID TO ROHRER FOR THE PURCHASE OF A 32 AMBULATORY PASSENGER PLUS REAR STORAGE MEDIUM DUTY BUS.** (\$188,600)
  
- R-8-2022-214**      **RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR EMILY COURT ESTATES– PB-1143-13.**  
(Emily Court)
  
- R-8-2022-215**      **RESOLUTION APPOINTING A MEMBER TO THE MONROE TOWNSHIP ZONING BOARD OF ADJUSTMENT.** (Alton Kinsey - Alt. IV position -unexpired 2-year term expiring 12/31/23; all Alternate positions shall move up as follow; **Manmeet Singh Viridi** shall fill the unexpired Alternate 2 position effective immediately and expiring December 31, 2023 and **Thomas Kole** shall fill the unexpired Alternate 3 position effective immediately and expiring December 31, 2023)
  
- R-8-2022-216**      **RESOLUTION AUTHORIZING THE RELEASE OF CASH PERFORMANCE GUARANTEE UPON THE POSTING OF AN APPROVED PAPER BOND GUARANTEE FOR ROBERT MISSAK, 481 SPOTSWOOD-GRAVEL HILL ROAD – W&S 1225 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**

8. **Public Comments.** (Limited to **Agenda items only** - 5 Minutes per Speaker)

OPEN:                      MOTION: \_\_\_\_\_                      SECOND: \_\_\_\_\_  
CLOSE:                     MOTION: \_\_\_\_\_                      SECOND: \_\_\_\_\_

9. **Agenda Meeting Adjournment.**                      Time: \_\_\_\_\_

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_                      ROLL CALL: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

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**REGULAR MEETING  
OF THE MONROE TOWNSHIP COUNCIL**

**AUGUST 1, 2022**

**AGENDA**

1. **REGULAR MEETING CALLED TO ORDER:** Time: \_\_\_\_\_

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ ROLL CALL: Ayes \_\_\_ Nays \_\_\_

2. **MOTION** to approve the payment of **CLAIMS** per run date **JULY 26, 2022**.

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ ROLL CALL: Ayes \_\_\_ Nays \_\_\_

3. **APPROVAL OF MINUTES:**

**MOTION** to approve the **MINUTES** of the following meetings as written and presented:

**June 27, 2022 – Agenda and Regular Combined Meeting**

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ ROLL CALL: Ayes \_\_\_ Nays \_\_\_

4. **ORDINANCE(S)** for **SECOND READING:**

**O-6-2022-014            ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “FEES”.  
(Ambulance third-party billing fees, construction fees (minor), MTUD water/sewer connection fees)**

PUBLIC HEARING OPEN:            MOTION: \_\_\_\_\_            SECOND: \_\_\_\_\_

PUBLIC HEARING CLOSE:            MOTION: \_\_\_\_\_            SECOND: \_\_\_\_\_

ADOPTION: MOTION: \_\_\_\_\_    SECOND: \_\_\_\_\_    ROLL CALL: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

**O-6-2022-015            BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$830,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$830,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.**

PUBLIC HEARING OPEN:            MOTION: \_\_\_\_\_            SECOND: \_\_\_\_\_

PUBLIC HEARING CLOSE:            MOTION: \_\_\_\_\_            SECOND: \_\_\_\_\_

ADOPTION: MOTION: \_\_\_\_\_    SECOND: \_\_\_\_\_    ROLL CALL: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

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PUBLIC HEARING CLOSE: MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

ADOPTION: MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ ROLL CALL: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

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PUBLIC HEARING CLOSE: MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

ADOPTION: MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_ ROLL CALL: Ayes \_\_\_\_\_ Nays \_\_\_\_\_

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MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

ROLL CALL: Ayes \_\_\_ Nays \_\_\_

6. **RESOLUTIONS removed from consent agenda for CONSIDERATION (if needed).**

MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

ROLL CALL: Ayes \_\_\_ Nays \_\_\_

7. **Administrator’s Report.**

8. **Engineer’s Report.**

9 Council's Reports.

10. Mayor's Report.

11. Public Comments. (5 Minutes per Speaker)

OPEN: MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

CLOSE: MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

12. Adjournment. MOTION: \_\_\_\_\_ SECOND: \_\_\_\_\_

Time: \_\_\_\_\_

**TOWNSHIP OF MONROE**  
**COUNCIL MEETING MINUTES**  
**MEETING OF THE MONROE TOWNSHIP COUNCIL – August 1, 2022**

The Council of the Township of Monroe met at the Monroe Township Municipal Building, 1 Municipal Plaza, for a Combined Agenda/Regular Meeting.

The Combined Agenda/Regular Meeting was Called to Order at 6:30 p.m. by Council President Miriam Cohen who requested Lieutenant Breuer to call in the Monroe Township Police Youth Academy Graduates to lead our Salute to the Flag.

**UPON ROLL CALL** by the Deputy Township Clerk, Christine Robbins, the following members of Council were present: Councilman Charles Dipierro, Councilwoman Elizabeth Schneider, Council Vice-President Terence Van Dzura, and Council President Miriam Cohen.

**ALSO, PRESENT:** Business Administrator Alan M. Weinberg, Township Attorney Lou Rainone, Utility Director Joseph Stroin, Engineer Mark Rasimowicz and Deputy Clerk Tanya Pannucci.

**ABSENT:** Councilwoman Rupa P. Siegel and Mayor Stephen Dalina.

There were approximately sixty (60) members of the Public in attendance.

Deputy Township Clerk Christine Robbins 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 29, 2021, and remains posted at that location for public inspection.
2. Printed in the **HOME NEWS TRIBUNE** and noticed to the **CRANBURY PRESS** on December 30, 2021;
3. Posted on the Monroe Township website; and
4. 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 rolling time unless further time is granted by the Council President.

Council President Cohen turned the meeting over to Lieutenant Ronald Breuer who alongside Detective Dale DeGraw introduced the Monroe Township Police Youth Academy Graduates and recognized them for their hard work and dedication in completing the Police Youth Academy Program.

As noted, the Officers responsible for the program are:

**Officers responsible for the program:** D/Sgt. Elvis Leung, Det. Dale DeGraw, Det. Jake O'Brien, Det. Ray Gifford, Det. Robert Bennett, Det. Robert Maritz, Ofc. Joseph Vella, Ofc. Patrick McCann, Ofc. Matthew Mangarella, Ofc. Brian Rieker, Ofc. Ritik Bedi.

**Monroe Township EMS assisting in the program:** Will Kaplan, Albert Cosaj, Brad Rubin.

**Graduates:** Aaryan Patnaik, Aishani Sahoo, Aldebaran Zaki, Alexander Valentin, Anish Jananpareddi, Annie Boshra, Anya Prasanna, Arjun Sarsam, Benjamin Blizniak, Bryan James, Cameron Kappus, Dakota Benenati, Dylan Polashock, Evan Nool, Guillermo Perez Garcia, Mason Breuer, Mathew Lawson-Levy, Neel Nadkarni, Nishkil Pandya, Rakshan Senthil, Rithvik Lekkala, Rudra Jani, Sahasra Singirappa, Sandra Bindra, Sathvik Lekkala, Veer Pandya, Youssef Mena, Zen Jain.

All of Council congratulated the participants for their hard work and dedication in completing this program. They noted how proud they are of the graduates and wished them all the best in their future. They extended thanks to the Police Department for moving this program forward, commenting that it is nice to see both our youth and our law enforcement in such a positive light.

A 5-minute recess for photos of the Graduates, Officers and Family was given with the meeting resuming at 6:55pm.



Deputy Township Clerk Christine Robbins read the following entitled **ORDINANCES** for **SECOND READING** at the **MONDAY, AUGUST 1, 2022** Regular Council Meeting:

- O-6-2022-014**            **ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "FEES".**  
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Council President Cohen read the following entitled **RESOLUTIONS** for **CONSIDERATION** at the **MONDAY, AUGUST 1, 2022** Regular Council Meeting: (R-8-2022-196 – R-8-2022-216):

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- R-8-2022-204**            **RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR THE PURCHASE OF (1) 114SD CAB & CHASSIS (TRUCK) TO HOUSTON FREIGHTLINER CORP. USING THE HGACBuy NATIONAL COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS.** (\$143,143)

- R-8-2022-205** RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICES CONTRACT FOR ENGINEERING SERVICES TO R3M ENGINEERING, INC. FOR CONSTRUCTION PHASE ENGINEERING IN RELATION TO THE RT. 615 TANK CONTRACT 506 (RT 615 TANK PAINTING) FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) (\$147,160)
- R-8-2022-206** RESOLUTION AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 SUBMITTED BY KMETZ INC. TO THE “LEACHATE FORCE MAIN” FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”) (No cost change and extended completion date to September 18, 2022)
- R-8-2022-207** RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE POSTING AND ACCEPTANCE OF MAINTENANCE GUARANTEES FOR EMILY ESTATES –, W&S 1001R SEWER POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT PB#1143-13 (“M.T.U.D.”) (Emily Court)
- R-8-2022-208** RESOLUTION AUTHORIZING EXTENSION OF A ONE TIME GRACE PERIOD FOR THE PAYMENT OF THIRD QUARTER TAXES 2022. (3<sup>rd</sup> Quarter Taxes due September 2, 2022)
- R-8-2022-209** RESOLUTION AUTHORIZING THE TOWNSHIP OF MONROE TO ENTER INTO THE NORTH JERSEY COOPERATIVE PRICING SYSTEM #88-NJWWCPS (NJWCPS).
- R-8-2022-210** RESOLUTION PROVIDING ADVICE AND CONSENT TO THE APPOINTMENT OF ACTING MUNICIPAL COURT JUDGE. (Joseph A. Lombardi – 5-month term, 8/1/22 – 12/31/22)
- R-8-2022-211** RESOLUTION AUTHORIZING TAX OVERPAYMENTS.
- R-8-2022-212** RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF A MEMBER TO THE LIBRARY BOARD OF TRUSTEES. (Jackie D’Angelo)
- R-8-2022-213** RESOLUTION AUTHORIZING AWARD OF BID TO ROHRER FOR THE PURCHASE OF A 32 AMBULATORY PASSENGER PLUS REAR STORAGE MEDIUM DUTY BUS. (\$188,600)
- R-8-2022-214** RESOLUTION AUTHORIZING THE RELEASE OF A PERFORMANCE GUARANTEE UPON THE ACCEPTANCE OF A MAINTENANCE GUARANTEE POSTED FOR EMILY COURT ESTATES– PB-1143-13. (Emily Court)
- R-8-2022-215** RESOLUTION APPOINTING A MEMBER TO THE MONROE TOWNSHIP ZONING BOARD OF ADJUSTMENT. (Alton Kinsey - Alt. IV position -unexpired 2-year term expiring 12/31/23; all Alternate positions shall move up as follow; **Manmeet Singh Viridi** shall fill the unexpired Alternate 2 position effective immediately and expiring December 31, 2023 and **Thomas Kole** shall fill the unexpired Alternate 3 position effective immediately and expiring December 31, 2023)
- R-8-2022-216** RESOLUTION AUTHORIZING THE RELEASE OF CASH PERFORMANCE GUARANTEE UPON THE POSTING OF AN APPROVED PAPER BOND GUARANTEE FOR ROBERT MISSAK, 481 SPOTSWOOD-GRAVEL HILL ROAD – W&S 1225 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).

Councilman Dipierro requested Resolutions R-8-2022-207 and R-8-2022-214 be removed and considered separately.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Schneider, the **PUBLIC COMMENTS** portion of the Meeting was opened. All were in favor, none opposed.

**Public Comments:**

**Susan Rudy, 350 Schoolhouse Rd.** – Mrs. Rudy stated that she was here speaking on behalf of the Historic Preservation Commission in regard to the red barn located on the corner of Mounts Mill Road. She stated that the Historic Preservation Commission sent a letter to Mayor Dalina back in January asking for the barn to be saved as it is a historical building from circa 1820. She noted that the Commission’s mission is to preserve and protect history and with the growth of the Township we are losing red barns and it is their mission to maintain and preserve this

barn. She noted that the location is already owned by the Township and is designated as Open Space and those traveling enjoy seeing a piece of history as they pass on by. It was suggested that the barn be used for storage as the storage sheds at Dey Farm are not in good shape and unable to store any more artifacts. She noted that the structure of this red barn is sound and since it is not planned to be used for public use, using it as storage would make the most sense. She went on to suggest that the land surrounding the barn could also be used by other community groups such as another community garden site. Lastly, Mrs. Rudy asked for the Council to consider not demolishing the barn if at all possible.

**Jon Katerba, 153 Union Valley Rd.** – Mr. Katerba, in his capacity as Township Historian, gave a brief history of the red barn located on the corner of Mounts Mills Road, noting that it is only 1 of 3 historical barns left in the Township and over 200 years old. He noted that this is a passive historical structure, and the building is in good structural condition and hopes that Council will agree to preserve this piece of history that is a testament to the Township’s farming heritage.

**Darren Kutz, 397 Buckelew Ave.** – Mr. Kutz commented about the barn, stating that it is sound and in good shape and is a staple of the Township. He suggested that another community garden would be great in that location as there is not enough room at the garden on Applegarth Road. He noted that the barn is big enough to hold seminars for gardening, wildlife and history and it would be criminal to demolish it.

**Susan Abare, 527B Terry Ln.** – Mrs. Abare commented that as she looks around the Council room there are pictures of history adorning the walls and noted how important it is to hold on to the history that surrounds us and in saving the barn the Township would be doing just that.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the **PUBLIC COMMENTS** portion of the Meeting was closed. All were in favor, none opposed.

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, the Agenda Meeting was Adjourned at 7:12pm.

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Schneider, the Regular Meeting was Called to Order at 7:12pm.

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Schneider, the **CLAIMS** per run date of **7/26/2022** were approved for payment as written and presented.

ROLL CALL:	Councilman Charles Dipierro	Abstain
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Schneider, the **MINUTES** of the **June 27, 2022 Combined Agenda and Regular Meeting** were approved as written and presented.

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

**UPON ACTION** made by the Council the following Ordinance was **moved on SECOND READING for FINAL ADOPTION** as follows:

**O-6-2022-014**                      **ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED “FEES”.**  
 (Ambulance third-party billing fees, construction fees (minor), MTUD water/sewer connection fees)

**BE IT ORDAINED** by the Council of the Township of Monroe, County of Middlesex, State of New Jersey that Chapter 39 of the Code of the Township of Monroe is hereby amended as follows: (new text is in **red** and underlined, text to be deleted is ~~struck~~)

**Chapter 39 FEES**

**SECTION 1.**

**§ 39-3. Fees enumerated.**

**39-3. Fees Enumerated**

The following fees shall be charged by the township for services rendered or licenses or permits issued. All license fees shall be annual unless otherwise noted.

A. General fees.

[Amended 5-7-07 by Ord. No. O-5-2007-018; 12-3-07 by Ord. No. 0-12-2007-043; 11-30-09 by Ord. No. O-11-2009-036; 8-30-10 by Ord. No. O-08-2010-019; 3-7-11 by Ord. No. O-3-2011-005; 3-5-12 by Ord. No. 0-3-2012-006; 3-4-13 by Ord. No. O-3-2013-002; 11-5-14 by Ord. No. O-11-2014-025; 12-29-14 by Ord. No. O-12-2014-034; 6-2-15 by Ord. No. O-6-2015-009; 7-6-16 by Ord. No. O-6-2016-017; 11-9-16 by Ord. No. O-10-2016-033; 12-5-16 by Ord. No. O-11-2016-038; 7-2-2018 by Ord. No. O-6-2018-019; 10-1-18 by Ord. No. O-09-2018-032; 5-3-2021 by Ord. No. O-4-2021-007]

(5) Division of Ambulance Service.

Fees Enumerated.

(d) Ambulance third-party billing fees.

Transport	Mileage
\$750 <u>\$950</u>	\$15 <u>\$25</u> /mile

C. Construction fees. See fees on the following Schedules I through VII.

[Amended 5-4-09 by Ord. No. 0-5-2009-018; 11-30-09 by Ord. No. 0-2009-036; 3-7-11 by Ord. No. 0-3-2011-005; 12-28-12 by Ord. No. 0-12-2012-039; 11-4-15 by Ord. No. 0-11-2015-020; 4-4-16 by Ord. No. 0-2-2016-003; 7-2-2018 by Ord. No. 0-6-2018-019]

Building Subcode Fees Schedule II					
Schedule #1 includes Use Groups: R-2, R-3, R-4, R-5 and U					
Schedule #2 includes Use Groups: F-1, F-2, S-1 and S-2, A-4, A-5					
Schedule #3 includes Use Groups: A-1, A-2, A-3, E, H, I-1, I-2, I-3 and R-1, B, M					
Retaining Walls:					
Up to 4 feet: \$40					
Up to 8 feet: \$80					
Raised patio (flat fee): \$40					
Type of Work	Based On	Schedule #1	Schedule #2	Schedule #3	
J. Other					
Agricultural buildings under N.J.A.C. 5:23-3.2(d). Fees to be computed in accordance with N.J.A.C. 5:23-4.20I2i(1).					
Decks	Flat Fee	\$200	\$150	\$150	
Antenna/satellite dish/ <u>cell tower/windmill*</u>	Flat Fee	\$50	\$50	\$50	
Residential Lawn Shed *+	Flat Fee	\$100			
Other temporary structures	Flat Fee	\$100	\$500	\$500	

	N.J.A.C. 5:23-2.17A(c)1				
K.	Demolition	Flat Fee	R-5: \$200 U: \$25 <u>Single Unit in R-2: \$25</u>	\$350	\$350

**Electrical Subcode Fee Schedule  
Schedule III**

Item	Based On	Cost
A.	DEVICES, includes total of: *Devices rated less than 20 amperes	
	Lighting fixtures Receptacles Switches Detectors Light poles Motors - fractional HP Emergency exit lights Communication points Alarm devices/fire alarm control panel(s)	First 10 items \$40 Each additional 25 or portion of 25 items \$50
	<u>Devices rated more than 30 amperes</u>	<u>Flat Fee</u> \$25
E.	SERVICE PANELS & EQUIPMENT RATED IN AMPERES, includes, but not limited to:	
	Service panels	Up to and including 200 amperes \$75
	Subpanels	Up to and including 400 amperes \$180
	Meters	Up to and including 800 amperes \$435
	Solar meters	Up to and including 1,200 amperes \$662
	Disconnects Car chargers/ <u>Devices Supplying car charging</u> Transfer switch *Replacement of service entrance conductors or feeder conductors only	For each additional 400 amperes above 1,200 amperes \$140

**Fire Protection Subcode Fee Schedule  
Schedule V**

Item	Based On	Cost
B.	ALARMS, SIGNAL & SUPERVISORY DEVICES	
	Fire alarm panel	Each \$150
	Includes, but not limited to, total of: Smoke/heat detectors	First 12 items \$50
	Carbon monoxide detectors	Each additional 10 or portion of 10 items \$30
	Pull stations Water flow switches Horns, strobes, bells Tamper switches, low/high switches Other detectors/ <u>or devices</u>	
D.	SPRINKLER HEADS (wet & dry)	1-100 \$200 101-500 \$700 501-999 \$1,500 1,000 <del>and over</del> <u>-2,000</u> \$2,000 <u>2,000 and over</u> <u>\$100 per 100 heads (or portion thereof)</u>
F.	PRE-ENGINEERED SYSTEMS	
	Wet chemical	Each \$250

Dry chemical	Each	\$250
CO <sub>2</sub> suppression	Each	\$250
Foam suppression	Each	\$250
Halon suppression	Each	\$250
Smoke control systems	Each	\$250
Kitchen hood exhaust systems	Each	\$250
Smoke control system	Each	\$400
<u>Residential Solar</u>	<u>Each</u>	<u>\$50</u>
<u>Commercial Solar</u>	<u>1-50 panels</u>	<u>\$100</u>
<u>Commercial Solar</u>	<u>Over 50 panels</u>	<u>\$100 per 100 panels or portion thereof</u>
Gas or oil-fired appliances	Each	\$60
Appliances, other: Wood-burning fireplaces or stoves or pellet burning fireplaces	Each	\$150
Chimney liner	Each	\$125

<b>Plumbing Subcode Fee Schedule Schedule VI</b>		
<b>Fixture/Equipment</b>	<b>Based On</b>	<b>Cost</b>
Commercial heating and equipment (RTU)	Each	<del>\$65</del> <u>200</u>
Roof drains	Each	<del>\$25</del> <u>40</u>
Gas Piping ( <u>Gas Service Re: Connections</u> )	Each	\$65
<u>Pool Hydro Test</u>	<u>Flat Fee</u>	<u>\$45</u>

- J. Monroe Township Utility Department fees and charges.  
 (Added 11-30-09 by Ord. No. 0-11-2009-036; amended 3-7-11 by Ord. No. 0-3-2011-005; 3-5-12 by Ord. No. 0-12-2012-039; 3-4-13 by Ord. No. 0-3-2013-002; 5-5-14 by Ord. No. 0-5-2014-007; 6-2-15 by Ord. No. 0-6-2015-009; 7-6-16 by Ord. No. 0-6-2016-017; 7-2-18 by Ord.No. 0-6-2018-019 by Ord. No. 0-9-2018-032; 6-5-2019 by Ord. No. 0-5-2019-016]

**Part I. Sewer Service.**

**Section A. Definitions.**

- A. "UNIT" shall be defined as follows:

1. Residential:

- (a) Each single-family dwelling.
- (b) Each single-family apartment dwelling in a multiple-family structure or structures.
- (c) For users, other than residential: including each tenant in a nonresidential building, an equivalent dwelling unit of sewage flow shall be deemed to equal gallons per day of sewage flow. Example: ~~460~~163 gal/day x 365 days = ~~58,400~~ 59,495 gal/year or ~~14,600~~ 14,874 gallons per quarter = one UNIT.

**Section D. Sewer Connection Fees and Charges.**

2. The connection fee for each unit shall be ~~\$3,201~~ **\$3399**. Connection fees for single family homes not part of a real estate development are payable at the option of the applicant in two installments with the initial installment paid prior to the time of the connection and the second payment due within one year. Interest shall accrue and be due to the Utility Department at 1% per month on the unpaid balance. In the case where the system is under construction but not yet available for connection, connection fees can be paid at the option of the applicant in two (2) installments without interest.
3. For a user other than residential with estimated sewage flows in excess of ~~138~~ **163** gallons per day, the connection fee shall be based on the number of units as defined in Subsection A(2) above. Fractional number of units shall be calculated to the next-highest unit.

~~Part I~~ **Part II. Water Service**

Section A. Definitions:

A. "UNIT" shall be defined as follows:

1. Residential:

- a) Each single-family dwelling.
- b) Each single-family apartment dwelling in a multiple-family structure or structures.

2. Other than residential: includes each tenant in a nonresidential building, one equivalent dwelling unit of potable water shall equal 172 gallons per day of estimated water consumption or fraction thereof. In a building with more than one tenant or occupant, each separate tenant or occupant shall be calculated separately. Example: ~~172~~**169** gal/day x 365 days = ~~62,780~~ **61,685** gal/year = one unit.

3. IRRIGATION: One equivalent unit of nonpotable water used for irrigation shall equal 483 gallons per day of water consumed or fraction thereof. Connection fees set forth in Section K shall be applicable.

**Section I. Miscellaneous.**

2. Water Meters.

The Utility Department reserves the right to install temporary meters during construction of any residential or commercial structure. The fee for installation of temporary meters shall be \$275. Spreader pipes shall not be used and/or installed.

Water meters and remote reading units for all new residential and commercial construction shall be purchased from the Utility Department with 10 days' advance notice. The cost of meters shall be at cost plus an administrative fee of ~~\$50~~**\$75** each. The cost of remote reading units shall be at cost, plus an administrative fee of ~~\$32~~**\$45** each.

4. Hydrant meter rental

The use of water for building purposes, irrigation, or other construction, shall be metered at a hydrant to be determined by the Utility Department. At the time of application, the user shall pay submit a deposit for the meter as follows:

3/4" meter	\$500
3"	<del>\$1,500</del> <b>\$2,000</b>

**Section K. Potable Water Connection Fees and Charges.**

1. The initial fees for the right to connect directly or indirectly to the Utility Department's water system shall include a connection charge or fee as well as fees for application review and inspection of work to be accomplished by the applicant in keeping with the requirements of the Utility Department's Rules and Regulations. These connection fees, which are one-time initial service charges for the right to connect to the Utility Department's water system, are calculated in accordance with N.J.S.A. 40A: 31-1 1 and are an integral part of this Rate Schedule.
2. The potable water connection fee for each equivalent unit shall be ~~\$2,968~~ **\$3105**, and the irrigation connection fee using potable water with a separate meter shall be

\$1,000.00 per equivalent unit. Connection fees for single family homes not part of a real estate development are payable at the option of the applicant in two (2) installments with the initial installation paid prior to the time of the connection and the second payment due within one year. Interest shall accrue and be due to the Utility Department at 1% per month on the unpaid balance. In case the system is under construction but not yet available for connection, connection fees can be paid at the option of the applicant in two (2) installments without interest. In the case of real estate developers, the connection fees for the development shall be payable at the time of final approval.

3. For a user other than residential with estimated potable water consumption in excess of ~~172~~ 169 gallons per day and/or 483 gallons per day for nonpotable irrigation water, then the connection fee shall be based on the number of units as defined in Subsection A(2) above. Fractional number of units shall be calculated to the next highest unit.

**SECTION 2.** All ordinances or parts of ordinances inconsistent with the provisions of this ordinance shall be and the same are hereby repealed.

**SECTION 3.** If any section, paragraph, subdivision, clause or provision of this ordinance shall be adjudged invalid, such adjudication shall apply only to the section, paragraph, subdivision, clause or provision so adjudged and the remainder of the ordinance shall be deemed valid and effective.

**SECTION 4.** This ordinance shall take effect twenty days after final passage, adoption and publication as provided by law.

**SO ORDAINED,** as aforesaid.

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Schneider, the **PUBLIC HEARING for Ordinance O-6-2022-014** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

No Public Comment.

**UPON MOTION** made by Councilman Dipierro and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-6-2022-014** was **closed**. All were in favor, none opposed.

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

**O-6-2022-014                      ORDINANCE AMENDING CHAPTER 39 OF THE CODE OF THE TOWNSHIP OF MONROE ENTITLED "FEES".**  
(Ambulance third-party billing fees, construction fees (minor), MTUD water/sewer connection fees)

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.  
O-6-2022-014



**UPON ACTION** made by the Council the following Ordinance was **moved on SECOND READING for FINAL ADOPTION** as follows:

**O-6-2022-015                    BOND ORDINANCE PROVIDING FOR VARIOUS IMPROVEMENTS TO THE WATER UTILITY IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY; APPROPRIATING \$830,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$830,000 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE COST THEREOF.**

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

Section 1.        The several improvements described in Section 3 of this bond ordinance are hereby authorized to be undertaken by the Township of Monroe, in the County of Middlesex, New Jersey (the "Township"). For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$830,000. No down payment is required as the purposes authorized herein are deemed self-liquidating and the bonds and bond anticipation notes authorized herein are deductible from the gross debt of the Township, as more fully explained in Section 6(e) of this bond ordinance.

Section 2.        In order to finance the cost of the several improvements or purposes not covered by application of the several down payments, negotiable bonds are hereby authorized to be issued in the principal amount of \$830,000 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3.        The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) Acquisition of water meters, including all related costs and expenditures incidental thereto.	\$370,000	\$370,000	15 years
b) Acquisition of sport utility vehicles, pickup trucks and a tandem dump truck and upgrades to fleet trucks, including all related costs and expenditures incidental thereto.	\$460,000	\$460,000	5 years
<b>Total:</b>	<b><u>\$830,000</u></b>	<b><u>\$830,000</u></b>	

Section 4.        All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation 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 shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest 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 bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

- (a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that the Township may lawfully undertake as self-liquidating purposes of a municipal public utility. No part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 12.77 years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. 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 and notes provided in this bond ordinance by \$830,000, but that the net debt of the Township determined as provided in the Local Bond Law is not increased by this bond ordinance. The obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.
- (d) An aggregate amount not exceeding \$15,000 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.
- (e) This bond ordinance authorizes obligations of the Township solely for purposes described in N.J.S.A. 40A:2-7(h). The obligations authorized herein are to be issued for purposes that are deemed to be self-liquidating pursuant to N.J.S.A. 40A:2-47(a) and are deductible from the gross debt of the Township pursuant to N.J.S.A. 40A:2-44(c).

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. 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 obligations and the interest thereon without limitation of rate or amount.

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

UPON MOTION made by Councilwoman Schneider and seconded by Council Vice-President Van Dzura, the **PUBLIC HEARING for Ordinance O-6-2022-015** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

**Michele Arminio, 9 Nathaniel St.** – Mrs. Arminio asked if this money was solely for the use of the MTUD as it is not very clear; she added that it also lists the acquisition of sport utility vehicles and new meters as well and asked if that was solely for the use by MTUD. Attorney Rainone answered yes to which Mrs. Arminio followed by asking if there are any changes on here that are scheduled for future development or just current. Attorney Rainone explained that the funds are for what is listed in the ordinance and will solely be used by the MTUD and are for current use.

UPON MOTION made by Councilman Dipierro and seconded by Councilwoman Schneider, the **PUBLIC HEARING for Ordinance O-6-2022-015** was **closed**. All were in favor, none opposed.

UPON MOTION made by Councilman Dipierro and seconded by Councilwoman Schneider, an Ordinance of which the following is the title was passed on Second Reading and Final Adoption:

**O-6-2022-015                    BOND    ORDINANCE    PROVIDING    FOR    VARIOUS  
IMPROVEMENTS TO THE WATER UTILITY IN AND BY THE  
TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX,  
STATE OF NEW JERSEY; APPROPRIATING \$830,000  
THEREFOR AND AUTHORIZING THE ISSUANCE OF \$830,000  
BONDS OR NOTES OF THE TOWNSHIP TO FINANCE THE  
COST THEREOF.**

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.  
O-6-2022-015

UPON ACTION made by the Council the following Ordinance was **moved on SECOND READING for FINAL ADOPTION** as follows:

**O-6-2022-016                    BOND ORDINANCE PROVIDING FOR VARIOUS OPEN SPACE  
IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE,  
IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY,  
APPROPRIATING \$1,768,000 THEREFOR AND AUTHORIZING  
THE ISSUANCE OF \$1,683,700 BONDS OR NOTES OF THE  
TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

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

Section 1.        The improvement described in Section 3(a) of this bond ordinance is hereby authorized to be undertaken by the Township of Monroe, in the County of Middlesex, New Jersey (the "Township") as a general improvement. For the improvement or purpose described in Section 3(a), there is hereby appropriated the sum of \$1,768,000, and further including the sum of \$84,300 as the down payment for the improvement or purpose. The down payment has been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2.        In order to finance the cost of the improvement not covered by the down payment, negotiable bonds are hereby authorized to be issued in the principal amount of \$1,683,700 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3.        (a) The improvement hereby authorized and the purpose for the financing of which the bonds are to be issued is the construction and replacement of the field and resurfacing of the track at Monroe Township High School/Middle School pursuant to the terms of the 2021 Shared Services Agreement between the Township and the Township Board of Education and improvements to the Senior Center outdoor fitness park, including all work and materials necessary therefor and incidental thereto.

(b) The estimated maximum amount of bonds or bond anticipation notes to be issued for the improvement or purpose is as stated in Section 2 hereof.

(c) The estimated cost of the improvement or purpose is equal to the amount of the appropriation herein made therefor.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation 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 shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest 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 bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

- (a) The improvement or purpose described in Section 3(a) of this bond ordinance is not a current expense. It is an improvement or purpose that the Township may lawfully undertake as a general improvement, and no part of the cost thereof has been or shall be specially assessed on property specially benefitted thereby.
- (b) The period of usefulness of the improvement or purpose within the limitations of the Local Bond Law, according to the reasonable life thereof computed from the date of the bonds authorized by this bond ordinance, is 15 years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. 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 and notes provided in this bond ordinance by \$1,683,700 but are deductible from gross debt pursuant to N.J.S.A. 40A:2-44(h), and the obligations authorized herein will be within all debt limitations prescribed by the Local Bond Law.
- (d) An aggregate amount not exceeding \$147,000 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 purpose or improvement.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes described in Section 3(a) of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of Treasury Regulations.

Section 8. Any grant moneys received for the purpose described in Section 3(a) hereof shall be applied either to direct payment of the cost of the improvement or to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the

Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. 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 real property within the Township for the payment of the obligations and the interest thereon without limitation of rate or amount.

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

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Schneider, the **PUBLIC HEARING for Ordinance O-6-2022-016** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

Council President Cohen stated that this Ordinance was in conjunction with a Shared Services agreement with the Board of Education which was passed unanimously by this Council at a previous meeting.

**Michele Arminio, 9 Nathaniel St.** – Mrs. Arminio noted that she was speaking as a past President of the Board of Education and her involvement with Mayor Dalina at that time. She went on to thank the Mayor and Council for the Shared Services Agreement, as she feels this track and field is beneficial to everyone who utilizes it. She added that as a member of the community she would also like to extend thanks and hopes that with the build out that Monroe is projecting that we will be able to support our students with more projects like this. Mrs. Arminio added that what goes on here helps to preserve the educational budget for our students and benefits the entire community and as the past Board President she is thankful for the cooperation of the Mayor and Council.

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Schneider, the **PUBLIC HEARING for Ordinance O-6-2022-016** was **closed**. All were in favor, none opposed.

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

**O-6-2022-016                      BOND ORDINANCE PROVIDING FOR VARIOUS OPEN SPACE IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROPRIATING \$1,768,000 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$1,683,700 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.  
O-6-2022-016

**UPON ACTION** made by the Council the following Ordinance was **moved on SECOND READING for FINAL ADOPTION** as follows:

**O-6-2022-017                      BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROPRIATING \$4,802,350 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,578,225 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

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

Section 1. The several improvements described in Section 3 of this bond ordinance are hereby respectively authorized to be undertaken by the Township of Monroe, in the County of Middlesex, New Jersey (the "Township") as general improvements. For the several improvements or purposes described in Section 3, there are hereby appropriated the respective sums of money therein stated as the appropriation made for each improvement or purpose, such sums amounting in the aggregate to \$4,802,350, including the aggregate sum of \$224,125 as the several down payments for the improvements or purposes as required by the Local Bond Law. The down payments have been made available by virtue of provision for down payment or for capital improvement purposes in one or more previously adopted budgets.

Section 2. In order to finance the cost of the several improvements or purposes not covered by application of the several down payments negotiable bonds are hereby authorized to be issued in the principal amount of \$4,578,225 pursuant to the Local Bond Law. In anticipation of the issuance of the bonds, negotiable bond anticipation notes are hereby authorized to be issued pursuant to and within the limitations prescribed by the Local Bond Law.

Section 3. The several improvements hereby authorized and the several purposes for which the bonds are to be issued, the estimated cost of each improvement and the appropriation therefor, the estimated maximum amount of bonds or notes to be issued for each improvement and the period of usefulness of each improvement are as follows:

<u>Purpose</u>	<u>Appropriation &amp; Estimated Cost</u>	<u>Estimated Maximum Amount of Bonds &amp; Notes</u>	<u>Period of Usefulness</u>
a) Acquisition of a wheelchair passenger bus, a mason dump truck with plow, a dump truck tandem, a highway mower, a tractor for the Department of Public Works, sport utility vehicles for the Police Department, the Construction Department and Parks, police equipment, including sport utility vehicles, radios and lights and an electric sport utility vehicle, including all related costs and expenditures incidental thereto.	\$976,900	\$939,800	5 years
b) Various building improvements, including the acquisition and installation of carpeting and electric gates and the acquisition of computers for the Municipal Building and a phone system for the Road Department Building, including all related costs and expenditures incidental thereto and further including all work and materials necessary therefor and incidental thereto.	\$290,000	\$276,100	5 years
c) Acquisition of an ambulance, RAD 57 pulse oximeters and vehicle lighting for Emergency Management Services, including all related costs and expenditures incidental thereto.			

	\$393,000	\$374,200	10 years
d) Improvements to the Police Building and parking lot, including all work and materials necessary therefor and incidental thereto.	\$2,567,950	\$2,451,225	10 years
e) Acquisition of library books, storage sheds for Parks, vehicle maintenance equipment, including an A/C machine and a truck tire machine, including all related costs and expenditures incidental.	\$214,500	\$204,100	15 years
f) Land acquisition of the corner of Applegarth Road and Prospect Plains Road, including all work and materials necessary therefor and incidental thereto.	\$360,000	\$342,800	40 years
<b>Total</b>	<b>\$4,802,350</b>	<b>\$4,578,225</b>	

The excess of the appropriation made for each of the improvements or purposes aforesaid over the estimated maximum amount of bonds or notes to be issued therefor, as above stated, is the amount of the down payment for each purpose.

Section 4. All bond anticipation notes issued hereunder shall mature at such times as may be determined by the chief financial officer; provided that no bond anticipation note shall mature later than one year from its date, unless such bond anticipation notes are permitted to mature at such later date in accordance with applicable law. The bond anticipation 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 shall determine all matters in connection with bond anticipation notes issued pursuant to this bond ordinance, and the chief financial officer's signature upon the bond anticipation notes shall be conclusive evidence as to all such determinations. All bond anticipation notes issued hereunder may be renewed from time to time subject to the provisions of the Local Bond Law or other applicable law. The chief financial officer is hereby authorized to sell part or all of the bond anticipation notes from time to time at public or private sale and to deliver them to the purchasers thereof upon receipt of payment of the purchase price plus accrued interest 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 bond anticipation notes pursuant to this bond ordinance is made. Such report must include the amount, the description, the interest rate and the maturity schedule of the bond anticipation notes sold, the price obtained and the name of the purchaser.

Section 5. The Township hereby certifies that it has adopted a capital budget or a temporary capital budget, as applicable. The capital or temporary capital budget of the Township is hereby amended to conform with the provisions of this bond ordinance to the extent of any inconsistency herewith. To the extent that the purposes authorized herein are inconsistent with the adopted capital or temporary capital budget, a revised capital or temporary capital budget has been filed with the Division of Local Government Services.

Section 6. The following additional matters are hereby determined, declared, recited and stated:

- (a) The improvements or purposes described in Section 3 of this bond ordinance are not current expenses. They are all improvements or purposes that 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 benefitted thereby.
- (b) The average period of usefulness, computed on the basis of the respective amounts of obligations authorized for each purpose and the reasonable life thereof within the limitations of the Local Bond Law, is 11.15 years.
- (c) The Supplemental Debt Statement required by the Local Bond Law has been duly prepared and filed in the office of the Clerk, and a complete executed duplicate thereof has been filed in the office of the Director of the Division of Local Government Services in the Department of Community Affairs of the State of New Jersey. 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 and notes provided in this bond ordinance by \$4,578,225, and the obligations authorized herein will be within all debt limitations prescribed by that Law.

- (d) An aggregate amount not exceeding \$286,100 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.

Section 7. The Township hereby declares the intent of the Township to issue bonds or bond anticipation notes in the amount authorized in Section 2 of this bond ordinance and to use the proceeds to pay or reimburse expenditures for the costs of the purposes or improvements described in Section 3 of this bond ordinance. This Section 7 is a declaration of intent within the meaning and for purposes of the Treasury Regulations.

Section 8. Any grant moneys received for the purposes or improvements described in Section 3 hereof shall be applied either to direct payment of the cost of the improvements or if other than the State Grants referred to in Section 1 hereof, to payment of the obligations issued pursuant to this bond ordinance. The amount of obligations authorized but not issued hereunder shall be reduced to the extent that such funds are so used.

Section 9. The chief financial officer of the Township is hereby authorized to prepare and to update from time to time as necessary a financial disclosure document to be distributed in connection with the sale of obligations of the Township and to execute such disclosure document on behalf of the Township. The chief financial officer is further authorized to enter into the appropriate undertaking to provide secondary market disclosure on behalf of the Township pursuant to Rule 15c2-12 of the Securities and Exchange Commission (the "Rule") for the benefit of holders and beneficial owners of obligations of the Township and to amend such undertaking from time to time in connection with any change in law, or interpretation thereof, provided such undertaking is and continues to be, in the opinion of a nationally recognized bond counsel, consistent with the requirements of the Rule. In the event that the Township fails to comply with its undertaking, the Township shall not be liable for any monetary damages, and the remedy shall be limited to specific performance of the undertaking.

Section 10. 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 obligations and the interest thereon without limitation of rate or amount.

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

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, the **PUBLIC HEARING for Ordinance O-6-2022-017** was **opened**. All were in favor, none opposed.

**PUBLIC COMMENT:**

Council President Cohen stated that this Ordinance includes monies needed for the Police Department expansion project, an ambulance and various equipment and vehicles needed for our DPW, Police and Parks Department.

**Michele Arminio, 9 Nathaniel St.** – Mrs. Arminio asked for clarification on item “F” land acquisition on the corner of Applegarth and Prospect Plains Road; Administrator Weinberg answered that this is needed for the improvements to be done there and explained that the Township will acquire the land for the easements and the County will pay for the design and improvements. Mrs. Arminio asked if this was for soft work and if this will protect our beloved Oak tree to which Administrator Weinberg answered that this is simply for the land acquisition with the costs being paid for by the County. He also noted that this includes the protection of the Oak tree as the lane will be shifted over more to give added protection to that tree.

**Frank Waltzer, 384A Sudbury Ln.** – Mr. Waltzer commented that this is a large sum of money and asked if this includes anything that will help out with the flooding issues in Rossmoor, to which Attorney Rainone responded that this Ordinance has nothing to do with flood prevention in Rossmoor.



**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Schneider, the **PUBLIC HEARING for Ordinance O-6-2022-017** was **closed**. All were in favor, none opposed.

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

**O-6-2022-017                    BOND ORDINANCE PROVIDING FOR VARIOUS CAPITAL IMPROVEMENTS IN AND BY THE TOWNSHIP OF MONROE, IN THE COUNTY OF MIDDLESEX, STATE OF NEW JERSEY, APPROPRIATING \$4,802,350 THEREFOR AND AUTHORIZING THE ISSUANCE OF \$4,578,225 BONDS OR NOTES OF THE TOWNSHIP TO FINANCE PART OF THE COST THEREOF.**

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Ordinance Duly Filed.  
O-6-2022-017

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilman Dipierro, the following Resolutions were moved for Adoption under the **CONSENT AGENDA:** (R-8-2022-196 – R-8-2022-216 with the exception of R-8-2022-207 and R-8-2022-214 which will be voted upon separately)

**R-8-2022-196                    RESOLUTION AUTHORIZING ELECTRONIC TAX SALE.**

**WHEREAS**, N.J.S.A. 54:5-19.1 authorizes electronic tax sales pursuant to the rules and regulations promulgated by the Director of the Division of Local Government Services; and

**WHEREAS**, the Division of Local Government Services has promulgated rules and regulations for electronic tax sales; and

**WHEREAS**, the Director of the Division of Local Government Services has approved N.J. Tax Lien Investors/Real Auction.com to conduct electronic tax sales; and

**WHEREAS**, an electronic tax sale is innovative and provides a greater pool of potential lien buyers, thus creating the environment for a more complete tax sale process; and

**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 Tax Collector is hereby authorized to participate in an electronic tax sale and submit same to the Director of the Division of Local Government if necessary.

**SO RESOLVED**, as aforesaid.

**R-8-2022-197                    RESOLUTION AUTHORIZING FEES FOR ELECTRONIC TAX SALE NOTICES. (\$20.00 per notice)**

**WHEREAS**, N.J.S.A. 54:5-19.1 authorizes electronic tax sales pursuant to the rules and regulations promulgated by the Director of the Division of Local Government Services; and

**WHEREAS**, the rules and regulations require a municipality to send two (2) notices of tax sale to all properties included in said sale; and

**WHEREAS**, the rules and regulations allow said municipality to charge a fee of \$25.00 per notice for the creation, printing and mailing of said notice; and

**WHEREAS**, in an effort to more fairly assign greater responsibility to delinquent taxpayers, the Township of Monroe wishes to charge \$20.00 per notice mailed which will be assessed specifically to the delinquent accounts that are causing the need for a tax sale and not to the general tax base.

**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 a fee of \$20.00 per notice be established and is hereby authorized and directed to be charged for each notice of tax sale that is sent in conjunction with the 2022 electronic tax sale.

**SO RESOLVED**, as aforesaid.

**R-8-2022-198                      RESOLUTION AUTHORIZING REFUND OF CONSTRUCTION PERMIT FEES. (\$4,190.00)**

**WHEREAS**, the Construction Official, by copy of letters dated July 8, 2022, copies of which are attached hereto as Exhibit "A", has recommended the Council approve the following construction permit refunds:

<u>Refund to:</u>	<u>Reason</u>	<u>Amount</u>
K.Hovnanian at Villages at Country View 1802 Georgetown Blvd. Monroe Twp., NJ 08831	Permit # 20221831 311 Charleston Drive Permit cancelled due to developer changing the model to be built. HVAC update for the house	\$4,124.00   <u>\$ 66.00</u> <b>\$4,190.00</b>

**WHEREAS**, Council has reviewed the recommendation of the Construction Official and finds the requests for the above refunds to be reasonable;

**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 request is hereby authorized and that a refund be made to **K. Hovnanian at Villages at Country View in the amount of \$4,190.00**.

**SO RESOLVED**, as aforesaid.

**R-8-2022-199                      RESOLUTION AUTHORIZING THE RELEASE OF PERFORMANCE GUARANTEES UPON THE POSTING OF MAINTENANCE GUARANTEE FOR K. HOVNANIAN @ MONROE NJ, LLC., W&S 866 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D."). (Four Seasons, Prospect Plains Road)**

**WHEREAS**, K. Hovnanian @ Monroe NJ, LLC has posted a Performance Guarantee with the Monroe Township Utility Department ("M.T.U.D.") for W&S 866, sewer; and

**WHEREAS**, K. Hovnanian @ Monroe NJ, LLC has requested the release of the Performance Guarantee upon posting and acceptance of a Maintenance Guarantee 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 July 18, 2022, a copy of which is attached hereto as Exhibit "A" and as shown herein below:

Reduced Performance Bond #1082844 in the amount of \$182,736.00 to be released and replaced with a maintenance guarantee in the amount of \$91,368.00. (15% of original bond).

Cash Performance Guarantee in the amount of \$20,304.00 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 K. Hovnanian @ Monroe NJ LLC, 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-8-2022-200                    RESOLUTION AUTHORIZING AWARD OF CONTRACT TO W.E. TIMMERMAN EQUIPMENT COMPANY FOR EMERGENCY REPAIRS TO THE 2003 AQUA TECH B-10 JET VAC FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS.**  
(\$18,890.05)

**WHEREAS**, the Deputy Superintendent of Public Works advised of the urgent need of emergency repairs to the 2002 Aqua Tech B-10 Jet Vac which is mounted on a 2003 Freightliner FL80 cab and chassis, to ensure proper operating safety standards; and

**WHEREAS**, the jet truck is a vital piece of equipment utilized during the spring and summer months to maintain the compliance of stormwater regulations throughout the Township; and

**WHEREAS**, W.E. Timmerman Equipment Company is an exclusive vendor for Aqua Tech products, therefore no additional quotes were solicited.

**WHEREAS**, the Township QPA has reviewed the proposal received and, by copy of letter dated June 21, 2022, recommends the award of contract to *W.E. Timmerman Equipment Company, 3554 Route 22 West Whitehouse, N.J. 08888* in the amount of **\$18,890.05**; and

**WHEREAS**, the award of contract is subject to the compliance with the requirements of N.J.S.A. 10:5-31 et seq. and N.J.A.C. 17:27 et seq.; any contractor, subcontractor of business firm agree and guarantee 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;

**WHEREAS**, the Township's Certified Municipal Finance Officer has determined that sufficient funds are available, as set forth in Purchase Order No. 22002014, a copy of which is attached hereto; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex that it has rendered its advice and hereby consents to the award of contract, to *W.E. Timmerman Equipment Company* for emergency repairs to the 2002 Aqua Tech B-10 Jet Vac for a total contract price of **\$18,890.05**.

**SO RESOLVED**, as aforesaid.

**R-8-2022-201                    RESOLUTION AUTHORIZING THE RELEASE OF THE REHABILITATED AFFORDABLE HOUSING AGREEMENT AND LIEN ON BLOCK 56, LOT 48.2, QUALIFIER C-348B.**  
(Newport Way)

**WHEREAS**, on November 10, 2021, Ruth Chisena ("Chisena") entered into a Rehabilitated Affordable Housing Agreement with the Township of Monroe restricting Chisena from selling or conveying title to the property for a period of ten years pursuant to Monroe Ordinance 131-8 and N.J.S.A. 52:27D-301 et seq, said Agreement having been recorded with the Middlesex County Clerk on March 22, 2022, in Mortgage Book 18870 on Pages 110-123; and

**WHEREAS**, the Affordable Housing Lien state that "the terms, restrictions and covenants of this Agreement shall automatically expire ten (10) years from the date that the housing rehabilitation work was completed"; and

**WHEREAS**, due to the passing of Chisena, an undue hardship exists and the premises need to be sold in order to settle the Estate; and

**WHEREAS**, the Affordable Housing Board at their meeting held April 13, 2022 approved a Resolution recommending the release of the lien upon repayment of the full amount of said lien in the amount of \$70,290.00; and

**WHEREAS**, the Executor of the Chisena Estate has successfully paid the full lien amount back to the Affordable Housing Trust on June 27, 2022; and

**WHEREAS**, the Monroe Township Affordable Housing Board advises of the successful completion of the Affordable Housing Lien and has consented to the termination of the Affordable Housing Lien; and

**NOW, THEREFORE, BE IT RESOLVED** that the Affordable Housing Lien held by Ruth Chisena are hereby satisfied and the Mayor and Township Clerk are hereby authorized and directed to execute the Release of Rehabilitated Affordable Housing Agreement, annexed hereto as Exhibit "A".

**SO RESOLVED**, as aforesaid.

**R-8-2022-202                      RESOLUTION AUTHORIZING REFUND OF 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-Seven Thousand Seven-Hundred dollars and no cents (\$37,700.00),

**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-8-2022-203                      RESOLUTION AUTHORIZING THE APPROVAL OF CHANGE ORDER NO. 1 AND FINAL SUBMITTED BY BRENNAN BROTHERS CONTRACTING, LLC. IN CONNECTION WITH THE 2021 BUILDING DEMOLITION-VARIOUS LOCATIONS PROJECT.**  
(Decrease of \$122,817.42)

**WHEREAS**, pursuant to Resolution No. R-11-2021-220, adopted by the Monroe Township Council at its meeting held on November 3, 2021, a contract was awarded to Brennan Brothers Contracting, LLC. in connection with the 2021 Building Demolition-Variou Locations Project; and

**WHEREAS**, the original total contract amount was **\$169,968.75**; and

**WHEREAS**, the Township Engineer, in a letter dated July 7, 2022, requested approval of Change Order No. 1 and Final for the 2021 Building Demolition-Variou Locations Project reflecting a **decrease of \$122,817.42** in the contract amount, as the result of adjusted contract quantities, as described in the attached change order; and

**WHEREAS**, the current contract price including this change order is **\$47,151.33**; and

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

**WHEREAS**, the Certified Municipal Finance Officer has certified in Certificate No. C-2100041, a copy of which is attached hereto, that sufficient funds are available.

**NOW, THEREFORE, BE IT RESOLVED** by 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 and Final, attached hereto and made a part hereof.

**SO RESOLVED**, as aforesaid.

**R-8-2022-204                      RESOLUTION AUTHORIZING AWARD OF CONTRACT FOR THE PURCHASE OF (1) 114SD CAB & CHASSIS (TRUCK) TO HOUSTON FREIGHTLINER CORP. USING THE HGACBuy NATIONAL COOPERATIVE PURCHASING PROGRAM FOR THE MONROE TOWNSHIP DEPARTMENT OF PUBLIC WORKS. (\$143,143)**

**WHEREAS**, the Monroe Township Department of Public Works (DPW) requires a salt spreader truck; and

**WHEREAS**, the Township of Monroe joined the Houston Galveston Area Council (HGACBuy) National Cooperative Purchasing Cooperative under the authority of N.J.S.A. 52:34-6.2(b)(3), with authorization by Council Resolution No. R-1-2021-030; and

**WHEREAS**, the HGACBuy Cooperative Purchasing Program has, after competitively bidding, awarded a contract for the required Truck under its contract #HT06-20 titled "Medium and Heavy Trucks and Truck Bodies" for said truck; and

**WHEREAS**, Houston Freightliner Corp. has submitted a proposal dated 5/17/22 for the required Freightliner Model 114SD truck, which meet the requirements of the Township, at a total price of \$143,143.00, a copy of the proposal is attached as Exhibit "B"; and

**WHEREAS**, copies of the HGACBuy award documentation contract required form submittals are attached hereto as Exhibit C; 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. C-2200052, a copy of which is attached as Exhibit "A"; and

**WHEREAS**, the MTUD Purchasing Agent has recommended this award of this contract, as described, to Houston Freightliner in a letter dated 5/23/22 which contains how all the guidelines issued by the Division of Local Government Services via LFN 2012-10 for purchasing through a National Purchasing Cooperative were followed, a copy of which is attached hereto as Exhibit "D".

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

- 1- Authorizes the Township to purchase one (1) Freightliner truck as referred to above from Houston Freightliner Corp. using the HGACBuy Cooperative Purchasing Program; and
- 2- The Township Chief Finance Officer is hereby authorized and directed to pay invoices for said Truck C/C delivered by Houston Freightliner Corp.; and
- 3- The contracts are awarded through this National Cooperative Purchasing Program are considered fair and open contract in accordance with the Local Public Contracts Law, as well as being exempt from public bidding by the Township.

**SO RESOLVED**, as aforesaid.

**R-8-2022-205                      RESOLUTION AUTHORIZING AWARD OF A PROFESSIONAL SERVICES CONTRACT FOR ENGINEERING SERVICES TO R3M ENGINEERING, INC. FOR CONSTRUCTION PHASE ENGINEERING IN RELATION TO THE RT. 615 TANK CONTRACT 506 (RT 615 TANK PAINTING) FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT ("M.T.U.D.") (\$147,160)**

**WHEREAS**, the Monroe Township Utility Department (M.T.U.D.) has the need for Professional Engineering Construction Phase Services for Contract 506; and

**WHEREAS**, pursuant to the provisions of N.J.S.A. 19:44A-20.5 et seq, after advertisement on the M.T.U.D. and Township's website for not less than 10 days, Statements of Qualifications for General Water & Sewer Engineering Services were publicly opened for calendar Year 2021; and

**WHEREAS**, the R3M Engineering, Inc was selected as a qualified firm to perform these services; and

**WHEREAS**, R3M Engineering, Inc. has submitted a proposal dated July 18, 2022 for the required work totaling \$147,160.00, a copy of which is attached hereto as Exhibit B; and

**WHEREAS**, the M.T.U.D. Purchasing Agent, after review with the M.T.U.D. Director has found the proposal to be acceptable, and by copy of a memo dated July 18, 2022 recommends a contract be awarded to R3M Engineering, Inc. in the amount of \$147,160.00, a copy of which is attached hereto as Exhibit "C"; and

**WHEREAS**, pursuant to N.J.A.C. 5:30-5.4, the Township Chief Finance Officer has certified availability of funds in Certificate No. M-220026 a copy of which is attached hereto as Exhibit "A"; and

**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 with R3M Engineering, Inc. for Professional Engineering Services, in accordance with the proposal submitted in the amount of \$147,160.00.

(2) The Township Chief Finance Officer is hereby authorized and directed to pay invoices for services rendered by R3M Engineering, Inc. in accordance with the attached proposal;

(3) The contract is awarded without competitive bidding through a fair and open RFQ/RFP 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) The contract award is subject to R3M Engineering, Inc. providing the required valid certificate of insurance is provided.

(5) A notice of this action shall be printed once in the Home News Tribune.

**SO RESOLVED**, as aforesaid.

**R-8-2022-206 RESOLUTION AUTHORIZING AND APPROVING CHANGE ORDER NO. 1 SUBMITTED BY KMETZ INC. TO THE “LEACHATE FORCE MAIN” FOR THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”)**  
(No cost change and extended completion date to September 18, 2022)

**WHEREAS**, pursuant to Resolution No. R-1-2021-231, adopted by the Monroe Township Council; at its meeting held on November 1, 2021, the “Leachate Force Main” contract was awarded to Kmetz, Inc. for “Leachate Force Main” in the amount of \$2,191,624.00; and

**WHEREAS**, the Contractor, Kmetz, Inc. has submitted a request to the Consulting Engineers CME Associates for Change Order No. 1 which consists of the transferring the installation method of 3,100 LF of 6” x 10” pipe installation from bid proposal line 28 “Open Cut” to line 29 “Trenchless” at a net price change of zero (\$00.00) dollars and a contract extension of 120 days due to materials supply chain issues resulting in the delaying of the start of the project; and

**WHEREAS**, the M.T.U.D.’s Consulting Engineer CME Associates, by a letter dated July 15, 2022 has requested the Township’s Council’s consideration in approving Change Order No. 1, which results in a contract net price change of zero dollars, and extend contract time described in the attached Change Order #1, a copy of which is attached hereto as Exhibit “A”; and

**WHEREAS**, the Township Council has found said proposed Change Order #1 to be reasonable; 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 M.T.U.D. Director is hereby authorized to execute Change Order No. 1 in the total amount of Zero Dollars (\$00.00);

**SO RESOLVED**, as aforesaid.

**R-8-2022-208 RESOLUTION AUTHORIZING EXTENSION OF A ONE TIME GRACE PERIOD FOR THE PAYMENT OF THIRD QUARTER TAXES 2022.** (3<sup>rd</sup> Quarter Taxes due September 2, 2022)

**WHEREAS**, due to circumstances beyond the control of the Township of Monroe, the property tax bills for the third quarter of 2022 may not be mailed to taxpayers within the statutory time constraints; and

**WHEREAS**, pursuant to N.J.S.A. 54:4-66, said taxes are due and payable by August 1, 2022 with a ten (10) day grace period; and

**WHEREAS**, the Tax Collector for the Township of Monroe has requested and recommends that this Council extend the grace period for the payment of third quarter taxes for a reasonable time after the tax bills are prepared and mailed to the taxpayers; and

**WHEREAS**, the Tax Collector recommends that the grace period be extended “one time” for twenty-five days from the date of mailing, however, that payments received after the grace period shall accrue interest from the statutory due date of August 1, 2022 which grace period shall be in lieu of, and not, in addition to, any other applicable grace period; and

**WHEREAS**, the Township Council believes the extended grace period is warranted by the delay in the preparation and mailing of tax bills;

**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 grace period for payment of third quarter taxes for 2022 be and is hereby extended this “one time” to **September 2, 2022** and provided, however, that payments received after the statutory due date of August 1, 2022, which grace period shall be in lieu of, and not, in addition to, another applicable grace period.

**SO RESOLVED**, as aforesaid.

**R-8-2022-209                      RESOLUTION AUTHORIZING THE TOWNSHIP OF MONROE TO ENTER INTO THE NORTH JERSEY COOPERATIVE PRICING SYSTEM #88-NJWWCPS (NJWCPS).**

**WHEREAS**, N.J.S.A. 40A:11-11 (5) authorizes contacting units to establish a Cooperative Pricing System and enter into Cooperative Pricing Agreements for its administration; and

**WHEREAS**, the Passaic Valley Sewerage Commission (PVSC), hereinafter referred to as the “Lead Agency ” has offered voluntary participation in the North Jersey Wastewater Cooperative Pricing System (NJWCPS) for the purchase of goods and services; and

**WHEREAS**, the Purchasing Agent of the M.T.U.D. by copy of a letter dated July 19, 2022, has recommended that the Township of Monroe participate in the North Jersey Wastewater Cooperative Pricing System (NJWCPS), a copy of which is attached hereto as Exhibit B; and

**WHEREAS**, the NJWCPS has provided a copy of the “Agreement” for execution, a copy of which is attached hereto as Exhibit B;

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

- (1) This RESOLUTION shall be known and may be cited as the Cooperative Pricing Resolution of the Township of Monroe;
- (2) Pursuant to the provisions of N.J.S.A. 40A:11-11(5), the (CHIEF EXECUTIVE or CONTRACTING OFFICER) is hereby authorized to enter into a Cooperative Pricing Agreement with the Lead Agency.
- (3) The Lead Agency shall be responsible for complying with the provisions of the Local Public Contracts Law (N.J.S.A. 40A:11-1 et seq.) and all other provisions of the revised statutes of the State of New Jersey.
- (4) This resolution shall take effect immediately upon passage by the PVSC.

**SO RESOLVED**, as aforesaid.

**R-8-2022-210                      RESOLUTION PROVIDING ADVICE AND CONSENT TO THE APPOINTMENT OF ACTING MUNICIPAL COURT JUDGE. (Joseph A. Lombardi – 5-month term, 8/1/22 – 12/31/22)**

**WHEREAS**, the Mayor has appointed **JOSEPH A. LOMBARDI** to the position of **Acting Municipal Court Judge** for a 5-month term expiring on December 31, 2022; and

**WHEREAS**, the Administrative Code of the Township of Monroe requires the Advice and Consent of the Council of such 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 Consent to the appointment of **JOSEPH A. LOMBARDI** for a term commencing August 1, 2022 and expiring on December 31, 2022;

**SO RESOLVED**, as aforesaid.

**R-8-2022-211                      RESOLUTION AUTHORIZING 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 Twenty-Six Thousand Four Hundred and

Twenty-Eight dollars and Forty-Six cents (\$26,428.46) for the amounts described on Schedule A and attached hereto; and

**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-8-2022-212                      RESOLUTION GRANTING ADVICE AND CONSENT TO THE APPOINTMENT OF A MEMBER TO THE LIBRARY BOARD OF TRUSTEES. (Jackie D'Angelo)**

**WHEREAS**, the Honorable Stephen Dalina, Mayor of the Township of Monroe, by copy of letter dated July 18, 2022 has appointed **Jackie D'Angelo** to the **LIBRARY BOARD OF TRUSTEES** to serve the unexpired five (5) year term of Alton Kinsey, commencing immediately and expiring on December 31, 2023; and

**WHEREAS**, the Administrative Code of the Township of Monroe requires the Advice and Consent of the Council for the above 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 appointments to the **LIBRARY BOARD OF TRUSTEES** of **Jackie D'Angelo** to serve the unexpired five (5) year term of Alton Kinsey, commencing immediately and expiring December 31, 2023.

**SO RESOLVED**, as aforesaid.

**R-8-2022-213                      RESOLUTION AUTHORIZING AWARD OF BID TO ROHRER FOR THE PURCHASE OF A 32 AMBULATORY PASSENGER PLUS REAR STORAGE MEDIUM DUTY BUS (\$188,600)**

**WHEREAS**, on July 14, 2022 two (2) sealed bids were received by Monroe Township for a 32 Ambulatory Passenger Plus Rear Storage Medium Duty Bus; and

**WHEREAS**, the Purchasing Agent, by copy of letter dated July 25, 2022, has recommended **ROHRER- 1515 State Road, P.O. Box 100, Duncannon, PA 17020** be awarded the contract based upon their bid submission in the amount of **\$188,600.00**; and

**WHEREAS**, the Township Council has reviewed the recommendations made by the Purchasing Agent 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-2200053, 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 **ROHRER** for a 32 Ambulatory Passenger Plus Rear Storage Medium Duty Bus at a total contract price of **\$188,600.00**; and

**BE IT FURTHER RESOLVED** that the Mayor and Township Clerk are hereby authorized and directed to execute a contract with **ROHRER**; and

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



**BE IT FURTHER RESOLVED** that the contract is awarded with the stipulation that **ROHRER** 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.

**SO RESOLVED**, as aforesaid.

**R-8-2022-215**

**RESOLUTION APPOINTING A MEMBER TO THE MONROE TOWNSHIP ZONING BOARD OF ADJUSTMENT.**

**Alton Kinsey** - Alt. IV position -unexpired 2-year term expiring 12/31/23; all Alternate positions shall move up as follow; **Manmeet Singh Viridi** shall fill the unexpired Alternate 2 position effective immediately and expiring December 31, 2023 and **Thomas Kole** shall fill the unexpired Alternate 3 position effective immediately and expiring December 31, 2023)

**WHEREAS**, on June 1, 2022 the Monroe Township Council appointed Nicholas Morolda as an Alternate 2 Member to the Zoning Board of Adjustments; and

**WHEREAS**, on June 17, 2022 Nicholas Morolda resigned from the Zoning Board of Adjustment effective immediately creating a vacancy in the Alternate 2 Member position; and

**WHEREAS**, all Alternate positions shall move up as follow; **Manmeet Singh Viridi** shall fill the unexpired Alternate 2 position effective immediately and expiring December 31, 2023 and **Thomas Kole** shall fill the unexpired Alternate 3 position effective immediately and expiring December 31, 2023; and

**WHEREAS**, a vacancy now exists in the Alternate 4 Member position; and

**WHEREAS**, the Township Council, approves the **appointment** of **Alton Kinsey** as an Alternate 4 Member, to fill the unexpired two (2) year term, effective immediately with the term expiring on December 31, 2023; and

**NOW, THEREFORE, BE IT RESOLVED** by the Township Council of the Township of Monroe, County of Middlesex, State of New Jersey that the following membership of the Zoning Board of Adjustment have been duly moved, seconded and approved by the Monroe Township Council at its meeting held on August 1, 2022:

		<u>Appointed</u>	<u>Term</u>	<u>Expiration</u>
Carol Damiani		01/01/2020	4 yrs.	12/31/2023
Louis Masters		01/01/2020	4 yrs.	12/31/2023
Marino Lupo		01/01/2019	4 yrs.	12/31/2022
Vincent LaFata		01/01/2022	4 yrs.	12/31/2025
Gary Busman		01/01/2022	4 yrs.	12/31/2025
Rajani Karuturi		01/01/2021	4 yrs.	12/31/2024
Donato Tanzi		01/01/2021	4 yrs.	12/31/2024
Arnold Jaffe	-Alt. 1	01/01/2021	2 yrs.	12/31/2022
Manmeet Singh Viridi	-Alt. 2	01/01/2022	2 yrs.	12/31/2023
Thomas Kole	-Alt. 3	01/01/2022	2 yrs.	12/31/2023
Alton Kinsey	-Alt. 4	01/01/2022	2 yrs.	12/31/2023

**SO RESOLVED**, as aforesaid.

**R-8-2022-216**

**RESOLUTION AUTHORIZING THE RELEASE OF CASH PERFORMANCE GUARANTEE UPON THE POSTING OF AN APPROVED PAPER BOND GUARANTEE FOR ROBERT MISSAK, 481 SPOTSWOOD-GRAVEL HILL ROAD – W&S 1225 POSTED WITH THE MONROE TOWNSHIP UTILITY DEPARTMENT (“M.T.U.D.”).**

**WHEREAS**, Robert Missak has posted a cash Performance Guarantee with the Monroe Township Utility Department (“M.T.U.D.”) for W&S 1225, Blk. 109, lot 41; and

**WHEREAS**, Robert Missak has requested the release of the Cash Performance Guarantee upon posting and acceptance of a paper Performance Guarantee; 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 cash performance guarantee as detailed in a letter dated June 27, 2022, a copy of which is attached hereto as Exhibit "A" and as shown herein below:

Total amount to be returned to the developer \$6,120.00.

**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 cash Performance Guarantee posted for Robert Missak, be released upon establishment of approved performance bond as reflected above and in the M.T.U.D. letter annexed hereto. Release of the Cash Performance Guarantee and acceptance of paper Performance Guarantee is conditioned upon the posting of a Performance 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.

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Resolutions Duly Filed.

**UPON MOTION** made by Council Vice-President Van Dzura and seconded by Councilwoman Schneider, the following Resolutions were removed from the **CONSENT AGENDA** and considered separately: (R-8-2022-207 and R-8-2022-214)

**R-8-2022-207                    RESOLUTION    AUTHORIZING    THE    RELEASE    OF  
PERFORMANCE GUARANTEES UPON THE POSTING AND  
ACCEPTANCE OF MAINTENANCE GUARANTEES FOR EMILY  
ESTATES –, W&S 1001R SEWER POSTED WITH THE MONROE  
TOWNSHIP UTILITY DEPARTMENT PB#1143-13 ("M.T.U.D.")  
(Emily Court)**

**WHEREAS**, Performance Guaranteed have been posted with the Monroe Township Utility Department ("M.T.U.D.") for Emily Estates, W&S 1001R, PB#1143-13; and

**WHEREAS**, Lucille Dipasquale has requested the release of the Performance Guarantee upon posting and acceptance of a Maintenance Guarantee; 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 July 13, 2022, a copy of which is attached hereto as Exhibit "A" and as shown herein below:

Reduced Letter of Credit for water in the amount of \$13,680.00 to be released and replaced with a maintenance guarantee in the amount of \$6,156.00 (15% of original bond).

Reduced Letter of Credit for sewer in the amount of \$13,320.00 to be released and replaced with a maintenance guarantee in the amount of \$5,994.00 (15% of original bond).

Reduced Letter of Credit for irrigation in the amount of \$10,440.00 to be released and replaced with a maintenance guarantee in the amount of \$4,698.00 (15% of original bond).

**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 Emily Estates, 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-8-2022-214                      RESOLUTION AUTHORIZING THE RELEASE OF  
PERFORMANCE GUARANTEES UPON THE ACCEPTANCE OF  
A MAINTENANCE GUARANTEE POSTED FOR EMILY COURT  
ESTATES– PB-1143-13. (Emily Court)**

**WHEREAS**, Mr. & Mrs. Anthony Dipasquale, have posted Performance Guarantees for the Emily Court Estates project (PB-1143-13); and

**WHEREAS**, a request was made for the 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 July 19, 2022, 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, County of Middlesex, State of New Jersey that release of the project performance guarantees shall be conditioned upon resolution of all outstanding escrow balances associated with the administration of this project by Township officials, as well as the posting of maintenance guarantees for 15% of the project total (\$463,094.33), or \$69,464.15. Such maintenance guarantee shall run for a period of not less than two years from the date of memorialization of such action by the Council.

**BE IT FURTHER RESOLVED**, in accordance with the Monroe Township Code, the developer shall maintain funds in the engineering inspection escrow account in the amount of fifty percent (50%) of the original deposit” however in lieu of this, the Township Engineer’s office feels that the funds currently being held in escrow with the Township will be sufficient.

**SO RESOLVED**, as aforesaid.

ROLL CALL:	Councilman Charles Dipierro	Abstain
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

Copy of Resolutions Duly Filed.

**Administrator’s Report** – Administrator Weinberg shared good news regarding the historic barn on the corner of Mounts Mills Road stating that Mayor Dalina has asked to remove it from the contract therefore, the barn is here to stay.

Turned the report over to Director Stroin who gave an update on the progress of the BFI Landfill. Director Stroin said that great progress was being made with the construction of the force main and a change order was done to eliminate 4,000 feet of open cutting of the roadway in favor of horizontal drilling which is spectacular. He reported that the design of the Pump Station is being finished which that will in turn feed the force main and will not have any impact on the residents. Director Stroin also mentioned that great progress is being made regarding the Master Plan as the draft has been received by the subcommittee and stakeholder group. There will be a draft presentation at the next Planning Board meeting August 25<sup>th</sup> and hopefully we will be able to present for final review at the September meeting.

Administrator Weinberg thanked the Recreation Department for their hard work in having another successful Summer Camp. He noted that there are over 140 staff members and nearly 1,000 children participating in the program.

Announced that the tax bill is expected to go out sometime next week with notices being posted on the

Township's website, Facebook, and e-blasts. He noted that the grace period has been pushed to September 25<sup>th</sup> and added that the municipal portion has not increased.

Reported that the energy tax receipt fight continues with our first effort gaining us \$118,000.

Thanked the Council for approving the funding for the turf field, as well as the Police Department \$2.5 million expansion, new ambulance, 3 new police vehicles, salt truck, electric vehicle, 20 passenger bus and an electronic gate for DPW.

Thanked all the employees for braving the heat and working through this extreme weather; he also reminded everyone of pet safety as well during these heat waves.

Thanked MTUD for working through the night to fix a force main break over on Forman Avenue.

Congratulated the Mighty Oaks Players, Patrons of the Arts and the Cultural Arts Commission for their presentation of "Once Upon a Mattress" which was a well-attended event.

Regarding Councilman Dipierro's question regarding the connection fees for the school, Administrator Weinberg reiterated that we have always waived the fees for the school and now that the MUA is no longer independent and now a part of the Township the Mayor confirmed that there would be no connection fees charged if it was needed by the school to connect or add in at any of their facilities.

The special needs playground on Prospect Plains Road has officially opened and extended thanks to the County for their partnership.

Briefly gave an overview of the Community Solar Program and advised those interested in more information to contact Harold Klein.

Extended thanked to Judge Boyd for his years of service to the Township.

Hidden Gems will be performing at Thompson Park during the "Concerts in the Park" series; noted this is the first time we will be having a Bollywood performance which is very exciting.

The 4<sup>th</sup> of July celebration at the park was a success and extended thanks to Ria Alathur who was Co-Master of ceremonies along with Mayor Dalina.

The Tamburro Garden has opened at the library, which is a beautiful testament to both former Mayor Gerald Tamburro and his wife Carol for their years of dedication and service to the Township.

The Library will be closed tomorrow, August 2<sup>nd</sup>, as they are having their HVAC system replaced.

"Mind the Gap" coffee shop has officially opened, and Mayor Dalina is looking forward to having a ribbon cutting ceremony in the near future.

Reminded everyone that National Night Out is tomorrow night from 6pm-9pm at Thompson Park.

**Engineer's Report** – Gave an update regarding the outstanding punch list items on the improvement project located at Matchaponix Avenue/Spotswood-Gravel Hill Road, stating that our Attorney has sent a 30 day notice which will start the process of taking their performance bonds.

The 2022 Roadway Improvement Project is underway and set to begin mid-late August.

Lastly, the Costco Drive Improvement Project is well under construction and milling is scheduled to start on Wednesday.

## **Council's Reports –**

### **Councilwoman Schneider –**

- Reported that the Commission on Aging continues to do an amazing job with the same number of staff even though the number of residents continue to grow. Transportation shuttled 536 residents to medical appointments, 161 residents to Princeton, 228 residents to Freehold, 39 residents within town and 180 residents to the Senior Center.
- Thanked all who volunteered to be readers at the Senior Center.
- Announced that the Senior Center will be starting work on the patio in the coming weeks.
- Reminded everyone that the Farmer's Market is every Thursday through September 15<sup>th</sup> from 2pm-7pm in the Library's parking lot. She has been thrilled buying the fresh produce.

**Councilman Dipierro** –

- Questioned the status of the County’s paving job done on Spotswood-Englishtown Road as he walked it with Engineer Rasimowicz and in driving on it he stated that it will not get better on its own. Engineer Rasimowicz stated that we are working with the County, and he has had 1-2 meetings and conversations regarding what improvements will be redone.
- Noted that Director Stroin sent an email in reference to the paving on 522 as there were 6 valves that were covered while the paving was done. Councilman Dipierro suggested that MTUD have an inspector present during the paving on Applegarth Road to Joan Warren Way as it is important to protect our assets. He added that the inspector can mark out and video before and after the paving. Thanked Director Stroin for informing the Council as to what was going on.
- Thanked Engineer Rasimowicz for his work in having the contractor fix the punch list items in regard to the paving job done on North State Home Road/Spotswood-Gravel Hill Road/Lower Matchaponix Avenue.
- Asked if we had the easement in place for the Pump Station; Attorney Rainone answered that we do not, further explaining that we have sent them our original draft to BFI in April but they are working with their 2nd attorney, so we should have a better idea of where we are by the next meeting. He added that we need a construction easement and a permanent easement. Councilman Dipierro commented that it looks like we will get the force main in but will not be able to go live with it because we do not have the easement, to which Attorney Rainone answered that we can condemn if necessary, but we would rather work this out rather than go to Court. Councilman Dipierro commented that the clock is ticking on construction as we have approved the Change Order and 120 extension that was requested by the contractor and without the force main the pipe is useless.
- Announced the opening of two new businesses within the Township; Mind the Gap Coffee which is located in Suburban Plaza will be selling coffee, bagels, scones, etc. and Jasper Stone which will be a sit-down restaurant offering steak, seafood and Italian fare from the owner of Tuscany in Old Bridge. He wished both businesses the best of luck in their ventures and is looking forward to trying out their food.
- Reminded everyone that National Night Out will be held tomorrow, August 2<sup>nd</sup> from 6pm-9pm at Thompson Park.
- Thanked Engineer Rasimowicz and his associate Ken, as well as DPW Director Wayne Horbatt for addressing issues with drainage on Bordentown Turnpike brought up by resident Diane Smith.
- Wished Attorney Rainone a Happy Birthday.

**Council Vice-President Van Dzura** –

- Shared that the Planning Board, at their meeting last week, approved the 80-unit Veteran’s Affordable Housing Project which will be 100% affordable housing for our veterans.
- Enjoyed the 4<sup>th</sup> of July fireworks at Thompson Park and seeing Ria Alathur, who competed and won multiple medals at the Special Olympics, participate as Co-Master of ceremonies alongside Mayor Dalina.
- Attended the dedication of the Tamburro Garden at the Library, which is a beautiful place to sit and read.
- Highlighted that resident Shupan Gupta won the Geography Bee, as well as, two winners from our Township who won the Miss/Mrs./Teen India Pageant which was held in Fords, N.J., Mrs. Raksha Tripathi and Teen Sanskriti Srivastava.
- Reminded everyone that it is National Night Out tomorrow evening at Thompson Park from 6pm-9pm.

**Council President Cohen** –

- Very excited to check out the “Mind the Gap” coffee shop as she is always looking for a new place to have coffee and she is eager to try their delicious scones as well.
- Commented that seeing the increased attendance at tonight’s meeting is wonderful, as attendance is so important and she is pleased to have our residents share in the work that goes on within the Township.

**Mayor’s Report** – Absent; No Report.

**UPON MOTION** made by Councilwoman Schneider and seconded by Councilman Dipierro, the **PUBLIC COMMENTS** portion of the Meeting was opened. All were in favor, none opposed.

**PUBLIC COMMENTS:**

**Tim Eosso, 2 Allison Ct.** – Mr. Eosso commented that it has come to his attention that there is a new position in the Police Department, a Fleet Manager/Supervisor, and asked if there was anyone currently doing this job. Administrator Weinberg answered that this was requested in the Police budget by Chief Biennas and is currently a job being done by a few of our sworn officers, and as the department continues to grow we have plans to add additional officers and this is something that Chief Biennas has mentioned he has wanted to add for quite some time. Attorney Rainone added that a civilian will be hired for this position which will in turn free up the police officers so they can go back out on the road.

Mr. Eosso stated that he lives in the Pines and has had an issue with the storm sewers caving in and asked if the Township has looked into this further; Engineer Rasimowicz responded that this was the first time hearing about this issue and asked for Mr. Eosso to contact him to give him locations so he can go out to look at what is going on.

**Frank Waltzer, 384A Sudbury Ln.** – Mr. Waltzer asked where we stand on remediating the drainage issues in Rossmoor relating to Tropical Storm Henri, as he heard there was at least \$1 million going towards the remediation project with potentially more money being made available; Administrator Weinberg answered that Mayor Dalina has been working with legislators in the State to direct the funding toward remediating the Cedar Brook area and remains optimistic that there will be some funding through the State budget to address the issue.

**Pat Schwalje, 586A Madison Dr.** – Mrs. Schwalje asked where the solar panels are located in reference to the solar program mentioned earlier in the meeting; Administrator Weinberg responded that this project puts the solar panels on the Costco warehouse and the credits received will be able to be used by residents. He went on to further explain the program and stated that space will be reserved for applicants who are low to moderate income and the credit received will be applied to your electric bill directly.

Mrs. Schwalje thanked all of the Township employees for their hard work during this heat wave commenting that all are doing a great job and are extremely friendly and very helpful. She also extended thanks to Mayor Dalina for his work in keeping our Township taxes stable.

**Michele Arminio, 9 Nathaniel St.** – Mrs. Arminio referenced the importance of the community engaging in the Master Plan and asked how the drafts will be made available to the public and asked when and what are the next steps leading to adoption; she added that when it is time for the public input that the Planning Board allow an extension to the 5 minute time limit if possible; Assistant Administrator McGowan responded that the draft would be presented at the August 25<sup>th</sup> Planning Board meeting and will be made available at least 10 days prior to the meeting to the public. He noted that the survey results are also currently on [www.publicinput.com](http://www.publicinput.com) and will be linked on our Township website found in the Planning Board section of the site. Attorney Rainone added that an informal public hearing will be held on August 25<sup>th</sup> and dependent on the amount of public comment and changes made to the plan it will then be decided how many public comment sessions are necessary to host. He explained that the Planning Board has a distinct function to adopt the Master Plan which includes a series of elements such as: transportation, housing, zoning, etc. and once adopted will become a guide for land use for the next 10 years and will come back to Council who will adopt the appropriate amendments. Mrs. Arminio added that it is critically important and went on to explain the importance of the Master Plan.

**Sheila McCue, 385B Sudbury Ln.** – Mrs. McCue stated that the retention pond located on the Matrix property sits behind her home, which she had to be rescued from due to the flooding from Tropical Storm Henri, and asked if it was true that the Township has an agreement with Matrix to maintain, as she was told that it exists for putting out fires on their property; Engineer Rasimowicz responded that he could not speak on whether it was meant solely for putting out fires but did say that it accepts stormwater runoff and drains it to the Turnpike. Attorney Rainone added that it sounds odd as you would not use a retention basin for fire suppression but stated that we would pull the agreement to look. Director Stroin added that he can guarantee the retention pond is not being used for fire suppression. He added that approximately 10 years ago a larger main for fire suppression was put in to protect the Matrix property. Councilwoman Schneider added that she too had to be rescued from her home in Rossmoor because of the flooding and stated that we will all work together to get this problem solved.

**UPON MOTION** made by Councilwoman Schneider and seconded by Council Vice-President Van Dzura, the **PUBLIC COMMENTS** portion of the Meeting was closed. All were in favor, none opposed.

**UPON MOTION** made by Councilman Dipierro and seconded by Councilwoman Schneider, the Regular Meeting was Adjourned at 8:27pm.

ROLL CALL:	Councilman Charles Dipierro	Aye
	Councilwoman Elizabeth Schneider	Aye
	Councilwoman Rupa P. Siegel	Absent
	Council Vice-President Terence Van Dzura	Aye
	Council President Miriam Cohen	Aye

*Christine Robbins*  
\_\_\_\_\_  
CHRISTINE ROBBINS, Township Deputy Clerk

*Miriam Cohen*  
\_\_\_\_\_  
MIRIAM COHEN, Council President

Minutes were adopted on: September 7, 2022.